

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

HELD

JUNE 25, 2007

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

The Chairperson called the meeting to order at 4:35 P.M.

There were present:

Benno C. Schmidt, Jr., Chairman  
Philip Alfonso Berry, Vice Chairman

Valerie Lancaster Beal  
Wellington Z. Chen  
Rita DiMartino  
Hugo M. Morales  
Kathleen M. Pesile

Carol A. Robles-Roman  
Marc V. Shaw  
Sam A. Sutton  
Freida Foster-Tolbert  
Jeffrey S. Wiesenfeld

Robert Ramos, ex officio

Manfred Philipp, ex officio (non-voting)

Frederick P. Schaffer, General Counsel and Senior Vice Chancellor for Legal Affairs  
Jay Hershenson, Secretary and Senior Vice Chancellor for University Relations  
Hourig Messerlian, Deputy to the Secretary  
Kisha Fuentes  
Towanda Lewis  
Anthony Vargas

Chancellor Matthew Goldstein  
Executive Vice Chancellor Selma Botman  
Executive Vice Chancellor Allan H. Dobrin  
President Dolores Fernandez  
President Ricardo R. Fernandez  
President Russell K. Hotzler  
President Edison O. Jackson  
President Marcia V. Keizs  
President William P. Kelly  
President Christoph M. Kimmich  
President Eduardo J. Marti  
President Gail O. Mellow  
President James L. Muyskens  
President Antonio Perez  
President Jennifer Raab

President Marlene Springer  
President Jeremy Travis  
President Kathleen M. Waldron  
President Carolyn G. Williams  
Dean Michelle Anderson  
Dean Ann Kirschner  
Dean Stanford A. Roman, Jr.  
Dean Stephen Shepard  
Vice Chancellor Ernesto Malave  
Vice Chancellor Brenda Richardson Malone  
Vice Chancellor Garrie Moore  
Vice Chancellor Michael Zavelle  
Vice Chancellor Iris Weinshall  
Senior University Dean John Mogulescu  
RF President Richard F. Rothbard

The absence of Trustees John S. Bonnici, Joseph J. Lhota, and Randy M. Mastro 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. We will then reconvene in a brief Public Session following the Executive Session. 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 making available this important community service by transmitting the Public Session of this afternoon's meeting of the **Board of Trustees** live on cable Channel 75. The meeting is also being webcast live and can be accessed by going to [www.cuny.edu](http://www.cuny.edu). Future meetings of this Board will also be webcast live. The Public Session of this afternoon's Board meeting will be available as a podcast within 24 hours and can be accessed through the **CUNY** website.

**Chairman Schmidt** stated that our first order of business this afternoon is to warmly congratulate **Trustee Philip Alfonso Berry**. He was recently appointed by Governor Elliott Spitzer as the Vice Chairman of this Board. I have known **Philip** since his appointment several years ago to the **CUNY** Construction Fund Board and his new designation is a stroke of very good fortune for **CUNY**. **Vice Chairman Berry**, welcome.

**Statement of Vice Chairman Philip Alfonso Berry:**

**Mr. Chairman**, thank you very much, and first of all, I really welcome this opportunity actually to serve and give back to the University system that has given a lot to me and that has really served as the foundation for a lot of my progress. I am really looking forward to serving. I guess there would probably be three things that you would expect from me from the standpoint of value added and that would be that, one, based on my global experience you would expect leadership from me in terms of contributing and enhancing the initiatives that we have to make us world class. Two, I will provide the type of insights that promote innovation and diversity because I believe without innovation and diversity you can not be a world class organization and institution.

Lastly, I will help to facilitate those efforts, those actions and behaviors which really enhance student development and growth, and not so much growth from the standpoint of being economic avatars just contributing to their own self interests, but really the type of growth that promotes caring for others and concern about what is happening in the world and helping to build a better society. Those are the type of things that I will be focusing on that you can expect from me in terms of value added. I really am looking forward to continuing to work with each and everyone of you around this table, with the administrative cadre, and also with students to help to forward these initiatives and I really welcome the opportunity to be along with you on this journey.

**Chairman Schmidt** stated that on behalf of the **Board of Trustees** I would also like to extend congratulations to **Trustee Hugo Morales** who was recently nominated by Governor Spitzer for reappointment to a seven year term on our Board. Thank you, **Dr. Morales** for your exemplary service.

I would like to recognize the presence of SUNY student trustee Donald Boyce, who is in attendance today. Welcome to you, Mr. Boyce.

