

MINUTES OF THE MEETING OF THE BOARD OF
TRUSTEES OF THE CITY UNIVERSITY OF NEW YORK

HELD

FEBRUARY 28, 2005

AT BARUCH COLLEGE VERTICAL CAMPUS
55 LEXINGTON AVENUE – BOROUGH OF MANHATTAN

The Chairperson called the meeting to order at 4:31 P.M.

There were present:

Benno C. Schmidt, Jr., Chairman

Valerie Lancaster Beal
Wellington Z. Chen
Rita DiMartino
Joseph J. Lhota

Hugo M. Morales
Nilda Soto Ruiz
Jeffrey S. Wiesenfeld

Lauren Fasano, ex officio

Susan O'Malley, ex officio (non-voting)

Frederick P. Schaffer, General Counsel and Vice Chancellor for Legal Affairs
Jay Hershenson, Secretary and Vice Chancellor for University Relations
Hourig Messerlian, Executive Assistant
Towanda Lewis
Anthony Vargas

Chancellor Matthew Goldstein
Executive Vice Chancellor Selma Botman
Senior Vice Chancellor Allan H. Dobrin
President Dolores Fernandez
President Ricardo Fernandez
President Russell K. Hotzler
President Frances Degen Horowitz
President Marcia V. Keizs
President Christoph M. Kimmich
President Eduardo J. Marti
President Gail O. Mellow
President James L. Muyskens
President Antonio Perez
President Regina Peruggi

President Jennifer Raab
President Marlene Springer
President Jeremy Travis
President Kathleen M. Waldron
President Carolyn G. Williams
President Gregory H. Williams
Dean Kristin Booth Glen
Dean Stanford A. Roman, Jr.
Vice Chancellor Otis O. Hill
Vice Chancellor Emma E. Macari
Vice Chancellor Ernesto Malave
Vice Chancellor Brenda Richardson Malone
Interim Vice Chancellor Michael Zavelle

The absence of Trustees John S. Bonnici, John J. Calandra, Kenneth E. Cook, Randy M. Mastro, Kathleen M. Pesile, Carol A. Robles-Roman, and Marc V. Shaw was excused.

Chairman Schmidt called the meeting to order, and stated that the Board will go into Executive Session to discuss personnel matters after the Public meeting ends. He announced that the following notice, which had been widely distributed, would be entered into the record of this public meeting:

"The meetings of the Board of Trustees of The City University of New York are open to the public, and the Board welcomes the interest of those who attend. The public has ample opportunity to communicate with the Board. Public hearings on the Board's policy calendar are scheduled one week prior to the Board's regular meetings and members of the public who wish to communicate with the Board are invited to express their views at such public hearings. Furthermore, the Board holds additional public hearings each year in all of the five boroughs at which members of the public may also speak. In addition, written communications to the Board are distributed to all Trustees.

The Board must carry out the functions assigned to it by law and therefore will not tolerate conduct by members of the public that disrupts its meetings. In the event of disruptions, including noise which interferes with Board discussion, after appropriate warning, the Chairman will ask the security staff to remove persons engaging in disruptive conduct. The University may seek disciplinary and/or criminal sanctions against persons who engage in conduct that violates the University's rules or State laws which prohibit interference with the work of public bodies."

A. VIDEOTAPING OF BOARD MEETING: **Chairman Schmidt** announced that as usual **CUNY-TV** is transmitting this afternoon's meeting of the **Board of Trustees** live on cable Channel 75, continuing to make available this important community service.

Chairman Schmidt stated that on behalf of the Board, I would like to say how pleased we are to welcome **President Marcia Keizs**, the new president of **York College**. Congratulations to you. And congratulations also to **President Keizs** on her selection to receive a special award -- The Governor's Tribute to African American Leaders of Excellence in State Service -- presented in Albany on February 1st.

Chairman Schmidt stated that I would like to welcome and acknowledge the presence at our meeting today of Mrs. Shirley Fiterman, her son, Mr. Steven Fiterman, and Steven's wife, Mrs. Susan Fiterman, as well as, their grandson, Mr. Miles Fiterman. The Fiterman family are, of course, generous and gracious benefactors, givers of scholarships and gifts to the University. As we all know, the late Miles Fiterman was a prominent philanthropist who, along with his wife Shirley donated the largest single gift in the history of **CUNY**, an office building in downtown lower Manhattan, for use by **BMCC**.

Calendar Item 6.A. at this meeting is the naming of 30 West Broadway as the Miles and Shirley Fiterman Hall. After consideration of this item later in our agenda, we will invite the members of the Fiterman family who are with us today to join us at the table and say a few words. But I do welcome you most warmly.

Chairman Schmidt reported that the Board held its **Brooklyn Borough Hearing** on Tuesday, February 22, 2005 at Brooklyn Borough Hall. A summary of the proceedings has been circulated to the Trustees and the Chancellor's cabinet, and a transcript is available in the **Office of the Secretary**.

Please note that our next **Board of Trustees** Borough Hearing will take place on Tuesday, March 15, 2005 in the Borough of Staten Island at the Performing Arts Center at the **College of Staten Island**.

As you know, the **Board of Trustees'** one-day trip to Albany will take place on Monday, March 7, 2005. You have received a comprehensive itinerary already and additional briefing materials will be provided prior to the visit. I hope as many Trustees as possible can attend. If you have any questions about it, please be in touch with **Secretary and Vice Chancellor Jay Hershenson**.

Congratulations to **Hostos Community College** for winning for the second year in a row, both the men's and women's community college championships at the 40th annual CUNY Athletic Conference Basketball Tournament.

Congratulations to the **College of Staten Island** for winning the Women's Senior College Championship, and to **New York City College of Technology** for winning the Men's Senior College Championship. I am sure that you will also be interested and want to congratulate the winner of the cheerleading competition this year which was **Baruch College**. Congratulations to all of you.

B. FACULTY HONORS: Chairman Schmidt called on Trustee Valerie Lancaster Beal, who announced the following:

1. Professor of Physics at **Hunter College**, **Dr. Godfrey Gumbs** received two honors from the American Physical Society. **Dr. Gumbs** was made a fellow of the society, and received its 2005 Edward A. Bouchet Award which recognizes a distinguished minority physicist with significant contributions to physics research.
2. Professor of Theater at **Hunter College**, **Dr. Tina Howe** was selected as the 2005 William Inge Theatre Festival's honoree for distinguished achievement in American theatre. **Dr. Howe** is only the second woman to receive this coveted award.
3. Professor of Physics at **Hunter College**, **Dr. Mark Hillery** has been named a Fellow of the Optical Society of America, an honor that is limited to 10% of the society's membership.

C. STUDENT HONORS: Chairman Schmidt called on Wellington Z. Chen, who announced the following:

1. Nineteen **Hostos Community College** students who sat for the American Registry of Radiologic Technologists Certification examination, all passed with an average score of 88.2%. This is the eighth year that this program has had a 100% pass rate on the national examination.
2. **Sut Lo**, a **New York City College of Technology** Advertising Design and Graphic Arts student, won the National Arts Club Award of Distinction for her drawing titled *Portrait* at the Club's 29th annual student exhibition held earlier this month.
3. **James Richardson**, a **New York City College of Technology** Human Services major received the 2004 Youth Leadership Award from the Corona/East Elmhurst NAACP.
4. **Riki Drori**, a recent graduate of **Hunter College** received a Jack Kent Cooke Foundation Graduate Scholarship to support her studies for an MBA at one of the world's top tier business schools located in France, I.N.S.E.A.D.

D. GRANTS: Chairman Schmidt presented for inclusion in the record the following list of grants of \$100,000 or above received by the University subsequent to the January 24, 2005 Board meeting.

CITY COLLEGE

- A. \$760,000 **ARO** to Alfano, R., IUSL, for "DOD Center for Nanoscale Photonic Emitters and Sensors for Military Medical and Commercial Applications."
- B. \$375,237 **ARO** to Xiao, J. and Zhu, Z., Electrical Engineering, for "Co-operative Wall Climbing Robots in 3-D Environments for Surveillance and Target Tracking."
- C. \$350,410 **ARO** to Subramanian, K., Civil Engineering, for "Blast Mitigation Using Controlled Low Strength Porous Materials and Fiber Reinforced Polymers: Experimental Investigation and Theoretical Development."
- D. \$278,460 **NATIONAL INSTITUTES OF HEALTH** to Tchernichovski, O., Biology, for "Behavioral Mechanisms of Vocal Imitation."

