

**BOARD OF TRUSTEES
THE CITY UNIVERSITY OF NEW YORK
535 EAST 80TH STREET
NEW YORK, NEW YORK 10075**

**REVISED
C A L E N D A R**

APRIL 30, 2012

NO. 1. CHANCELLOR'S UNIVERSITY REPORT: RESOLVED, That the Chancellor's University Reports for April 30, 2012 (including Addendum and Errata Items) be approved:

EXPLANATION: The Chancellor's University Report consists of standard resolutions and actions of a non-policy nature which require approval by the Board of Trustees.

NO. 2. APPROVAL OF MINUTES: RESOLVED, That the minutes of the regular Board meeting and Executive Session of February 27, 2012 be approved.

NO. 3. COMMITTEE ON FISCAL AFFAIRS: RESOLVED, That the following items be approved:

A. JOHN JAY COLLEGE OF CRIMINAL JUSTICE - NYC JUSTICE CORPS PROCUREMENT:

RESOLVED, That the Board of Trustees of The City University of New York authorize the General Counsel to execute up to four contracts on behalf of John Jay College of Criminal Justice to provide services for the NYC Justice Corps. The contracts shall be awarded on the basis of responsiveness to the NYC Justice Corps Request for Proposals to the responsible offeror(s) after public advertisement and timely submission of sealed proposals pursuant to law and University regulations. The Request for Proposal solicitation and evaluation processes have been conducted by the College. The initial term shall be two years and the contract shall include up to two one-year options for the University to renew in its best interest. Such purchase shall not exceed a total estimated cost of \$8,790,000 (\$4,515,000 during fiscal year ending June 30, 2013 and \$4,275,000 during fiscal year ending June 30, 2014), using funds allocated by the City of New York to CUNY, and chargeable to FAS Code 2-997-47-401. The contract shall be subject to approval as to form by the University Office of General Counsel.

EXPLANATION: John Jay College of Criminal Justice will use these services for the implementation of the NYC Justice Corps in targeted New York City communities with high rates of poverty and young adult involvement in the criminal justice system. The NYC Justice Corps is a collaborative initiative that The City University of New York is engaging in with the New York City Center for Economic Opportunity as a demonstration project to reduce poverty and reduce recidivism among youth ages 18 to 24 by setting them on the path toward higher levels of education, dignified work, and meaningful participation in civic life. The initiative also seeks to enhance the capacity of New York City neighborhoods most affected by justice system involvement to support the successful reentry and reintegration of their own young people into the life of the community and the labor market of New York City.

B. THE CITY UNIVERSITY OF NEW YORK - CUNY CAREER PATH TUITION WAIVERS:

RESOLVED, That the Board of Trustees of The City University of New York authorize the granting of tuition waivers to student participants in the CUNY Career PATH program.

EXPLANATION: In September 2011, a consortium of eight CUNY colleges was awarded a United States Department of Labor Trade Adjustment Assistance Community College and Career Training grant for \$19.86 million. The funds will be used to implement CUNY Career PATH, Career Preparation for Adults through Training and Higher Education, which will prepare more than 2,000 unemployed and underemployed adults and those at risk of losing their jobs for success in college and their careers. Students will enroll in continuing education and credit courses; a portion of students will enroll in college. The eight consortium member schools are: Kingsborough Community College (lead); Borough of Manhattan Community College; Bronx Community College; Hostos Community College; LaGuardia

Community College; Queensborough Community College; New York City College of Technology; and the College of Staten Island. The United States Department of Labor does not allow the grant to be used to pay for tuition or fees. The eight consortium member schools seek to provide tuition waivers for students who require them, thus eliminating a barrier to their participation in the program. The consortium estimates that approximately \$2 million in waivers will be granted to 720 students over the three-year term of the grant.

C. COLLEGE OF STATEN ISLAND – BUS TRANSPORTATION SERVICES:

RESOLVED, That the Board of Trustees of The City University of New York authorize the General Counsel to execute a contract on behalf of the College of Staten Island to purchase bus services to transport its students, staff, and faculty between the ferry terminal and the campus, along the 2.5 mile loop road on campus, and to and from sporting events. The contract shall be awarded to the lowest responsive and responsible bidder after public advertisement and sealed bidding by the College pursuant to law and University Regulations. Such purchase shall not exceed a total estimated cost of \$1,800,000 per fiscal year, chargeable to FAS Code 226701400, and \$162,000 per fiscal year, chargeable to The College of Staten Island Association, Inc. The contract shall have a five-year term with the right for the University to terminate the contract at any time in its best interest. The contract shall be subject to approval as to form by the University Office of General Counsel.