I am pleased to announce that the **USS** Chairperson and **Trustee Robert Ramos** was recently recognized with a special student leadership award during the National Puerto Rican Day Parade's Fourth Annual College Scholarship Cruise. Congratulations to you, **Robert**.

**Chairman Schmidt** stated that the Board held its **Bronx Borough Hearing** on Monday, June 18, 2007 at the Bronx Economic Development Corporation premises. I chaired the hearing and attendees included **Trustees Rita DiMartino, Hugo Morales** and **Manfred Philipp**, also members of the Chancellery, the Bronx presidents and faculty, students and members of the community. A summary of those proceedings has been circulated to the Trustees and to the Chancellor's cabinet and a transcript of the hearing is available in the **Office of the Secretary**.

Before we continue with other announcements, I would like to call on **Trustee Valerie Beal** to read a special resolution of appreciation in honor of **Vice Chancellor Brenda Richardson Malone** that is available around the table, and then I will ask **Chancellor Goldstein** to comment on the resolution.

**Upon motions duly made, seconded and carried, the following resolution were adopted: (Calendar Nos. 12 through 14)**

**NO. 12. RESOLUTION OF APPRECIATION - BRENDA RICHARDSON MALONE:**

WHEREAS, Brenda Richardson Malone, Esq., joined The City University of New York in April 1993 as Vice Chancellor for Faculty and Staff Relations; and

WHEREAS, Vice Chancellor Malone, a native New Yorker, acquired much of her professional experience in Michigan as a Labor Relations attorney, and later as Assistant Vice President for Labor Relations, Wayne State University in Detroit; and then as Director of Human Resources, Deputy General Manager, and General Counsel for Detroit's Suburban Mobility Authority for Regional Transportation; and

WHEREAS, In her capacity as Vice Chancellor for Faculty and Staff Relations, Brenda Richardson Malone has been responsible for directing the development and administration of the policies, standards and rules that guide CUNY's human resources and labor relations functions, including the development of the University's policies on Violence in the Workplace Prevention, and on Non-Discrimination; and

WHEREAS, Vice Chancellor Malone was instrumental in guiding the University through six early retirement incentives, which simultaneously provided benefits to employees and allowed the University to renew itself; and

WHEREAS, under Vice Chancellor Malone's leadership the University twice revised its Executive Compensation Salary Plan to make the University's salaries more competitive; and

WHEREAS Vice Chancellor Malone was the University's chief negotiator in four rounds of collective bargaining in which the University negotiated with the faculty union changes that support the University's excellence, such as salary flexibility, tenure reform, an increase in the number of Distinguished Professorships, and improved research opportunities; and

WHEREAS Vice Chancellor Malone is a person whose extraordinary integrity and exemplary dedication to public service will be an enduring inspiration; be it now therefore

RESOLVED, That the Board of Trustees of The City University of New York expresses its heartfelt appreciation to Brenda Richardson Malone for her exemplary dedication and service as Vice Chancellor for Faculty and Staff Relations.

**Statement of Chancellor Matthew Goldstein:**

I would just like the Board and our audience to know that shortly after I was named President of **Baruch College** the then Chancellor, Ann Reynolds, asked me if I would chair the committee that sought to identify a new vice chancellor for faculty, staff and administration. When we finished the deliberations of that very fine committee I went to Chancellor Reynolds and I said you have just found yourself the next vice chancellor. I was delighted that she took that recommendation. I think the University, **Mr. Chairman** and members of the Board, has increased its stature in the area of human resource management and the way in which we conducted and comported ourselves through a series of difficult collective bargaining.

I think all of that is a result of her acumen, her professionalism, her sense of composure under very difficult circumstances. I refer to **Vice Chancellor Brenda Richardson Malone** as my **Brenda**, really just a way of showing deep affection and great respect. I am going to miss her dearly. My sense is that we will always have a close personal relationship. **Brenda**, I just wish you well. The University is a better place because of your work. Thank you.

**Statement of Vice Chancellor Brenda Richardson Malone:**

If you would briefly allow me to just say thank you, because those are the two words that best express what I am feeling. Thank you for all of your support over these fourteen years. Thank you for your commitment to the work that the **Office of Faculty and Staff Relations** does and your support of the wonderful team in that office. Thank you for accepting me and allowing me to give my very best to an institution that means so much to the New York City community. It has been a wonderful journey. So, thank you.

**Chairman Schmidt** stated that now I will call on **Trustee Wellington Z. Chen** to read a special resolution of appreciation in honor of **Vice Chancellor Michael Zavelle** that is available around the table, and then I will ask **Chancellor Goldstein** to comment on the resolution.