- E. \$277,888 **NEW YORK STATE DEPARTMENT OF EDUCATION** to Raia, F. and Dyasi, H., Earth and Atmospheric Science, for "An Integrated System for Professional Development to Improve Science and Technology Teaching and Learning in Grades K-8."
- F. \$260,000 **TELCORDIA TECH** to Saadawi, T. and Lee, M., Electrical Engineering, for "Telcordian Consortium: Collaborative Technology Alliance for Communications and Networking."
- G. \$250,000 **VARIOUS** to Roman, S., Medical School, for "CUNY Medical School Administrative Support."
- H. \$197,134 **ARO** to Crouse, D., Arend, M., and Tamargo, M., Electrical Engineering, for "Materials and Devices Research and Educational Infrastructure Enhancement."

THE GRADUATE SCHOOL AND UNIVERSITY CENTER

- A. \$400,000 **FORD FOUNDATION** to Woodward, S., for "State Failure: Reframing the International and Economic Agenda."
- B. \$346,300 **GALLAUDET UNIVERSITY** to Neuman, A. and Long, G., for "Rehabilitation Engineering Research Center on Hearing Enhancement."
- C. \$263,764 **HOFSTRA UNIVERSITY** to Flugman, B. and Hecht, D., for "Evaluation of Mathematics, Science, and Technology Partnership Project."
- D. \$150,100 **CARNEGIE CORPORATION OF NEW YORK** to Weiss, T., for "Completing the United Nations Intellectual History Project (UNIHP) and Disseminating its Research and Oral History."

HUNTER COLLEGE

- A. \$420,134 **NEW YORK STATE OFFICE OF ALCOHOLISM & SUBSTANCE ABUSE SERVICES** to O'Neill, J., Educational Foundations & Counseling Programs, for "Chemical Dependency Work Study Program."
- B. \$379,763 **PHS/NATIONAL INSTITUTES OF NEUROLOGICAL DISORDERS & STROKE** to Goldfarb, M., Biological Sciences, for "Neuronal Functions of FHFS."
- C. \$365,860 **PHS/NIH/NATIONAL INSTITUTE OF MENTAL HEALTH** to Krauss, B., Center on AIDS, Drugs and Community Health, for "Parent/Preadolescent Training for HIV Prevention – Part 3."
- D. \$264,023 **PHS/HEALTH RESOURCES & SERVICES ADMINISTRATION** to DeGazon, C., Nursing, for "Becoming Excellent Students in Transition to Nursing (BEST)."
- E. \$251,000 **NEW YORK CITY HUMAN RESOURCES ADMINISTRATION** to Goodman, H., School of Social Work, for "Delivery of Social Services Training/Education to Employees of NYC through Innovative Learning Technologies."
- F. \$230,492 **NEW YORK STATE EDUCATION DEPARTMENT** to Kinsler, K., Educational Foundations & Counseling Programs and Eldridge, D. and Gamble, M., Curriculum & Teaching, for "IBSIP and Novice Teacher Program."
- G. \$230,000 **NEW YORK PSYCHIATRIC INSTITUTE** to Parsons, J., Psychology, for "Club Drug Use and Risky Behavior Among Men."
- H. \$210,833 **MENTAL & HEALTH RESEARCH ASSOCIATION** to Krauss, B., Center on AIDS, Drugs and Community Health, for "HIV Prevention Case Management Initiative, Component Program Evaluation & Technical Assistance."
- I. \$159,333 **UNIVERSITY OF ALABAMA AT BIRMINGHAM/NATIONAL INSTITUTES OF HEALTH** to Parsons, J., Psychology, for "Leadership Group for Adolescent Medicine Trials Network."

- J. \$137,000 **NEW YORK STATE EDUCATION DEPARTMENT** to Knoll, M. and Patti, J., Curriculum & Teaching, for "Leader Component of the Teacher/Leader Quality Partnerships Program (TLQP)."
- K. \$120,000 **NATIONAL SCIENCE FOUNDATION** to Bargonetti, J., Biological Sciences, for "Growth Control Regulated by P53 and MDM2."
- L. \$115,000 **U.S. DEPARTMENT OF ENERGY** to Alexandratos, S., Chemistry, for "Immobilized Ligand-Modified Scaffolds: Design, Synthesis and Ionic Recognition."

JOHN JAY COLLEGE OF CRIMINAL JUSTICE

- A. \$250,000 **U.S. DEPARTMENT OF JUSTICE** to Smith, L., Criminal Justice Center, for "COPS Training and Technical Assistance Award."
- B. \$247,369 **NATIONAL INSTITUTE OF JUSTICE** to Strozier, C., Center on Terrorism and Haberfeld, M., Department of Law and Police Science, for "Linkage between John Jay College Criminal Justice and the Turkish, Irish, English, Spanish and Lebanese Police."
- C. \$147,000 **NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES** to Haberfeld, M., Department of Law and Police Science and O'Hara, P., Public Management Department, for "Enhancement of leadership and management skills of police leaders in New York State."

HERBERT H. LEHMAN COLLEGE

- A. \$135,373 **NEW YORK STATE HIGHER EDUCATION SERVICES CORPORATION** to Rothstein, A., for "GEAR-UP College for me."

NEW YORK CITY COLLEGE OF TECHNOLOGY

- A. \$425,369 **NEW YORK STATE DEPARTMENT OF EDUCATION** to Maldonado, E., for "Math, Writing and Critical Thinking."
- B. \$183,076 **U.S. DEPARTMENT OF EDUCATION** to Maldonado, E., for "Adjunct Academy at City Tech."
- C. \$166,000 **NEW YORK STATE DEPARTMENT OF EDUCATION** to Hoffman, C., for "Workforce Development Center."
- D. \$140,000 **NEW YORK STATE DEPARTMENT OF EDUCATION** to Smith, N., for "Non-Traditional Program."

QUEENS COLLEGE

- A. \$450,000 **U.S. DEPARTMENT OF ENERGY/PAPER, ALLIED-INDUSTRIAL, CHEMICAL & ENERGY WORKERS INTERNATIONAL UNION (PACE)** to Markowitz, S., Center for the Biology of Natural Systems, for "Former Worker Medical Surveillance Program at Y-12 and Oak Ridge National Laboratory."
- B. \$414,431 **NATIONAL SCIENCE FOUNDATION** to Hammrich, P., Division of Education, for "Sisters in Science in the Community."
- C. \$159,819 **U.S. DEPARTMENT OF ENERGY/PAPER, ALLIED-INDUSTRIAL, CHEMICAL & ENERGY WORKERS INTERNATIONAL UNION (PACE)** to Markowitz, S., Center for the Biology of Natural Systems, for "Medical Surveillance of Former Workers at The Idaho National Engineering and Environmental Laboratory (INEEL): Implementation Phase."

COLLEGE OF STATEN ISLAND

- A. \$150,522 **NEW YORK CITY DEPARTMENT OF MENTAL HEALTH AND HYGIENE** to Kijne, H., for "Creative Exchange."
- B. \$125,419 **NEW YORK STATE HIGHER EDUCATION SERVICES CORP.** to Ciaccio, L. and Sanders, J., for "HESC-GEAR-UP College for Me."

E. ORAL REPORT OF THE CHANCELLOR: Chancellor Goldstein presented the following report:

I would like to echo **Chairman Schmidt's** remarks about welcoming Dr. Marcia Keizs as our current president of **York College**. We have great and high hopes for her and I know that in the very brief time that she has been in office she has already shown herself to be an exemplary leader. So, it is good to see you here, **Marcia**.

I would also like to welcome the Fitermans, Mrs. Shirley Fiterman, her son Steven and his wife Susan Fiterman and their grandson Miles Fiterman. I had a moment before the meeting to chat with Mrs. Fiterman and indicated that we are very pleased that a very distinguished architectural firm has been chosen to design the new Fiterman Hall. We are very pleased that you are here and the family is here and again want to thank you for your very significant largess to a very important institution, **Borough of Manhattan Community College**.

I would like to congratulate **Senior Vice Chancellor and Chief Operating officer, Allan Dobrin** on his appointment by Mayor Bloomberg and Corporation Counsel Michael A. Cardozo to the Mayor's Election Modernization Task Force. That's an important honor, **Allan**, and we are just very pleased that you were singled out in this particular way.

Our spring enrollment, **Mr. Chairman**, is the highest that it has been in thirty years. We are topping 216,000 students. This is just another indication that the University continues to attract students in large numbers because of the value that this degree is perceived to have in the marketplace.