EXPLANATION: The College of Staten Island will use this contract to provide the necessary transportation services to its students, faculty, and staff year-round on a regularly scheduled basis.

D. SUBCOMMITTEE ON INVESTMENT - INVESTMENT PORTFOLIO EXPENDITURE APPROPRIATION:

RESOLVED, That in accordance with University Investment Policy, Appendix B - Spending Policy, section 1. Spending Decisions, A. CUNY Funds, last paragraph, the Board approves the recommendation of the Subcommittee on Investment authorizing funds for annual expenditure from the Portfolio at a rate at or below 4.5% of the Portfolio's average market value.

NO. 4. COMMITTEE ON ACADEMIC POLICY, PROGRAMS AND RESEARCH: RESOLVED, That the following items be approved:

A. LEHMAN COLLEGE - MS IN GEOGRAPHIC INFORMATION SCIENCE:

RESOLVED, That the program in Geographic Information Science, leading to the Master of Science at Lehman College, be approved effective May 1, 2012, subject to financial ability.

EXPLANATION: This 40 credit program will prepare students for theoretical and applied research careers in the field of geospatial sciences which has applications in employment sectors such as healthcare and environmental sciences. Students have the option of either a traditional master's degree, preparing them for doctoral studies, or one that requires courses in public health and an internship, preparing them for direct employment.

Graduate degrees that integrate the sciences with other fields of study and include internships are part of a national effort to create science degrees more appropriate for industry employment upon graduation. These programs are known as Professional Science Master's degrees and there are more in the planning stages throughout the senior colleges at CUNY.

B. CITY COLLEGE - MS IN EARTH SYSTEMS AND ENVIRONMENTAL ENGINEERING:

RESOLVED, That the program in Earth Systems and Environmental Engineering leading to the Master of Science at City College, be approved effective May 1, 2012, subject to financial ability.

EXPLANATION: The MS in Earth Systems and Environmental Engineering will integrate several traditional science and engineering disciplines with coursework in the social sciences, regulatory law and management to prepare student to solve contemporary environmental problems. Students will select a concentration in either Water Resource Engineering

and Management; Climate and Remote Sensing; or Geoinformatics and GIS. Similar to the proposed Lehman College MS in Geographic Information Science, students are able to opt for a traditional master's degree, preparing them for doctoral study, or one that adheres to the specifications for a Professional Science Master's degree that prepares them for direct employment in science careers in business, government, or nonprofit organizations.

C. CITY COLLEGE - MA IN BRANDING AND INTEGRATED COMMUNICATIONS:

RESOLVED, That the program in Branding and Integrated Communications, leading to the Master of Arts at City College, be approved effective May 1, 2012, subject to financial ability.

EXPLANATION: The MA in Branding and Integrated Communications is a thirty-six credit professional graduate degree being proposed by City College. The program, which is built on the strength of the college's undergraduate degree in Communications (focusing on Advertising and Public Relations) has three distinct specializations: Advertising Management and Planning, Advertising Concepting and Copywriting, and Corporate Communications and Public Relations. The degree will prepare graduates for employment in advertising, public relations, brand management and other fields where brand identity is essential to the success of the enterprise. The program faculty have well established relationships at communications organizations which they are prepared to leverage in assisting students in career placement.

D. CITY COLLEGE - BS IN BIOTECHNOLOGY AND MS IN BIOTECHNOLOGY:

RESOLVED, That the programs in Biotechnology leading to the Bachelor of Science and the Master of Science at City College, be approved effective May 1, 2012, subject to financial ability.

EXPLANATION: These related interdisciplinary programs utilize the existing strengths of the Science Division at City College in terms of both faculty expertise and research facilities. The field of biotechnology allows scientists to modify living organisms for such purposes as drug development and environmental cleanup. The proposed BS program will expose students to college level biology, chemistry and physics and then more advanced courses in areas such as Biochemistry, Genetics and Bioinformatics. Existing courses from multiple departments will be combined to create a unique interdisciplinary program that makes scientific research a requirement for all students. The proposed MS in Biotechnology, which will require a science undergraduate degree as a prerequisite for admission, builds upon a strong foundation in standard graduate biology courses with interdisciplinary electives in biochemistry, biophysics, and biostatistics. By combining hands-on laboratory experience with scientific writing, the programs will prepare graduates to begin careers in medical, pharmaceutical, biotechnology and academic settings.

E. NEW YORK CITY COLLEGE OF TECHNOLOGY - BS IN BIOMEDICAL INFORMATICS:

RESOLVED, That the program in Biomedical Informatics leading to the Bachelor of Science at New York City College of Technology, be approved effective May 1, 2012, pending financial ability.