**NO. 13. RESOLUTION OF APPRECIATION - MICHAEL J. ZAVELLE:**

WHEREAS, Michael Zavelle, was named Vice Chancellor for Academic Administration and Planning in July 2005, after serving as Interim Vice Chancellor for Academic Administration and Planning since June 2004; and

WHEREAS, Vice Chancellor Zavelle brought a unique combination of experiences and critical acumen to his critical tasks, having served as Vice President for Business and Financial Affairs at Fisk University, Vice President for Administrative Affairs and CFO at Brooklyn College, Executive Vice President for Administration at Baruch College, and Senior Vice President and CAO at the New York Public Library, where he was responsible for strategic planning, financial and budget planning, and information technology; and

WHEREAS, Vice Chancellor Zavelle provided exemplary leadership in the design and application of appropriate systems to implement effectively the academic policies approved by the Board of Trustees; and

WHEREAS, Vice Chancellor Zavelle transformed the thinking of the Office of Academic Affairs about budgetary and financial matters and about creative and effective use of technology to support the academic enterprise; be it now therefore

RESOLVED, That the Board of Trustees of The City University of New York expresses its heartfelt appreciation to Michael J. Zavelle for his exemplary dedication and service as Vice Chancellor for Academic Administration and Planning.

**Statement of Chancellor Matthew Goldstein:**

**Mr. Chairman**, members of the Board, **Vice Chancellor Michael Zavelle** is one of the smartest guys I have ever had the pleasure of working with. He has the uncanny knack of being able to see patterns in phenomenon that many people miss and from those patterns can develop structures and models that really clarify direction that this University needs to make. **Michael**, thank you for your very dedicated service. The wisdom and skill that you have brought to

the **Office of Academic Affairs** is certainly without precedent and we are certainly going to miss you, and wish you and you family well in your new life in New Mexico. We have a place to visit now. So thank you.

**Statement of Vice Chancellor Michael Zavelle:**

Thank you. It has certainly been a great pleasure working at City University over these last few years and if there is one pattern I can clearly see is that the City University is going nowhere but up.

**Chairman Schmidt** stated that now I will call on **Trustee Rita DiMartino** to read a special resolution of appreciation in honor of **President Marlene Springer** that is available around the table, and then I will ask **Chancellor Goldstein** to comment on the resolution.

**NO. 14. RESOLUTION OF APPRECIATION - MARLENE SPRINGER:**

WHEREAS, Dr. Marlene Springer was named President of The College of Staten Island in 1994 by the Board of Trustees; and

WHEREAS, Dr. Springer, a nationally recognized educator; the author of numerous articles and five books; and an internationally sought-after lecturer has served as president for thirteen years and has burnished the reputation of The College of Staten Island ; and

WHEREAS, During her tenure Dr. Springer has devoted attention and energy to building up the institution's academic life; her successful efforts to increase faculty hiring and her strategic deployment of resources, among other accomplishments, have enhanced the institution's strengths in a lasting way; and

WHEREAS, Dr. Springer was instrumental in establishing the College's Center for the Study of Staten Island/Staten Island Project, which works with business and civic leaders to study major issues that shape daily Island life, holds annual policy conferences, and maintains the Staten Island Indicators, a databank of information about the Island; and

WHEREAS, To better meet the changing needs of The College of Staten Island's diverse and ever-growing student population, Dr. Springer increased graduate offerings, adding doctorates in physical therapy and nursing and a master's degree in business; and

WHEREAS, To better prepare students to communicate, contribute, and compete in a global economy, Dr. Springer oversaw expansive international programming at The College of Staten Island and chaired the Committee on Student Affairs of the Council of Presidents; and

WHEREAS, Highlights of her professional commitments and honors include mayoral appointments as Vice-Chair of the New York City Charter Revision Commission and to the New York City Commission on Women's Issues; membership on the Board of Directors of the College Consortium for International Studies, the New York Council for the Humanities, and the American Council on Education; and

WHEREAS, She served on the Commission on Higher Education of the Middle States Association of Colleges and Schools in 2002; participated as one of four U.S. delegates to the Second Annual International Forum of Female Presidents in Higher Education in Beijing, China; and attended as one of six United States university presidents at The Oxford Conclave on Global Ethical Leadership; be it now therefore

RESOLVED, That the Board of Trustees of The City University of New York expresses its heartfelt appreciation to Dr. Marlene Springer for her exemplary dedication and service as President of The College of Staten Island.