Since our last Board meeting, a number of developments have taken place. I testified in Albany on February 8th before the Assembly Ways & Means and Senate Finance Committees regarding the needs of the University beyond that which was provided in the Governor's preliminary fiscal budget. In addition, we had a very successful **CUNY** organized luncheon in Albany on Saturday, February 19th at the Black, Puerto Rican, Hispanic and Asian Caucus weekend, the largest turnout ever as almost 500 people attended, and I indicated to **Jay Hershenson**, who was the mind behind the event starting four or five years ago, that it reminded me of an "Inner Circle" dinner with all of the politicians who were vying for positions to speak at that particular event.

We are very pleased that **Trustees Beal, DiMartino, and Morales** participated and it was wonderful to see all of you there. I want to thank **President Edison Jackson** who is traveling abroad and not here today for working very closely with us to organize this significant event.

As I have talked with this Board before, we have significant challenges that have to be met before a budget is finally adopted beyond what has been proposed by Governor George Pataki. Next Monday I will be seeing Assembly Speaker Silver and Senator Bruno. We expect to see high ranking people in the Governor's office, certainly Jeff Lovell and probably John Cahill as well, to talk about some strategies to get us to a very different position.

On the city budget, as we previously reported, we were heartened by Mayor Bloomberg's inclusion in the City Financial Plan released in January, the inclusion of \$20 million for Fiterman Hall, which was a match against what the Governor had proposed in his executive budget of \$20 million as well.

On the capital budget on the city side our single most glaring omission, which is going to be the one particular plan that we have to get put in place, is a multi-year capital plan for our community colleges. I have told this Board over and over again that for too many years the capital program of our community colleges has essentially laid fallow and it must be overturned this year and we are hopeful that we are going to make some significant inroads in that regard.

Other challenges, **Mr. Chairman**, include the restoration of the Peter F. Vallone Scholarship program, which is a \$7 million program, and the City Council Safety Net Financial Aid Program of \$4.5 million. Operational support for the community colleges include the restoration of the Program to Eliminate the Gap (PEG) reduction of a little over \$5 million in support of the various campus-related programs at **Hunter College** campus schools of about \$100,000. The Mayor listened to our lament about the **Hunter College** campus schools and certainly a lot more money was put in than we have seen in recent years.

We do have a one pager on the table that summarizes in detail what are our needs and strategies. I will be testifying in front of the City Council -- the Council's Higher Education and Fiscal Committees on Friday, March 18th and we are working very closely with the Mayor's office on our priorities.

Mr. Chairman, I was privileged to be part of a delegation to Santo Domingo last week, which included **Trustee Hugo Morales**, who I would like to ask to say a few words in just a minute about the trip. **Executive Vice Chancellor Selma Botman**, **Vice Chancellor and Secretary Jay Hershenson**, **President Ricardo Fernandez**, **Provost Daisy Cocco de Filippis** of **Hostos Community College**, **Dr. Ramona Hernandez** who is the Director of the Dominican Institute at **City College**, and others whom I would like to thank separately, to work out the details of **CUNY's** historic student/faculty exchange agreement with the government of the Dominican Republic.

Our Dominican colleagues organized meetings with numerous public and private university rectors and educators, a campus tour of the Universidad Autónoma de Santo Domingo, and a visit to the Fundación Global Desarrollo y Democracia, all within the beautiful city of Santo Domingo.

President Leonel Fernandez, a most impressive world-class leader, graciously hosted the delegation at the National Palace. On behalf of the University, **Mr. Chairman**, I presented President Leonel Fernandez with the Chancellor's Medal for his longstanding leadership in education and higher education.

The working session focused on student faculty exchanges, as I have said, building on our existing programs at various **CUNY** colleges, including **Lehman College**, **Baruch College**, **Hostos Community College** and others. Due to a whirlwind itinerary, we really didn't get to spend too much time, if any, out in the beautiful sunshine, but a lot of work was done and it was a privilege to be a part of this important and historic meeting.

Trustee Hugo Morales stated that the **CUNY** delegation headed by **Chancellor Matthew Goldstein** was very successful in establishing a networking relationship with several universities including the largest public university in the country with over 150,000 students. Santo Domingo University also sponsored lunch with their newly elected rector, Dr. Rayna, and his predecessor. Dr. Rayna indicated his interest to continue working with **CUNY**.

We also had a private dinner with President Leonel Fernandez at the presidential palace. This is done very seldom, unless you are a head of state you do not get that opportunity. The President was very moved when the Chancellor presented the Chancellor's Medal and I was told yesterday before I came back to New York that he was excited about the meetings that we had in the Dominican Republic.

I want to congratulate, of course, the Chancellor, and also **Vice Chancellors Selma Botman, Jay Hershenson**, and **Dr. Ricardo Fernandez**, President of **Lehman College**. I want to mention also **Ana Garcia Reyes**, the Assistant to **President Dolores Fernandez** of **Hostos** and **Nestor Montilla** who worked very closely with **Jay** in preparing all of the logistics of this model and historic event.

I think that we can take the opportunity that this close relationship with the president has given us to really give to the student population, especially the Hispanic student population, the best that we can give them. It was a very successful trip. Thank you.

Chancellor Goldstein stated that in our interest in bringing this University into various communities that are perceived to be underserved by higher education, we were pleased to inaugurate this past Saturday in Washington Heights a satellite facility that is a true collaboration between two wonderful institutions, **Borough of Manhattan Community College** and **Hostos Community College**. I was not there but I was told that there were an awful lot of people and a lot of students have already signed up for credit-bearing courses and non credit-bearing courses in that new facility. This follows the facility that we started a couple of years ago, CUNY on the Concourse in the Bronx and also a CUNY Higher Education Center in Queens, and one that we are developing in Far Rockaway.

We are having discussions with Chancellor Joel Klein about setting up an innovative Teaching Academy which we can talk about some time in the future as the shape and direction of this new venture takes place. **Executive Vice Chancellor Selma Botman** is leading a delegation of faculty and administrators here in the University to start developing that particular effort.

We were pleased to see reported in the *New York Post* today an article on the latest teacher certification examinations. We have to be either first in the state, or pretty close to first in the state with the LAST exam results at 96% and the ATS-W at 98%. This is an extraordinary turnaround from what it was just a few years ago when the pass rates were nothing near what they are today.

On Tuesday, April 5th, **Mr. Chairman**, we will be celebrating the 50th anniversary of the discovery of the polio vaccine by the late **City College** alumnus, Dr. Jonas Salk. An important purpose of this event is to launch a fundraising drive to raise additional support for the Salk Scholarship program which helps our graduates meet the extraordinary costs of medical school. The Salk family will be represented by Dr. Jonathan Salk, one of his sons, and the President of the Salk Institute, Dr. Richard Murphy, has been working with us to develop a new summer fellowship program for CUNY Salk Scholarship winners.

Mr. Chairman, I am delighted to report that the effort to raise money for the Tsunami Relief Fund has topped over \$112,000 here at the University and I want to thank in particular, **Vice Chancellor Otis Hill** and Dean Harry Franklin, who have worked very closely with our presidents and others to come forward with raising that kind of money.

I would like to commend **President Frances Horowitz** on being asked to serve as Co-chair of the National Working Group of the National Youth Employment Coalition's Transition to Higher Education Initiative which is designed to improve post secondary outcomes for disadvantaged youth. Congratulations **President Horowitz**.

Lastly, we are pleased to announce that the **CUNY-TV** show "City Talk," hosted by **Baruch College** Professor Doug Muzzio has been nominated for an Emmy award in the regional finals. So, we are very pleased with that.

Upon motions duly made, seconded and carried, the following resolutions were adopted: (Calendar Nos. 1 through 8)

NO. 1. UNIVERSITY REPORT: RESOLVED, That the University Report for February 28, 2005 (including Addendum and Errata Items) be approved:

NO. 2. CHANCELLOR'S REPORT: RESOLVED, That the Chancellor's Report for February 28, 2005 (including Addendum and Errata Items) be approved:

NO. 3. APPROVAL OF MINUTES: RESOLVED, That the minutes of the regular Board meeting and Executive Session of January 24, 2005 be approved.

NO. 4. COMMITTEE ON FISCAL AFFAIRS: RESOLVED, That the following items be approved:

A. THE CITY UNIVERSITY OF NEW YORK (UNIVERSITY CONTRACTING OFFICE) – SERIALS AND REFERENCE DATABASES IN ELECTRONIC FORMAT:

RESOLVED, That the Board of Trustees of The City University of New York authorize the General Counsel to execute contracts to license serials (including periodicals, magazines, journals, and newspapers), reference databases (including full text materials, abstracts, and indexes) and obtain other resources, in electronic format, without competitive bidding and pursuant to law and University regulations. Such purchases shall not exceed a total estimated cost of \$5,000,000 for the fiscal year ending June 30, 2005, chargeable to the appropriate colleges' FAS Codes or the Integrated Library Systems budget. The contracts shall be subject to approval as to form by the University Office of General Counsel.