EXPLANATION: This proposed interdisciplinary baccalaureate program will allow students to opt for a specialized concentration in one of two professional areas which will share coursework in science and mathematics as well as computer programming, networking, and database design. The Biomedical and Molecular Bioinformatics concentration will prepare students for careers at pharmaceutical and biotech companies, research hospitals and academic institutions manipulating and analyzing DNA, RNA and protein databases. The Healthcare Informatics concentration will prepare students for careers in which they will be responsible for the secure storage, retrieval and use of biomedical information, as national standards are developed for the transfer of medical records to facilitate the electronic processing of insurance claims and other transactions. This program builds upon the strengths of the college's existing technology curriculum with the strengths of an outstanding science faculty, whose research interests are aligned with, and will support, this new program.

- F. HONORARY DEGREES:** RESOLVED, That the following honorary degrees, approved by the appropriate faculty body, the college president and recommended by the Chancellor, be presented at the commencement exercise as specified:

COLLEGE	DEGREE
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BARUCH COLLEGE

David Brooks	Doctor of Letters
Louis J. Cappelli	Doctor of Humane Letters

(To be conferred at the commencement ceremony on May 30, 2012)

BROOKLYN COLLEGE

Sylvia Mendez	Doctor of Humane Letters
Anthony Fauci	Doctor of Science
Cecil Taylor	Doctor of Fine Arts

(To be conferred at the commencement ceremonies on May 30 and May 31, 2012)

GRADUATE SCHOOL AND UNIVERSITY CENTER

Marian Goodman	Doctor of Humane Letters
Philip Levine	Doctor of Humane Letters

(To be conferred at the commencement ceremony on May 24, 2012)

JOHN JAY COLLEGE OF CRIMINAL JUSTICE

Judith Jamison	Doctor of Letters
Michael Meltsner	Doctor of Laws
Michael L. Perlin	Doctor of Laws

(To be conferred at the commencement ceremony on May 31, 2012)

CUNY SCHOOL OF LAW

Ronald Ellis	Doctor of Laws
Dikgang Moseneke	Doctor of Laws
Radhika Coomaraswamy	Doctor of Laws

(To be conferred at the commencement ceremony on May 18, 2012)

LEHMAN COLLEGE

Shirley Rodriguez Remeneski	Doctor of Humane Letters
Karen Musalo	Doctor of Humane Letters
Albert P. Carey	Doctor of Humane Letters

(To be conferred at the commencement ceremony on May 31, 2012)

MACAULAY HONORS COLLEGE

Merryl H. Tisch	Doctor of Humane Letters
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(To be conferred at the commencement ceremony on June 5, 2012)

NO. 5. COMMITTEE ON FACULTY, STAFF, AND ADMINISTRATION: RESOLVED, That the following items be approved:

A. QUEENSBOROUGH COMMUNITY COLLEGE - NAMING OF THE SENATOR FRANK PADAVAN ARCHIVES AND SENATOR FRANK PADAVAN ARCHIVES ANNEX:

RESOLVED, That the Board of Trustees of The City University of New York approve the naming of two rooms within the Kurt R. Schmeller Library at Queensborough Community College as the “Senator Frank Padavan Archives” and the “Senator Frank Padavan Archives Annex.”

EXPLANATION: Senator Frank Padavan represented the Borough of Queens’ 11th State Senate District from 1972 through 2010, and distinguished himself as a principal architect of significant New York State legislation. His Senate papers document his sponsorship and/or support of legislation addressing a variety of issues, including mental health advocacy, economic reform, crime, terrorism and education.

Senator Padavan has graciously donated his Senate papers to Queensborough Community College, and the College is committed to preserving the Senator’s papers while providing ongoing access to scholars and community members. Therefore, the College requests that the rooms where the Senator’s papers are housed be named the “Senator Frank Padavan Archives” and the “Senator Frank Padavan Archives Annex.”

B. JOHN JAY COLLEGE OF CRIMINAL JUSTICE - NAMING OF THE DRS. RUBIE AND JAMES MALONE STUDENT GOVERNMENT CONFERENCE ROOM:

RESOLVED, That The Board of Trustees of The City University of New York approve the naming of the conference room in the Student Government Office at John Jay College of Criminal Justice as the “Drs. Rubie and James Malone Student Government Conference Room.”

EXPLANATION: Together, Rubie and James Malone have given over 70 years of service to John Jay College and helped thousands of students navigate the challenges of college life. Rubie was a counselor in the SEEK program and eventually became its director. She went on to become the College’s Assistant Vice President for Strategic Planning. Jim directed the SEEK program and went on to become the Dean of Students and later, Vice President for Student Affairs. Jim also worked with students to develop the student government charter that is the basis for the College’s Constitution and Bylaws, which govern the functions of all John Jay College clubs and the Student Council.