**Statement of Chancellor Matthew Goldstein:**

**Mr. Chairman, Marlene Springer** was given a very difficult task when she was appointed president of **CSI**. She really officiated over the development of one institution from two, the Staten Island Community College and Richmond College. She was able through her own skills, wisdom and political acumen to deal with different histories,

cultures and faculty into a unified whole. She provided a challenging vision for this unified institution, a vision focused on high quality baccalaureate and master's level programs, and to her credit **President Springer** has been able to rally all of **CSI**'s diverse constituent groups around this vision. For that I am deeply appreciative. It takes a person of really high skill to pull off something as daunting as that.

In addition to the administrative successes that she had over a long tenure at this important institution, she officiated over a reshaping of the faculty at the **College of Staten Island**. There are very few presidents who can claim that during their tenure they replaced 50% of the full-time faculty. I think that is an extraordinary accomplishment. When you look at the faculty at the **College of Staten Island** today it just brings you to a sense of joy for the quality of the people that we have been able to attract to this important institution.

**Marlene**, thank you for integrating two very different institutions. Thank you for building up a faculty. Thank you for bringing to this Board so many important new academic programs. Thank you for your participation on the Council of Presidents. You have always been a woman of great wisdom and focus. We are going to miss you as well. You are a lot of fun, you bring all of us to a position that we had not shared before and we are delighted that you are going to stay around and provide even further leadership in your new capacity, after you take a well needed break. So thank you.

**Statement of President Marlene Springer:**

Thank you, **Chancellor Goldstein**. You told me that you would probably make me blush and you were absolutely right. I just want to say thanks first and foremost to all the people around this table who have been wonderfully supportive. The **Board of Trustees**, the Chancellor, and especially the two Staten Island Trustees, **Kathleen Pesile** and **Rita DiMartino**.

It gives me a great sense of order to know that I came here a year after **Vice Chancellor Brenda Malone** came. I came from North Carolina; she is going back to North Carolina. That gives you a nice circular feeling. I want to thank also the faculty, staff and students at **CSI** and the people of Staten Island. It has been a wonderful period of my professional life. I can not say I have enjoyed every day of it, but by and large it has been a wonderful time.

I think, thanks to the working together of all of those people, I leave a very fine college in very good hands. So thank you very much for all of your support and the presidents who have joined with me in many of these things. I have been to well over a hundred of these meetings. Does that give you pause? Thank you.

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

1. Dr. Susan Klitzman, an environmental epidemiologist at the **Hunter College**, was recently selected to serve as a member of the City's World Trade Center Medical Working Group created by Mayor Michael Bloomberg to address the health impacts of 9/11. Congratulations!
2. **CUNY School of Law** Professor Ruthann Robson was recently awarded a fellowship by the New York Foundation for the Arts in the area of non-fiction literature. Congratulations!
3. A **Baruch College** team competing in the American Advertising Federation's Annual Student Advertising Competition placed ahead of 11 other colleges to win regionally. This gives **Baruch** a shot at a national victory. Congratulations!
4. Faculty member Stephen Moskowitz of the **CUNY** Language Immersion Program at **Bronx Community College** received a 2007-2008 Fulbright Award—his second—to teach English as a foreign language in Albania. **Bronx Community College** history professor David Gordon was accepted as a 2007-2008 Academic Fellow with the Foundation of Defense Democracies. Congratulations to you both!
5. Several **Hunter College** faculty have recently received important honors: English Professor Kate Perry has won a Fulbright New Century Scholars Fellowship, while English Assistant Professor Angela Reyes has received a

Woodrow Wilson Career Enhancement Fellowship; Urban Affairs and Planning Associate Professor Susan Turner-Meiklejohn has won a Russell Sage Fellowship; Art Professor Susan Crile has won a Rockefeller Grant for residency in Bellagio, Italy; Psychology Assistant Professor Tracy Dennis has won a Koi Career Development Award from the National Institutes of Health. Congratulations to you all!