EXPLANATION: The University Librarian, in conjunction with the college libraries, has begun consolidated purchasing of subscriptions for serials and reference databases in electronic format. Examples of electronic resources include:

- LEXISNEXIS® ACADEMIC, a searchable database of full-text information from over 5,600 sources, selected to meet academic research needs, including national and regional newspapers, wire services, international news, and non-English language sources; U.S. Federal and state case law, codes, regulations, legal news, law reviews, and international legal information; *Shepard's*® Citations for all U.S. Supreme Court cases back to 1789; and Business news journals, company financial information, SEC filings and reports, and industry and market news.
- WILEY INTERSCIENCE, which includes electronic editions of the majority of the over 400 scientific, medical, technical and professional journals published by John Wiley and Sons, Inc.
- SCIENCEDIRECT® ONLINE, an electronic collection of science, technology and medicine full text and bibliographic information from over 1,800 journals published by Elsevier B.V.
- JSTOR Arts and Sciences Collection, which includes electronic editions of back issues of over 600 journals in the arts, humanities, and social sciences.

The consolidation effort will achieve volume discount savings for the colleges and reduced administrative overhead costs. These sole source acquisitions will be advertised to the extent required by law.

B. THE CITY UNIVERSITY OF NEW YORK – AUDIT OF THE UNIVERSITY'S FINANCIAL STATEMENTS:

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 Office of the University Controller to provide the services of a Certified Public Accountant. The contract shall be awarded on the basis of best value to a responsive and responsible offeror after public advertisement and timely submission of sealed proposals pursuant to law and University regulations. The Request for Proposal solicitation and evaluation process shall be conducted by the Office of the University Controller. The initial term shall be for one year and the contract shall include up to four one-year options for the University to renew in its best interest. Proposers shall be required to provide pricing for each of the five potential years. The contract shall not exceed a total estimated cost of \$675,000, chargeable to FAS Code 211101400, during the initial fiscal year. The contract shall be subject to approval as to form by the University Office of General Counsel.

EXPLANATION: This contract will provide audit services required by law.

Report of Fiscal Affairs Committee Chair Joseph Lhota:

The **Subcommittee on Audit** will meet in March for presentations of the University's 2004 basic financial statement audit and the University's 2003 related entities audit conducted by the audit firms of KPMG and Grant Thornton

respectively. The **Subcommittee on Investment** will also meet in March to discuss the selection of new investment advisors for several segments of the University investment pool.

NO. 5. COMMITTEE ON ACADEMIC POLICY, PROGRAM, AND RESEARCH: RESOLVED, That the following items be approved:

A. THE GRADUATE SCHOOL AND UNIVERSITY CENTER, BROOKLYN COLLEGE, HUNTER COLLEGE – AU.D. IN AUDIOLOGY:

RESOLVED, That the program in Audiology, to be offered jointly by the Graduate School and University Center, Brooklyn College, and Hunter College, leading to the Au.D. degree to be awarded by the Graduate School and University Center be approved, effective September 2005, subject to financial ability.

EXPLANATION: The purpose of the proposed Doctor of Audiology program is to prepare clinical audiologists for licensed professional practice in New York State and all other states which license the professional practice of audiology. The proposed program is an intensive clinical doctoral program that will prepare audiologists for autonomous professional practice wherein they provide comprehensive diagnostic and rehabilitative services for individuals ranging in age from neonates to seniors who have auditory and vestibular disorders.

For many years a master's degree has been required for audiology licensure. However, the requisite professional competencies for the practice of audiology have expanded beyond what a two year professional training program can feasibly provide. In response to changes in the field, the American Speech-Language-Hearing Association (ASHA) has changed its standards for professional practice. Starting in 2006, applicants for ASHA's CCC-A certification (a credential required for audiology licensure) must have completed 75 hours of post-baccalaureate study; by 2011 applicants must hold a doctoral degree. The proposed program has been developed in accordance with ASHA guidelines and will prepare graduates for certification under the new standards.

The proposed program will replace the currently registered M.S. program in Audiology at Brooklyn, and the Audiology track in the M.S. in Communication Sciences at Hunter College. As partners in this jointly offered program, Brooklyn and Hunter will offer classes and clinical training at their state-of-the-art facilities. In addition to faculty from the Graduate School, Brooklyn, and Hunter, faculty from Lehman and Queens will also teach in the program.

B. HUNTER COLLEGE AND BARUCH COLLEGE – M.S./M.P.A. IN NURSING ADMINISTRATION AND PUBLIC ADMINISTRATION:

RESOLVED, That the dual/joint program in Nursing Administration and Public Administration leading to the award of the M.S. degree at Hunter College and the M.P.A. degree at Baruch College be approved, effective September 2005, subject to financial availability.

EXPLANATION: The proposed program will enable a relatively small cadre of academically well-prepared and highly motivated RNs to complete both degrees in an accelerated format. Both the curricula that comprise the proposed dual/joint program are already registered at Hunter and Baruch. Baruch will continue to offer the M.P.A. in the single degree format. Hunter will offer its curriculum in nursing administration only in the dual/joint format because of changes in the employment market for nurse managers.

The growth of managed care and the 'graying' of the nursing profession have created a shortage of nurse managers with the appropriate skills for certain positions in today's health care career market. Master's programs in nursing administration provide training that enables nurse administrators to serve many different kinds of communities and manage the diverse staff members that comprise the patient care team. Increasingly, however, nurse managers must also have knowledge in areas such as health policy, health care finance, and budgeting, This is especially true as they move up the administrative ladder, whether in hospitals, HMOs, public agencies, or health policy organizations. Such training is beyond the scope of a master's program in nursing administration, and schools of nursing are increasingly collaborating with schools of business or public administration to offer dual degree programs such as this.

Trustee Hugo Morales stated, "I fully support the **Hunter College** and **Baruch College** dual/joint program of nursing. There is no doubt that nurses are an integral and necessary part in the field of medicine. We are turning to nurses not only to take care of patients but also in many other areas in the medical field, especially in the field of psychiatry we see that nurses are an integral part in dealing with patients, doing all kinds of therapy. I really think that this is an excellent program which I am in full support of."

C. LAGUARDIA COMMUNITY COLLEGE AND THE CITY COLLEGE OF NEW YORK – A.S./B.E. IN CIVIL ENGINEERING SCIENCE AND CIVIL ENGINEERING; A.S./B.E. IN ELECTRICAL ENGINEERING SCIENCE AND ELECTRICAL ENGINEERING; AND A.S./B.E. IN MECHANICAL ENGINEERING SCIENCE AND MECHANICAL ENGINEERING:

RESOLVED, That the following three dual/joint programs leading to the A.S. degree at LaGuardia Community College and the B.E. at the City College of New York be approved, effective September 2005, subject to financial ability: A.S./B.E. in Civil Engineering Science and Civil Engineering; A.S./B.E. in Electrical Engineering Science and Electrical Engineering; and A.S./B.E. in Mechanical Engineering Science and Mechanical Engineering.

EXPLANATION: The purpose of the proposed dual/joint programs is to offer increased opportunities for students from groups that have traditionally been underrepresented in the sciences and engineering to enter the engineering profession. The A.S. curricula to be offered at LaGuardia Community College have been designed to meet the licensure guidelines of the Accrediting Board for Engineering and Technology (ABET) and will provide students with the same course of study as the first two years of the licensure qualifying B.E. programs at City College. Upon successful completion of lower division requirements, students will be awarded the associate's degree at LaGuardia Community College and enter the upper division of the appropriate program in Civil, Electrical, or Mechanical Engineering at City College.

D. KINGSBOROUGH COMMUNITY COLLEGE – CERTIFICATE IN ALCOHOLISM AND SUBSTANCE ABUSE COUNSELING:

RESOLVED, That the certificate program in Alcoholism and Substance Abuse Counseling to be offered at Kingsborough Community College be approved, effective September 2005, subject to financial ability.