Upon retiring, the Malones established a \$100,000 endowed scholarship to address the high rate of attrition among students between their freshmen and sophomore years. In recognition of their legacy, the College would like to name the Student Government Conference Room in their honor.

C. THE CITY COLLEGE OF NEW YORK - AMENDMENT TO THE GOVERNANCE PLAN:

RESOLVED, That the proposed amendment to the Governance Plan of The City College of New York be adopted, effective May 1, 2012.

EXPLANATION: The proposed amendment to the City College Governance Plan would increase the flexibility of the College Ombudsman election process by allowing for a single candidate for Ombudsman if two candidates cannot be found. Specifically, the amendment requires the Faculty Senate to make a good faith effort to find two candidates, but allows for one candidate if those efforts do not yield two candidates. Both the College President and the City College Faculty Senate support this amendment. The Faculty Senate approved the amendment on December 15, 2011.

NOTE: New material is underlined; deleted material is struck out.

REVISED GOVERNANCE PLAN
ARTICLE XI
The Office of the Ombudsman

The Office of the Ombudsman is not intended to replace the normal channels of administrative process. It is an exceptional procedure, to be used only when the normal channels do not adequately respond.

- a. The areas of responsibility of the Ombudsman are:
 - i. Equity - to help individuals in specific cases to seek just and equitable treatment;
 - ii. Critical Review - to help administrative functionaries (whether connected with student government organizations or with the officers of the Faculty or the administration) to improve their process and procedures, not only to correct a particular inequity or injustice, but also to prevent its recurrence; and
 - iii. Recommendation and Report - to recommend such changes in procedure and practice as may be appropriate, and to make final, public report on his actions.
- b. The methods appropriate to the Ombudsman will be those which are appropriate to the foregoing functions:
 - i. As to Equity, the Ombudsman will
 - (a) afford full opportunity for the presentation, in confidence, of any complaint or grievance, from any student or any member of the Faculty or the staff alleging unfairness, inequity, discourtesy, undue delay, or other malfunctioning in the processes of The City College;
 - (b) investigate, in confidence, to determine the degree of validity of the complaint.
 - (c) mediate or otherwise resolve the problem, arriving, in confidence, at what appears to be a just resolution (including the dismissal of the complaint or recommendation of action based on the verified complaint); and
 - (d) report the disposition of the specific case directly to the Office of the President.

Notwithstanding the foregoing, in all cases of alleged inequity, injustice or malfunction, the Ombudsman will not be expected to concern himself with the normal operations of grievance process or disciplinary procedures which are established by the Board of Trustees or by appropriate College bodies and authorities, except that he may, on the sole basis of his own judgment, inquire into possible or alleged unfairness or inequity resulting from possible bias or malfunction in any of these proceedings, and make confidential report thereon to the Office of the President.

- ii. As to critical review, the Ombudsman will
 - (a) be receptive to all suggestions, comments and criticisms regarding the general functioning of College processes and procedures (as distinguished from individual grievances or complaints of inequity);
 - (b) make appropriate inquiries;
 - (c) make recommendations, in confidence, to the administrative officer who heads the particular unit involved; and
 - (d) report to the Office of the President as to the disposition of such recommendations.

- iii. As to recommendation, the Ombudsman will, in addition to any recommendations submitted in connection with the foregoing functions, from time to time and annually, make such report and recommendations as he deems wise, directly to the Office of the President, with such substantiation as may be appropriate.

The primary task of the Ombudsman is to serve as a confidential investigator in any specific case of alleged inequity, unfairness or maladministration, and therein to be the impartial spokesman, both to the person or persons making the complaint and to the person(s) against whose performance the allegation is brought. The Ombudsman is to have access to all relevant facts in the case. He is to enjoy the complete cooperation of the individual officers(s) of instruction or administration against whom complaints have been brought. He is to receive cooperation from any complaint. He is to carry out his work in privacy and with full respect for the rights and immunities of all parties.

Having completed his inquiries, he will make such disposition of each case, as, in his sole judgment, is best. He may dismiss the charges as being without foundation or merit. He may recommend corrective action to achieve justice or equity in the particular case. He will determine the question of equity and fairness not on the basis of opinion or bias or preference, but on the basis of whether or not the rules, guidelines, and other governing statutes have been followed honestly and fairly, and without undue delay. If he finds a particular rule or regulation or statute is itself unfair or makes for inequity, he may convey that finding to the Office of the President; but he may not at the same time make a finding against an individual who has faithfully adhered to the guidelines then governing the case.