- C. STUDENT AND ALUMNI HONORS:** Chairman Schmidt called on Trustee Kathleen M. Pesile, who announced the following:
1. **Hunter College** nursing student Neil Landreville was appointed by President Bush to the Council on Service and Civic Preparation. Congratulations!
  2. **Baruch** Masters in Public Administration 2007 graduates Heather Reagan and Lori Bianchet have been selected as Presidential Management Fellows—a very competitive federal management development program. They each received a two-year appointment within a federal agency. Congratulations to you both!
  3. **City College** alumni Ruben Ramirez and Hrvoje Slovinc were recently named 2007-2008 Mortimer Hays-Brandeis Traveling Fellows. They each received \$16,000 toward travel and living expenses for a year of field work outside the United States. Congratulations!
  4. Recent **Baruch** graduate Dina Odnopozova, who has been in the United States for six short years, has been accepted to Yale University's Elite Ph.D. Program in Comparative Literature to study Slavic and Latin American Literatures. Congratulations!
  5. Several **Hunter College** students have received important honors: Junior Tamara Joachim was chosen as the 2007 Drum Major Institute Scholar for Public Policy for her demonstrated commitment to activism in public policy; **Honors College** students Talia Krevsky and Long Tran are winners of the 2007 Jeannette K. Watson Fellowships; Computer Science graduate Kurt Ralski has been awarded a Rockefeller Foundation Media Arts Fellowship. Congratulations to you all!
  6. **University Student Senate** Vice Chair for Evening and Part-Time Student Affairs and **New York City College of Technology** student Evita Belmonte is a recipient of the Women's Forum Educational Award for 2007. Congratulations!
  7. Student Government Association Treasurer and Media Technology major at **Bronx Community College** Tiffany Chalmers was recently selected Student Coordinator of the Year at the Black Engineers Conference. Congratulations!
  8. A team of twelve **Hunter College** Urban Planning graduate students have won a \$25,000 first prize in the JP Morgan Community Development Competition for their proposal for a health and fitness center at Kennedy Airport. Congratulations!
  9. Biology major at **Bronx Community College** Housseine Abdoulaye Ahmet was awarded a New York State Transfer and Articulation Scholarship for his proven academic and leadership record. Congratulations!
  10. **LaGuardia Community College** students Si Hyun Kim and Rhazi Mohamed Kone were awarded by the Phi Theta Kappa International Honor Society for their outstanding scholarship, leadership and service to the community. Congratulations to you both!
  11. Six **Baruch** students have been admitted to the Sponsors for Educational Opportunity Career Program in Sales, Trading and Asset Management. This competitive national program recruited a total of 434 top minority students from 123 U.S. universities for this summer's program. The students are: Ismolia Alli Balogun, Gilbert Bouhana, Maria Giraldo, Kenneth Ho, Ariyanto Jahja, and Darren Smith. Congratulations to you all!

**D. GRANTS:** Chairman Schmidt presented for inclusion in the record the following list of grants and bequests of \$100,000 or above received by the University subsequent to the April 30, 2007 Board meeting.

#### **BRONX COMMUNITY COLLEGE**

1. \$339,488 **NYC/HRA/CUNY** to Martin, B., COPE Program, for "Student Support."
2. \$230,000 **ROBIN HOOD FOUNDATION** to Payamps, E., CUNY Catch Program, for "Education Collaborative."
3. \$123,561 **HUD** to Juechter, J., Institutional Development, for "Training."
4. \$112,550 **NEW YORK STATE EDUCATION DEPARTMENT** to Montenegro, L., Dept. Chair of Physics & Technology, for "Education Collaborative."

#### **BROOKLYN COLLEGE**

1. \$499,441 **NEW YORK STATE DEPARTMENT OF EDUCATION** to Shanley, D., for "Haitian Language HABETAC Serving All Haitian Students in NYS."
2. \$383,757 **NATIONAL INSTITUTES OF HEALTH** to Hainline, L., for "Gatekeepers and Roadblocks: Increasing URM Student Success in Science."
3. \$304,894 **NATIONAL INSTITUTES OF HEALTH** to Sclafani, A., for "Carbohydrate Appetite, Fat Appetite and Obesity."
4. \$259,994 **NATIONAL INSTITUTES OF HEALTH** to Raphan, T., for "Multidimensional Dynamic of the Vestibulo Ocular Reflex."
5. \$131,447 **NATIONAL SCIENCE FOUNDATION** to Tung, R., for "Systematic Atomic and Molecular Layer Control of Schottky Barrier."
6. \$130,783 **AIR FORCE OFFICE OF SCIENTIFIC RESEARCH** to Polle, J., for "Creating a Collection of Microalga for Use in Biofuels Research."
7. \$100,000 **NEW YORK STATE OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE** to Rosenson, F., for "Educational Resources for Adult and Family Literacy."