EXPLANATION: The purpose of the proposed program is to prepare graduates for entry level employment as alcoholism and substance abuse counselors. The curriculum meets the educational requirements set forth by the New York State Office of Alcoholism and Substance Abuse Services and thus enables graduates to sit for the counselor certification exam (CASAC). Certified alcohol and substance abuse counselors are employed in a broad array of social service facilities and agencies. In addition to working in facilities that are devoted exclusively to substance abuse treatment, certified alcohol and substance abuse counselors are also employed by mental health organizations, neighborhood human services agencies, and a number of city and state agencies. The program will attract adult students, many of whom may be unlikely to attend college otherwise. Many alcoholism and substance abuse counselors are themselves recovered substance abusers who want to help others overcome the same problems they have faced. Accordingly, they seek an education that prepares them for immediate employment with this specific population rather than a degree program with a broader and more theoretical focus. Graduates can pursue further studies at the College's A.S. program in Mental Health and Human Services.

Trustee Ruiz, Committee Chair of Academic Policy, Program, and Research reported that the Committee heard from the Honors College students and thanked **Vice Chancellor Selma Botman** for that opportunity.

NO. 6. COMMITTEE ON FACULTY, STAFF, AND ADMINISTRATION: RESOLVED, That the following items be approved:

A. BOROUGH OF MANHATTAN COMMUNITY COLLEGE – NAMING OF 30 WEST BROADWAY AS THE MILES AND SHIRLEY FITERMAN HALL:

RESOLVED, That the Board of Trustees of The City University of New York approve the naming, in perpetuity, of 30 West Broadway, The Miles and Shirley Fiterman Hall.

EXPLANATION: Miles and Shirley Fiterman gave the University this building for use by the Borough of Manhattan Community College.

In recognition of the extraordinary generosity of this gift, the University wishes to name the building, in perpetuity, The Miles and Shirley Fiterman Hall. The Chancellor and the President of the College enthusiastically support this recommendation.

Statement of Mrs. Shirley Fiterman:

I am very touched, I am very grateful. It is a very important day for me and for my family. I wish my husband were here to realize this. It was his dream. When we first heard of the college my husband and I were having dinner with the Chancellor, Ann Reynolds, and she was telling a story about a young man who rode his bike forty miles every day just to attend school here. When we heard this we realized the importance of this college and being really most interested in education we decided that we would do whatever we could to make it better. I loved meeting as many of you as I did. My heartfelt thanks.

Chairman Schmidt stated that what you and your husband have done will benefit literally tens of thousands of CUNY students in the years ahead, as you have already benefited tens of thousands. So, we want to thank you very much.

Statement of Mr. Steven Fiterman:

Thank you for inviting us to the Board Meeting this afternoon and for the opportunity to speak regarding this very important resolution. I thought the best use of my time would be to tell you about the people behind the name Fiterman, so that you will have an understanding of the true meaning of the name and what it represents. Because I am a very proud son, my remarks will be somewhat biased, but they will be vastly correct.

I'm also certain that this will be uncomfortable for mom and my dad would not be happy with my speaking of him in these terms. You see, to them their life's accomplishments are just who they are. There never was a plan as to how things might happen; it just evolved over the years. What my parents have come to represent in their communities is due to their faith in the individual and their strong commitment to improving that individual's life. I would like to take a few minutes and travel through the years with you so that you have a better understanding of what I mean by faith in the individual and their commitment to improving individual life.

My father's family were entrepreneurial. My immigrant grandfather and all my uncles built their own businesses. When it was my father's turn he followed in the family tradition. It took a couple of tries but ultimately he settled on the housing industry. He pioneered a housing concept known as pre-cut homes. The concept involved selling homes to families who had talent to build a home but didn't have the required funding. Affording the customer this opportunity allowed customers to build equity through their labor, also known as sweat equity, improving their family's housing and financial circumstances. Due to his faith in these families and in their ability and their work ethic, my father provided more than 20,000 homes to industrious families all over this country.

When my sister was diagnosed at a very young age with a serious gastrointestinal condition called ulcerative colitis, my parents learned that there was little information on the illness. They set out to change that, founding the Ulcerative Colitis Foundation for the purpose of disseminating clinical and basic research findings on the illness and published quarterly medical journals to doctors all over the world. The foundation was ultimately folded into the current Digestive Disease Foundation.

Also during this period my father served for two four-year terms on the National Institutes of Health, the purpose of which is to approve funding by the government for requested medical research grants. He did this work without any formal medical education, but he was highly regarded for his ability to draw attention to the need for research and cures in medicine and medical science at that time. Later he was inducted into the American Gastroenterology Association, the AGA, as its only lay member.

Working with the AGA, mom and dad annually funded two prominent clinical research grants and ten basic research grants in all fields of digestive disease. In just the last few years mom and dad established, with the Mayo Clinic, the Miles & Shirley Fiterman Center for Digestive Diseases at the Mayor Clinic. Again, research and education are the cornerstones of the center's mission statement. When speaking to doctors and researchers who are nominated for these awards, they clearly state their gratitude for the opportunity afforded them in moving their science forward.

Finally, I would like to speak about the connection between the Fiterman family and **Borough of Manhattan Community College**. When my parents gifted the building at 30 West Broadway to **The City University of New York** in 1993, it was a perfect ship. The building was in good proximity to the main campus. The school needed the additional space immediately and my parents knew this was the highest and best use for this special property.

My parents also found themselves gravitating toward the school because of its mission. They again focused on the individual, in this case the student. They had learned there was a chess club. In fact, that was a great, great thing. He became an ardent fan and I won't forget the excitement when the club traveled to Cambridge and introduced the Harvard Chess Club to the **BMCC** style of chess.

Mom and dad soon established the Fiterman Scholars, giving scholarships to needy students over the last thirteen years. This year the scholarship was given to a hundred or more students. It is the family's hope that the scholarships will be perpetuated into the future. Again my parents' emphasis is on the individual and their faith in the talent, and the work ethics which these students employ to improve their lives and the lives of those associated with them. I believe that the Fiterman name on this building is emblematic of the mission of the community college and its administration, its faculty and its students who on a daily basis are creating and making the American dream a reality here in the City of New York. Thank you.

Chairman Schmidt stated, "Thank you for those inspiring words. I know that for years and years to come people will draw inspiration from what you have just described about your family's wonderful commitment to building opportunity, solving medical problems and all of the tremendous range of what you have done."

Statement of President Antonio Perez:

I would just like to extend our gratitude for not only the support that they gave us initially with the building but the Fiterman family continuing support to our students. It is not as if they just give us this financial support, but they give us the spiritual and moral support. I am on the phone regularly with Steven or Shirley and we talk about the college because they want to know. This is not a relationship where someone says, well, how much do you need? They want to know what the needs are and they want to be supportive and they want to know how they are being supported. This is so important to our institution. The family has continued to increase their support and we have hopes and discussions about the continued support and expansion of what they currently do for us.

B. THE GRADUATE CENTER – ESTABLISHMENT OF THE JACK H. SKIRBALL DIRECTORSHIP OF THE CENTER FOR JEWISH STUDIES:

RESOLVED, That the Board of Trustees of The City University of New York approve the establishment of the Jack H. Skirball Directorship of the Center for Jewish Studies at The Graduate Center.

EXPLANATION: Philanthropist Jack H. Skirball was a former rabbi who became a successful motion-picture distributor and Academy Award-winning film producer. In 1948 he created the Skirball Foundation, which grew into a major philanthropic institution that provides support for education and other causes. Mr. Skirball died in 1985 but his philanthropy lives on through the work of the Skirball Foundation.

With a grant of \$1,500,000 the trustees of the Skirball Foundation have chosen to establish an endowment fund in support of the Center for Jewish Studies at The Graduate Center. The fund shall be named "The Jack H. Skirball Fund for the Center for Jewish Studies." The directorship of the Center for Jewish Studies shall be named in honor of the Skirball Foundation's founder to be called "The Jack H. Skirball Directorship of the Center for Jewish Studies." Income from the endowment will be used to enhance the Center for Jewish Studies' financial stability and to advance its efforts to recruit and retain a distinguished director.

The Center for Jewish Studies encourages research on Jewish life, particularly in the modern period, and brings that research to the Jewish and academic communities through conferences and seminars, publications, public programs and teacher-training workshops.

C. QUEENS COLLEGE – RENAMING OF THE SPECIAL PROJECTS FUND TO THE QUEENS COLLEGE SPECIAL PROJECTS FUND:

RESOLVED, That the Board of Trustees of The City University of New York recognize the incorporation of the Queens College Special Projects Fund and consents to the use of the "Queens College" in the Fund's name.