His secondary, but no less important, task is to make recommendations which seem appropriate to him for changes in the rules, practices, procedures and regulations by which administrative functionaries of the student body, Faculty or administration are guided.

Thirdly, he may recommend changes in procedures and practices which do not involve changes in the rules, regulations, guidelines and statutes.

In arriving at any of the foregoing recommendations, he will consult carefully and fully with the particular officers and offices involved, keeping the President informed of progress.

In addition, should the Ombudsman arrive at conclusions which are critical of the operations and practices of the Office of the President, or Presidential disposition of specific cases duly reported by the Ombudsman to the President, he will so inform the President; and if there is no resolution of the problem which is satisfactory to him, the Ombudsman may take the matter directly to the Board of Trustees, informing the President as he does so.

The powers of the Ombudsman include:

- a. access to all records pertinent to any allegation of inequity or injustice or other grievance coming under his jurisdiction;
- b. the right to inquire of any officer of instruction or of administration, or of any member of the clerical and custodial staffs, or of any student, in connection with his proper inquiries, and to receive full and complete answers;
- c. the right to mediate or otherwise arrive at a compromise or to arrive at his own proposal for solution of the problem at hand;
- d. the right to present his recommendations for solution to the parties involved and to report such recommendations to the supervisory officers of the person(s) involved and to the President; and, having completed the foregoing processes, in confidence;
- e. the right to make final public report in the matter.

The Office of the Ombudsman shall be headed by a member of the tenured Faculty, elected by the Faculty each year, at the same time as the election for the Faculty Senate. The electorate shall be the same as for the Faculty Senate. Nominations shall be by petition of at least twenty-five signatures. The Faculty Senate will make a good faith effort to find at least two candidates. Failing this, a single candidate will be sufficient. ~~and there shall be at least two candidates. Failing this, the Faculty Senate shall nominate a sufficient number.~~ A reduced teaching schedule should be afforded for the Ombudsman.

In the Office of the Ombudsman there shall also be a student, preferably one who is in his final year as an undergraduate, elected at the same time as the election for the Undergraduate Senate. The electorate shall be the same as for the Undergraduate Senate. Nominations shall be by petition of at least twenty-five signatures, and there shall be at least two candidates. Failing this, the Undergraduate Senate shall nominate a sufficient number. The Student Ombudsman will perform his duties in consultation with the Faculty Ombudsman, when desirable.

NO. 6. COMMITTEE ON STUDENT AFFAIRS: RESOLVED, That the following item be approved:

A. NEW COMMUNITY COLLEGE – ESTABLISHMENT OF COLLEGE ASSOCIATION AND AN INITIAL STUDENT ACTIVITY FEE:

RESOLVED, That the Board of Trustees approve the establishment of the New Community College Association, Inc., and the proposed bylaws and certificate of incorporation of the college association; and be it further

RESOLVED, That in the event that the New Community College changes its name, the College Association is authorized to change its name to reflect the new name of the College; and be it further

RESOLVED, That an initial student activity fee of \$55.85, per semester, be instituted for full-time students and \$20.85, per semester, for part-time students be instituted at the New Community College, effective Fall 2012; and be it further

RESOLVED, That \$55.00 of the full-time fee and \$20.00 of the part-time fee will be allocated by College Association and \$0.85 of both fees will be allocated by the University Student Senate; and be it further

RESOLVED, That this student activity fee schedule remain in effect until the student body of the New Community College conducts a referendum in accordance with Section 16.12 of the Bylaws.

EXPLANATION: An inaugural class will commence at the New Community College in Fall 2012. In order to offer the student body extracurricular and other student services, it is better for the campus to open with opportunity for a viable student program to be in place.

The College desires to organize a college association named New Community College Association, Inc. that will be responsible for administering the student activity fee. In accordance with Board Bylaw Section 16.5, the bylaws and certificate of incorporation of the college association have been approved by the New Community College President and reviewed by the University Office of General Counsel. Its governing board will be composed of the College President or his or her designee as chair, six students, three administrators, and three faculty members.

The College has reviewed student activity fees at the other community colleges and, in consideration of its needs, proposes that the initial student activity fee be established at \$55.85 for full-time students and \$20.85 for part-time students. This fee will support a full range of extracurricular activities pursuant to Section 16.2 of the Bylaws.

Without student governance in place, the fee is being brought forward to the Board at the recommendation of the President of the College and with the support of the Vice Chancellor for Student Affairs. This process follows the 1983 precedent when the new Law School interim fee was established.