#### **CITY COLLEGE**

1. \$1,526,147 **NATIONAL INSTITUTES OF HEALTH** to Hubbard, K., for "MBRS SCORE Program at City College of CUNY."
2. \$449,386 **NATIONAL SCIENCE FOUNDATION** to Kretzschmar, I., for "CAREER: Uniquely Functionalized Nanoparticles for Hierarchical Self-Assembly of Three-Dimensional Structures."
3. \$425,651 **NEW YORK CITY HUMAN RESOURCES ADMINISTRATION** to Martinez, O., for "Poised for Success."
4. \$369,000 **NATIONAL SCIENCE FOUNDATION** to Lakshman, M., for "Novel Avenues to Nucleoside Modification via Catalysis Methods."
5. \$198,914 **NATIONAL INSTITUTES OF HEALTH** to Fritton, S., for "Role of Fluid Flow in Bone's Response to Applied Loading."
6. \$188,304 **NATIONAL SCIENCE FOUNDATION** to Lazaridis, T., for "Effective Energy Functions for Proteins in Lipid Membranes."
7. \$183,053 **NATIONAL SCIENCE FOUNDATION** to Gunner, M., for "Importance of Buried Charges in Protein."

8. \$150,445 **NATIONAL SCIENCE FOUNDATION** to Tasayco, M., for "Understanding Electrostatic Contributions to Protein Stability."
9. \$149,581 **SUNG IL CO** to Lee, J., for "Novel Techniques for Natural Gas/H<sub>2</sub> Storage and CO<sub>2</sub> Separation Using Hydrate Formation."
10. \$144,264 **UNIV OF CALIFORNIA – DAVIS** to Weinbaum, S., for "New Approach to Endothelial Cleft Structure."
11. \$110,000 **DEPARTMENT OF ENERGY** to Sarachik, M. and Vitkalov, S., for "Nonlinear Electron Transport in Low Dimensional Systems."

#### GRADUATE SCHOOL AND UNIVERSITY CENTER

1. \$330,000 **CHARLES STEWART MOTT FOUNDATION** to McCarthy, K., for "Emerging Leaders and Senior Fellow Components of the International Fellows Program."
2. \$250,000 **HOFSTRA UNIVERSITY** to Flugman, B. and Hecht, D., for "Evaluation of the Mathematics, Science and Technology Partnership Project."
3. \$240,000 **NATIONAL SCIENCE FOUNDATION** to Gornick, J., for "U.S. Participation in the Development of a Transnational Database: The Luxembourg Income Study: 2007-2009."
4. \$229,505 **NATIONAL SCIENCE FOUNDATION** to Schwartz, B., for "Science as a Performance: A Proactive Strategy to Communicate and Educate through Theater, Music and Dance."
5. \$158,235 **GOVERNMENT OF NORWAY** to Weiss, T., for "UNIHP-Norway Phase II."
6. \$132,600 **RILM** to Mackenzie, B., for "RILM Abstracts of Music Literature."
7. \$100,000 **THE ARCUS FOUNDATION** to Currah, P., for "LGTBQ History Website."

#### HUNTER COLLEGE

1. \$2,505,589 **NATIONAL INSTITUTES OF HEALTH** to Luine, V., for "Support for Continuous Research Excellence."
2. \$687,133 **NATIONAL INSTITUTES OF HEALTH** to Brazill, D., for "Minority Access to Research Careers."
3. \$603,003 **NATIONAL INSTITUTE ON DRUG ABUSE** to Parsons, J., for "Patterns and Contexts of Club Drug Use."
4. \$399,260 **NEW YORK CITY DEPARTMENT OF ENVIRONMENTAL PROTECTION** to Ahearn, S., for "Quality Assurance Service for Conversion of Sewer Facilities Maps and Related Documents into Digital Form."
5. \$230,098 **NEW YORK STATE EDUCATION DEPARTMENT** to Kinsler, K. and Gamble, M., for "IBSIP & Novice Teacher Education Program."
6. \$222,127 **NATIONAL INSTITUTES OF HEALTH** to Angulo, J., for "Methamphetamine and the Striatal NI-1 Receptors."
7. \$137,048 **NEW YORK STATE EDUCATION DEPARTMENT** to Knoll, M. and Patti, J., for "Leader Component of the TLQP Project."
8. \$126,174 **NATIONAL SCIENCE FOUNDATION** to Ortiz, B., for "CAREER: DNA Elements Involved in Chromatin-Based Gene Regulation."
9. \$114,210 **UNITED STATES EDUCATION DEPARTMENT** to Chen, Y. and Gumbs, G., for "Science and Engineering Improvement for a New B.A. in Physics."