EXPLANATION: The Fund was formed in 1998 by Queens College to promote and foster the educational mission, programs and activities of the College by, in particular, acquiring title to, leasing, developing, constructing or otherwise dealing with real property and physical improvements thereto. Apparently, due to an oversight, the Board's approval of the use of the Queens College name was not obtained at the time. The Fund now seeks such approval. The amendments to the Fund's Certificate of Incorporation and its Bylaws will be reviewed by the Office of General Counsel.

D. THE CITY UNIVERSITY OF NEW YORK – AMENDMENT TO THE SALARY PLAN REPORT REGARDING TITLES COVERED UNDER THE EXECUTIVE COMPENSATION PLAN:

RESOLVED, That the Board of Trustees of The City University of New York approve an amendment to the Salary Plan Report for the Executive Compensation Plan adopted on February 22, 2000 and made effective May 1, 2000, Cal. No. 6.A., to modify the titles covered under the Plan effective May 2, 2005 to include the following title:

<u>Title</u>	<u>Salary Range</u>
Dean of the Graduate School of Journalism	\$144,615 - \$219,569

EXPLANATION: In accordance with the provisions of Chapter 263 of the Laws of 1987, The City University of New York adopted a Salary Plan for staff in the Executive Compensation Plan in February 2000 after consultation with the New York State Division of the Budget and the Governor's Office of Employee Relations, and has filed the Plan with the designated Chairs of the State Senate Finance Committee and Assembly Ways & Means Committee. The Salary Plan Report provides the total compensation program for Executives, including salary ranges for each title within the Executive Compensation Plan, as well as other components of the University's compensation program.

At its meeting of November 29, 2004, the Board of Trustees approved the appointment of a Dean of the proposed Graduate School of Journalism which is expected to admit its first class of students in Fall 2006.

To appropriately compensate the Dean of the Graduate School of Journalism, the salary range for this new title should be set at a level commensurate with the compensation provided to the Deans of The City University of New York's other professional schools. This new title is proposed for inclusion in the Salary Plan Report at the salary range currently provided for the Dean of the Law School.

Pursuant to the requirements of Chapter 263 of the Laws of 1987, this amendment to the Salary Plan Report will be filed with the Chairs of the State Senate Finance and Assembly Ways & Means Committees at least 60 days prior to its effective date.

F. THE CITY UNIVERSITY OF NEW YORK – ADOPTION OF THE POLICY REGARDING USE OF COLLEGE FACILITIES:

RESOLVED, That the Board of Trustees of The City University of New York adopt the following policy regarding the use of college facilities by the University, affiliated users and others:

THE CITY UNIVERSITY OF NEW YORK
POLICY REGARDING USE OF COLLEGE FACILITIES

I. INTRODUCTION

The principal function of the facilities of The City University of New York is to provide a setting to enable the University to carry out its primary mission of education and research. These facilities should not be put to any use that may conflict with, or impede, this mission. However, in recognition of its role as an urban public university, the University takes upon itself a special responsibility to permit responsible individuals and groups not affiliated with the University the use of its facilities, at such times as they are not in use for the University's primary education and research mission, within the parameters of this policy. In making available its space to non-affiliated users, the University in no way takes responsibility for the contents of any program or any controversy engendered by any program presented at its facilities by such users.

II. RESPONSIBILITIES AND PRIORITIES

- A. The use and scheduling of college facilities shall be under the control and supervision of the chief administrative officer, or his or her designee(s), of each college, including the University's central office, law school, and graduate school and university center, as well as its senior and community colleges.
- B. First priority of use of a college's facilities shall be given to college departments, divisions, programs and offices for curricular, administrative and other college purposes. Thereafter, priority shall be in the order set forth below. Colleges are not required to make their facilities available under all five categories, but shall permit use under categories 1 through 4, subject to the provisions of this policy.
1. Users affiliated with the college, including:
 - a. recognized student organizations;
 - b. academic or professional organizations made up of persons on the college staff, provided each such organization is open to all members of the staff of such rank or ranks as are admitted to membership;
 - c. other recognized organizations drawing membership without restriction from the membership of the college staff; and
 - d. auxiliary enterprise corporations, college associations, child care centers, arts centers, foundations and alumni associations.
 2. Sister colleges at the University.
 3. Other academic or professional organizations.
 4. Government agencies and non-profit organizations of an educational, scientific, cultural, social, civic, religious, or similar nature.

5. All commercial, partisan political and other users.

Users in each category shall be treated on a uniform basis. Use by union organizations shall be governed by the applicable collective bargaining agreement with the University.

- C. The University shall deny use of college facilities to:

1. Users that refuse to employ at their event the security personnel required by the host college. Users of college facilities must abide by the University's Private Security Policy (adopted by the Board of Trustees on March 21, 1994, Cal. No. 4.K.), as it may be amended, which is incorporated into this policy.
2. Users that previously submitted a false application or that have previously violated the terms of a use agreement.
3. Users that plan to use college facilities in a manner that obstructs or disrupts college operations, interferes with freedom of movement on campus, exposes persons or property to safety hazards or risk of injury, or is unlawful.

- D. Fees for the use of college facilities shall be determined as follows:

1. Each college shall establish and make available a fee schedule, approved by the chief administrative officer of the college, for those facilities on its premises that it makes available for use by others.
2. Colleges may vary the fee for a particular facility based on the category of user, e.g., affiliated users, non-affiliated non-profit users, commercial users, partisan political users.
3. Additional services, such as extra housekeeping, special security, catering, technicians, and equipment shall be charged to the user at cost.
4. The amount charged to affiliated users and sister colleges should not exceed the host college's direct costs for use of the facility. If the affiliated user or sister college is co-sponsoring an event with one or more outside organizations, the amount charged should be limited to that which may be apportioned to the outside organizations and which the host college would charge if it were the co-sponsoring college.
5. Fair market value must be charged for partisan political use.

- E. Use of college facilities may be subject to reasonable time, place and manner restrictions.

III. PROCEDURES

- A. Applicants for use of a college's facilities shall provide the college with the following information: the name, address and telephone number of the individual or group making the request; whether it is a non-profit or commercial entity; the facilities (and any attendant college services) requested; a detailed description of the proposed use; the number of persons expected to use the facility; the time(s) and date(s) for the requested use; and the amount of any admission fee to be charged and its intended use.

- B. Individuals and groups that have received approval to use a college facility are required to:

1. Comply with all applicable University and college rules and policies, and applicable local, state and federal laws, including but not limited to the Fiscal Handbook for Control and

Accountability of Student Activity Fees, the July 14, 2003 regulations issued by the Office of the Senior Vice Chancellor regarding outside groups holding graduation ceremonies at college facilities, the October 14, 2004 Administrative Advisory Memorandum issued by the Office of the General Counsel regarding use of college facilities by candidates for public office, and fire, health and safety regulations.

2. Assume full responsibility for any loss, damage or claims arising out of their use of the facility.
 3. Pay the appropriate use fee and other charges for the use of the facility and related services.
 4. Indemnify, defend and hold harmless the University, the college, the Dormitory Authority of the State of New York, the State of New York, the City of New York and the appropriate University related entity (where applicable), as well as their officers and employees, from any liability arising out of the actions of the user, its agents, employees and invitees, incidental to the use of the facility by the user.
 5. Provide evidence of appropriate and adequate insurance protection covering property damage, personal injury, or death arising out of the use of the facility. The chief administrative officer of the college may waive this requirement for government agencies and not-for-profit users upon a determination that there is minimal risk exposure to the college from the event.
 6. Execute a written agreement with the University setting forth these requirements as well as any additional requirements pertaining to the use of the facility.
- C. In all cases, the University and the colleges reserve the right to require and provide, at the user's expense, such security personnel and technical experts as may be needed to insure order and safety on its premises.

EXPLANATION: In November 1969, the University's Administrative Council (the predecessor to the Council of Presidents) adopted a series of recommendations regarding the use of college facilities by affiliated entities and outside groups. Since the development of these recommendations the federal courts have limited the right of public institutions to exclude particular groups from public spaces for activity protected by the First Amendment, making certain portions of the recommendations inconsistent with law. The policy updates the 1969 recommendations and includes revisions necessary to make the policy compliant with law and consistent with the current operations of the University. As with the 1969 recommendations, the policy prioritizes access to college facilities, with first priority going to college departments, offices, etc. for the educational and administrative purposes of the college, and thereafter to (1) affiliated users, including student and faculty groups, (2) sister CUNY colleges, (3) other academic or professional organizations, (4) government agencies and non-profit organizations, and (5) commercial, partisan political and other users. Access is denied to, among others, users who refuse to follow University security policies or plan to use facilities in a manner that obstructs college operations, interferes with freedom of movement on campus, or exposes persons or property to safety hazards. Fees may be charged and a written agreement with the University is required. Colleges may adopt supplementary policies dealing with issues not addressed in the University policy.