**JOHN JAY COLLEGE OF CRIMINAL JUSTICE**

1. \$218,500 **UNITED STATES DEPARTMENT OF THE AIR FORCE** to Atran, S., Department of Law and Police Science, for "Small Group Dynamics in the Evolution of Global Network Terrorism: A Comprehensive, People-Based Approach."
2. \$143,050 **NEW YORK CITY DISTRICT ATTORNEY'S OFFICE/KINGS COUNTY** to Sung, H., Department of Law and Police Science, for "Pilot Project – Kings County District Attorney Research Partnership."

**LAGUARDIA COMMUNITY COLLEGE**

1. \$320,120 **TRANSPORT WORKERS UNION** to Kydd, J., for "Move 21 Educational Program."
2. \$236,486 **UNITED STATES DEPARTMENT OF DEFENSE** to Hunt, B., for "Procurement Technical Assistance Center."
3. \$199,893 **NEW YORK CITY DEPARTMENT OF YOUTH AND COMMUNITY DEVELOPMENT** to Dick, M., for "Pre-Bridge to Health Careers."
4. \$168,480 **NEW YORK STATE DEPARTMENT OF LABOR** to Kydd, J., for "Displaced Homemaker Program."
5. \$150,389 **NEW YORK CITY OFFICE OF THE MAYOR** to Dick, M., for "Adult Literacy Program."
6. \$141,061 **NEW YORK STATE DEPARTMENT OF LABOR** to Gzifa, A., for "Jobs for Youth."
7. \$119,607 **UNITED STATES ENVIRONMENTAL PROTECTION AGENCY** to Caton, M., for "Environmental Asthma Assessment and Prevention Project – Year 2."
8. \$118,369 **NEW YORK CITY DEPARTMENT OF YOUTH AND COMMUNITY DEVELOPMENT** to Kydd, J., for "In-School Youth: Queens Youth Employment Program."
9. \$103,112 **NEW YORK CITY DEPARTMENT OF YOUTH AND COMMUNITY DEVELOPMENT** to Farrell, S., for "CUNY Catch Program."

**LEHMAN COLLEGE**

1. \$156,157 **HOSPITAL LEAGUE, LOCAL 1199** to Paull, M., for "Lehman College MSN Program."
2. \$113,069 **NEW YORK CITY DEPARTMENT OF EDUCATION** to Tananbaum, D., for "Telling America's Story for Elementary School Educators."

**MEDGAR EVERS COLLEGE**

1. \$1,320,417 **NEW YORK CITY DEPARTMENT OF YOUTH AND COMMUNITY DEVELOPMENT** to Simmons, E., for "Immigration Law Opportunity Initiative."
2. \$441,675 **NEW YORK CITY DEPARTMENT OF YOUTH AND COMMUNITY DEVELOPMENT** to Lake, A., for "In-School Youth Program."
3. \$200,000 **NEW YORK STATE OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE** to Lake, A., for "Educational Resources for Adult and Family Literacy."

**NEW YORK CITY COLLEGE OF TECHNOLOGY**

1. \$146,832 **NEW YORK STATE EDUCATION DEPARTMENT** to Richardson, K., for "CSTEP Program (Continuation)."

**QUEENS COLLEGE**

1. \$1,375,000 **UNITED STATES DEPARTMENT OF ENERGY** to Markowitz, S., Center for the Biology of Natural Systems, for "Former Worker Surveillance Program."
2. \$511,830 **NEW YORK CITY DEPARTMENT OF EDUCATION** Hammrich, P., Division of Education, for "Teaching Fellows Program."
3. \$418,193 **NATIONAL INSTITUTES OF HEALTH** to Zakeri, Z., Biology Department, for "MARC Undergraduate Student Training in Academic Research."
4. \$373,835 **NATIONAL INSTITUTES OF HEALTH** to Bittman, R., Chemistry and Biochemistry Department, for "Synthesis of Novel Bioactive Sphingolipids as a Resource."
5. \$232,500 **NATIONAL INSTITUTES OF HEALTH** to Rotenberg, S., Chemistry and Biochemistry Department, for "PKCalpha – Mediated Mechanisms in Metastatic Melanoma."
6. \$232,000 **NATIONAL INSTITUTES OF HEALTH** to Croll, S., Psychology Department, for "Signaling Mechanisms Underlying VEGF – Included Neuroprotection in Vivo."
7. \$165,000 **NATIONAL SCIENCE FOUNDATION** to Mirkin, M., Chemistry and Biochemistry Department, for "Charge Transfers at Soft Nanoscopic Interfaces."
8. \$146,188 **NATIONAL SCIENCE FOUNDATION** to Seeling, J., Biology Department, for "Molecular Characterization of the Influence of B56 Regulatory Subunits of Protein Phosphatase 2A on Wnt Signaling."
9. \$125,000 **DOD/AIR FORCE OFFICE OF SCIENTIFIC RESEARCH** to Deych, L. and Lisyansky, A., Physics Department, for "One Dimensional Resonant Photonid Crystals for Optoelectric Applications."
10. \$118,280 **NATIONAL INSTITUTES OF HEALTH** to Flory, J., Psychology Department, for "Endophenotypes for Borderline Personality Disorder."