The policy has been reviewed by the Council of Presidents and comments from individual Presidents and other representatives of the campuses were incorporated into the policy.

G. THE CITY UNIVERSITY OF NEW YORK – CONTINUATION OF MILITARY LEAVE AND HEALTH AND WELFARE BENEFITS COVERAGE FOR UNIVERSITY EMPLOYEES RECALLED FROM THE RESERVES TO ACTIVE MILITARY SERVICE:

RESOLVED, That the Board of Trustees of The City University of New York, in response to the continuing need for employees in the National Guard and Reserves to be activated for Military Service in response to the events of September 11, 2001, including military action in Iraq, hereby authorizes the continuation of Military Leave and Health and Welfare benefits for University employees in accordance with the following policies. These policies apply to employees of The City University of New York who are members of the National Guard, Reserve forces, or Reserve components of the armed forces of the United States who have been federally activated or activated by the Governor of New York State for military service on or after September 11, 2001:

1. Supplemental Military Leave

- (a) The City University of New York will provide a temporary leave category called Supplemental Military Leave at full pay. Employees of The City University of New York who have been federally activated or activated by the Governor of New York State for military service between September 11, 2001 and December 31, 2006 will be granted Supplemental Military Leave with full pay after the exhaustion of military leave with full pay pursuant to Section 242 of the New York State Military Law. While on such Supplemental Military Leave, the eligible employee will be in full pay status for a period not exceeding 30 calendar days or 22 working days, whichever is greater, in addition to the leave that had been granted pursuant to Section 242 of the New York State Military Law.
- (b) Employees shall be eligible to receive Supplemental Military Leave through December 31, 2006. Supplemental Military Leave shall not be granted for military service performed after December 31, 2006. In no event shall more than one such grant of Supplemental Military Leave be credited to any employee for activation related to the war on terror regardless of the number of times the employee is activated between September 11, 2001 and December 31, 2006.

2. Military Leave At Reduced Pay

- (a) Employees shall be eligible to receive Military Leave at Reduced Pay through December 31, 2006. Military Leave at Reduced Pay status commences after the employee has exhausted Military Leave pursuant to Section 242 of the New York State Military Law, Supplemental Military Leave as set forth in paragraph 1 above, and any leave credits, other than temporary disability leave or sick leave, which the employee elects to use.
- (b) Employees in Military Leave at Reduced Pay status will be paid their regular City University of New York salary (base pay) reduced by military pay (base pay plus housing and food allowances). The determination of rate of payment for the Military Leave at Reduced Pay will be based upon the employee's regular City University of New York salary as of his/her last day in full pay status and the employee's military pay on the first day of his/her activation, and shall not be subject to adjustment during the period of leave at reduced pay.
- (c) Employees eligible for Military Leave at Reduced Pay will not be eligible to earn annual and temporary disability leave/sick leave accruals or to receive credit for holidays.
- (d) In no event shall Military Leave at Reduced pay be granted for military service performed after December 31, 2006.

3. Continued Health Insurance Coverage

Covered dependents of eligible employees of The City University of New York, who are currently enrolled in a health plan with family coverage through The City University of New York and who have been federally activated or

activated by the Governor of New York State for military service related to the war on terror shall continue to receive health insurance coverage with no employee contribution for a period not to exceed 12 months from the date of activation, less any period in which the employee remains in full-pay status. Contribution-free health insurance coverage will end at such time as the employee's active duty is terminated or the employee returns to City University of New York employment or December 31, 2006, whichever occurs first.

4. Other Provisions

The provisions of this resolution shall not apply to those employees who have voluntarily separated from City University of New York service or who are terminated for cause. Furthermore, the provisions of this resolution shall apply only for the period of time that the employee has an appointment with The City University of New York.

EXPLANATION: On October 22, 2001, November 18, 2002, and March 29, 2004 the Board of Trustees passed resolutions extending Military Leave and employer-paid health and welfare benefits coverage for University employees recalled from the Reserves to active military service in response to the events of September 11, 2001. This resolution authorizes the continuation of these benefits through December 31, 2006 in response to the continuing need for employees to serve in the Armed Forces in light of the continuing evolution of the response to September 11, 2001 into a wider campaign against terror, including military action in Iraq.

This resolution, consistent with the policies being followed by the State of New York for its employees, authorizes, under certain conditions, the continuation of Supplemental Military Leave at full pay for the greater of 30 calendar days or 22 working days, in addition to the Military Leave provided pursuant to Section 242 of the New York State Military Law. Further, after exhaustion of the Supplemental Military Leave, this resolution authorizes a Military Leave at Reduced Pay for military service performed through December 31, 2006, whereby the employee will receive salary from The City University of New York equal to the difference between the employee's regular CUNY salary and the military pay he/she is receiving. Finally, this resolution authorizes the continuation (through December 31, 2006) of dependent health care coverage, under certain conditions, for employees recalled to active service related to the war on terrorism (less any period in which the employee remains in full-pay status).

E. DISTINGUISHED PROFESSORS: RESOLVED, That the following be designated Distinguished Professors in the departments, and the colleges, and for the period indicated, with compensation of \$21,852 per annum in addition to their regular academic salaries, subject to financial ability:

COLLEGES	NAMES	DEPARTMENT	EFFECTIVE
Queens College	George R. Hendrey	Earth and Environmental Sciences	February 1, 2005
Graduate School and University Center	Thomas Kessner	History	February 1, 2005

Statement of President James Muyskens:

Last November **Chancellor Goldstein** announced that the City University's Institute to Nurture New York's Nature would be based at **Queens College**. One of the challenges facing any new institute is establishing credibility in the field. Fortunately for us the fact that **George Hendrey** would be one of the driving forces behind the new institute gives this institute instant credibility as he is nationally known and respected as a scientist and administrator and a fundraiser.

George Hendrey comes to us from the Brookhaven National Laboratory where as a senior ecologist with advanced degrees in both comparative limnology and civil engineering, he brings a unique set of skills and perspectives to environmental problems.

Dr. Hendrey has spent much of his career solving technical problems of experiments that measure the effects of global change on the environment. He has conducted experiments all across America from New Hampshire to Florida, to Alaska as well as Europe and Central America.

Among his many accomplishments, **Dr. Hendrey's** important testimony before Congress was incorporated into the Acid Rain Act of 1980. He also led the development of the Free Air Carbon Dioxide Enrichment System which allows scientists to study the effects of increased levels of carbon dioxide on crops, forests and whole ecosystems.

Following the terrorist attacks of September 11th, **Dr. Hendrey** developed a system to locate the source of atmospheric contaminants in a city. This led to a proposal for an urban atmospheric observatory which is being funded by the Department of Defense and Homeland Security.

So, it gives me great pleasure to introduce **Queens College's** newest Distinguished Professor of Earth & Environment Sciences, **Dr. George Hendrey**.

Statement of George R. Hendrey:

I am truly honored to be taken into the university community after long employment in a large research laboratory. It is a very interesting change in my life, something I have been looking forward to. I am currently enjoying it immensely. I think I will continue to do so.

I am greatly honored that the **Board of Trustees, Chancellor Goldstein** and **President Muyskens** have given me this opportunity. But I suppose that my career path has been somewhat unusual for coming into a distinguished professorship, I don't know if I would call it by the back door, but by an unusual route.

Speaking as an ecologist, I found my niche in the development of new approaches to analyzing really complicated environmental observational problems and in the development and creation of experimental approaches that would let us find new ways to view these complex problems in systems that are inherently multi-dimensional and multi-disciplinary.

Like my colleagues, and I have many of them that have been working on these same sorts of problems, my work has been directed toward building the scientific foundation for management of very large scale environmental problems that **President Muyskens** referred to, in particular acid deposition and the continuing increase in the concentration of carbon dioxide in the global atmosphere. Problems such as these arise as a consequence of the interactions of societal demands for resources and the need to nurture and preserve those properties of the natural environment that provide societies with goods and services that are essential for maintaining social structures.

The environmental properties I referred to include clean air delivered to us gratis by environmental systems, clean water, and the entire hydrological cycle delivered to us by natural systems. We have known about these properties for a long time. From the earliest years of history societies have recognized a dichotomy between an idyllic neat nature and the city where people live. A theme well developed in a really marvelous book by Evan Eisenberg called, "The Ecology of Eden." Since their appearance in Mesopotamia about 5,000 years ago, cities have been at the center of human development, but they have left an ecological footprint on the landscape. They are the drivers of the twin activities, agronomy and deforestation.

The inability of our earliest environmental technologies to control the ecological footprint of cities has resulted in economic ruin and social collapse. There are many examples of this as we look back through human history. This has not been forgotten by humankind. We are aware of these lessons. Perception of a loss of nature has been handed down to us since Gilgamesh and the stories have taken many forms and many cultures, though it seems we are heedless of the message. Nevertheless, our cultures struggle with the need to nurture the natural world and at the same time advance the city.

Eisenberg describes Arcadia as a mythical land between the wild and the civilized, thinking of the city as home. God took man, put him into the Garden of Eden to dress it and keep it, goes one of our very well known books. We tell ourselves that man was made steward of the world. My own view is that academics at the largest city university around should consider themselves to be stewards of the urban world. Good stewards cannot forego investments to nurture the garden that sustains the city that brings a bit of Arcadia if not Eden itself within our daily view.

Our role in that nurturing, its meaning to our very lives and the need to provide for its continual nurturing is an activity that I hope to continue to work on in this new phase of my career. I thank you, very much for this opportunity and honor.

Statement of President Frances Degen Horowitz:

It is my pleasure and privilege to present to you **Prof. Thomas Kessner**. **Tom Kessner** is an historian of American history and of the American experience. His acclaimed biography of Fiorello LaGuardia is the standard. His recounting of "The Golden Door," the story of Jewish and Italian immigrant mobility in the late 19th and early 20th Centuries established our understanding of these two important migrations to our nation's shores. His most recent book, "Capital City," the story of how New York City came to its role of economic dominance, is like all of his writing, a master work of seminal importance, a penetrating historical analysis and a beautifully and gracefully told story.

Thomas Kessner is as well a treasured teacher, a valued mentor of students and of colleagues and he is a superb citizen of **the Graduate Center of CUNY** and of the academy. It is not hyperbole to say that **Thomas Kessner's** presence among us rebounds to our distinction.

Statement of Thomas Kessner:

Let me begin by expressing my gratitude to the University for being such a generous and exciting intellectual home. The privilege of being involved in this wonderful enterprise of higher education has been greatly rewarding. But I suppose this is even more true of you who are entrusted with bringing this to effective life, this dream of widespread higher education made broadly available.

Our friends and neighbors may take a noble experiment of making advanced education accessible to so many for granted, but you who are so profoundly involved in this effort know how much this has meant. Even as the background, circumstances, and ethnicity of our population has been changing, this has remained constant and that is the ambition for a better life in New York City.

Over a career of three and a half decades in this University I have enjoyed the rare pleasure of teaching alongside illustrious colleagues such as Arthur Schlesinger, Jr., Herbert Gutman, Gertrude Himmelfarb, Irving Howe, mere examples of the many scholars who set the pattern for our Graduate School as a place of great learning and great social ambition.

Let no one say that public education must be compromised by mediocrity. It is a distinct pleasure for me that my promotion comes during the presidency of **Frances Horowitz**, who over more than a decade of extraordinary academic leadership with a fitting home for the graduate school and with rare grace and skill has directed **GSUC** towards its twin missions of academic excellence and advanced public purpose.

The far reaching renewal that she sparked has brought many outstanding students to our campus and it has given it a real intellectual vitality. We have also been extremely well served by a gifted provost and it is a personal pleasure for me to thank Billy Kelly simply for his spirit of excellence.

I am honored by my long association with this outstanding University and by the mission that makes it so very special not only to me, to you, to the many who learn, teach and work here but also to the people of this city and to Gotham's distinctive dream for human liberty and excellence.

Executive Vice Chancellor Selma Botman stated that **CUNY** should only offer the title of distinguished professor to truly remarkable scholars and researchers, people who have shown a lifetime of distinction and also the promise of intellectual dedication and production in the future.

She stated that these two candidates **Dr. Kessner** and **Dr. Hendrey** are the model of distinguished professors. **Dr. Hendrey** comes with a record of publication that is quite distinguished. He wrote twenty-nine peer reviewed articles and he contributed to eighty more. He has published in a variety of highly regarded journals. One of those journals, The "Global Change Journal" cited **Dr. Hendrey** for an article that was the most cited in the history of the journal. An amazing accomplishment.

Dr. Kessner comes to us having created a field, a sub-field virtually on his own. He took the field of urban history in its modern form from a minor and intellectually limited sub discipline and transformed it into a major field that is intellectually stimulating for students and for faculty alike. His three books have been very positively reviewed. But what we know is that his work will have lasting importance in the field.

I want to just mention that I think it is highly notable that he also finds time and passion to extend his love of history and his dedication to high school teachers through summer workshops.

So, I congratulate both professors and welcome you into the community of distinguished professors of **CUNY**.

NO. 7. COMMITTEE ON FACILITIES, PLANNING, AND MANAGEMENT: RESOLVED, That the following item be approved:

A. QUEENS COLLEGE – NEW PEDESTRIAN ENTRANCE:

RESOLVED, That the Board of Trustees of The City University of New York accept the design of the New Pedestrian Entrance at Queens College prepared by Vollmer Associates with a construction budget of \$500,000. The Board approved the selection of the design/engineering firm of Vollmer Associates in the Chancellor's Report, dated November 29, 2004.

EXPLANATION: The intent of this project is to implement site improvements at the southern end of the campus and provide an additional entrance to the campus via Kissena Boulevard. The scope of work includes the addition of perimeter fencing, signage pylons, a seating area, and a walkway connecting Kissena Boulevard to the campus. The new entry will encourage the use of an existing underutilized open green space.

Trustee Jeffrey Wiesenfeld stated that the members of the Committee on Facilities, Planning, and Management heard an analysis of recommend state and city executive Capital budgets, a request for proposals at Bronx Community College and the University's request for fiscal year '06 capital funds from the City Council and Borough presidents.

NO. 8. HONORARY DEGREE: RESOLVED, That the following honorary degree, approved by the appropriate faculty body and recommended by the Chancellor, be presented at the commencement exercise as specified:

COLLEGE

DEGREE

GRADUATE SCHOOL AND UNIVERSITY CENTER

Charles Joseph Tanenbaum

Doctor of Humane Letters

(To be awarded at the May 26, 2005 Commencement Exercises)

Upon motions duly made, seconded and carried, the public meeting was adjourned at 5:40 P.M., and the Board agreed to go into Executive Session to discuss personnel matters.

SECRETARY AND VICE CHANCELLOR JAY HERSHENSON

This is a detailed summary of the Board of Trustees' meeting. The tapes of the meeting are available in the Office of the Secretary of the Board for a period of three years.)

**MINUTES OF THE EXECUTIVE SESSION OF THE BOARD OF
TRUSTEES OF THE CITY UNIVERSITY OF NEW YORK**

HELD

FEBRUARY 28, 2005

**AT BARUCH COLLEGE VERTICAL CAMPUS
55 LEXINGTON AVENUE – BOROUGH OF MANHATTAN**

The Executive Session was called to order at 5:42 P.M.

There were present:

Benno C. Schmidt, Jr., Chairman

**Valerie Lancaster Beal
Wellington Z. Chen
Rita DiMartino
Joseph J. Lhota**

**Hugo M. Morales
Nilda Soto Ruiz
Jeffrey S. Wiesenfeld**

Lauren Fasano, ex officio

Susan O'Malley, ex officio (non-voting)

**Frederick P. Schaffer, General Counsel and Vice Chancellor for Legal Affairs
Jay Hershenson, Secretary and Vice Chancellor for University Relations
Hourig Messerlian, Executive Assistant**

**Chancellor Matthew Goldstein
Executive Vice Chancellor Selma Botman
Senior Vice Chancellor Allan H. Dobrin
Vice Chancellor Ernesto Malave
Vice Chancellor Brenda Richardson Malone
Interim Vice Chancellor Michael Zavelle
University Dean Robert Ptachik**

The absence of Trustees John S. Bonnici, John J. Calandra, Kenneth E. Cook, Randy M. Mastro, Kathleen M. Pesile, Carol A. Robles-Roman, and Marc V. Shaw was excused.

The Board went into Executive Session to discuss personnel matters.

Upon motion duly made, seconded and carried, the Executive Session was adjourned at 6:10 P.M.

SECRETARY AND VICE CHANCELLOR JAY HERSHENSON