**COLLEGE OF STATEN ISLAND**

1. \$182,000 **RESEARCH FOUNDATION/STATE UNIVERSITY OF NEW YORK/SMALL BUSINESS ADMINISTRATION** to Podell, D. and Balsamini, D., for "Small Business Development Center."

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

Thank you, **Mr. Chairman**. I would like to start by echoing your remarks about **Trustee Philip Berry**. We are delighted on your ascendancy **Philip**, and look forward to your leadership role at the University. Of course, **Trustee Hugo Morales**, congratulations as well in getting the endorsement of Governor Spitzer.

This is a celebratory time in the University. We estimate that about 34,000 students this past June had degrees conferred from the associate level all the way through Ph.D. and professional degrees. I attended and spoke at several commencements. It is something that hits all of us in such special ways. I have heard from so many of our presidents about their experiences at graduation. It is just wonderful how this University each year launches so many students to great aspirations both professionally and personally. It really was just such a privilege to be among all of these wonderful graduates. I ask that you take a look at the latest issue of **CUNY Matters** because it gives an accounting of so many of those experiences which I think all of you will find so useful.

One of the things that I am delighted about, I have not reported about this in the past because I wanted to have about five years worth of data, but this Board knows that we have boldly designated the years 2005 through 2015 as the Decade of Science at this University. I asked our Institutional Research Office just a few days ago if they could generate some data for me about how that message is being received and how it is translating into enrollment in the

STEM discipline. STEM is just an acronym for Science, Technology, Engineering and Mathematics, and with your indulgence I would like to just recite maybe about eight different numbers that will indicate startling changes in the manner in which our baccalaureate right through the doctoral degrees are increasing.

In the last five years there has been a 79.3% increase in enrollment in biological and biomedical science disciplines. Hold down your seats for this particular data: There has been a 478% increase in the number of baccalaureate students studying in all of the engineering disciplines across the University. One that I am particularly interested in, no surprise to many of you, there has been an 85% increase in baccalaureate students taking our advanced mathematics courses across the University. The baccalaureate total across the University shows an increase of about 104% in just the past five years of enrollment in these sciences.

On the doctoral level, **Mr. Chairman**, there is a 27% increase in doctoral students in biological and biomedical sciences and engineering. There is about a 30% increase in doctoral students, a 52% increase in mathematics and 21% overall on the physical sciences for a University total increase of 28.5%.

Those are startling numbers and I would surmise, that there probably does not exist another university anywhere in these United States that have seen such impressive numbers. These are difficult disciplines and for me it is a very clear statement that our students are really pulling up their sleeves and taking a look at subjects that really require attention and very hard work and in a world that is going to be unforgiving of societies that do not train their people in science and engineering in general. It is a sense of comfort for me to know that **CUNY** is indeed taking a lead in the preparation of students in these disciplines.

**Mr. Chairman**, the legislative session came to an end rather abruptly last Thursday. It is expected that the Senate will return on July 16<sup>th</sup> and we expect the Assembly may return again some time this summer, both of these bodies to take up important business for the State of New York.

I have indicated to this Board at a prior meeting that Governor Spitzer was about to announce a State Commission on Higher Education. He has. This University is very well represented. **Trustee Marc Shaw** is part of that Commission. Two of our presidents, **Marcia Keizs** and **Eduardo Marti** are members of that Commission. Robert Paaswell, a distinguished professor of civil engineering at **City College** is a member of the Commission. One of our **Honors College** students, Lauren Talerma, along with myself are members of this important body.

The Commission held its first organizational meeting last Tuesday in Albany. I am chairing a committee for the Commission on Tuition/Financial Aid. I was co-chairing yet another Committee on Finance/Capital, but I indicated that unlike Schrödinger's cat, I really can not be in two states at the same time. Although these two important committees will work together, I will work with John Clark, who is the Interim Chancellor of the SUNY system who will be chairing that committee alone. The Workforce/Economic Development Committee is being chaired by our own **President Marti** and the other two committees are Governance and Access/K-12 in Partnerships that **President Keizs** is playing a leadership role on as well.

The Governor wants an interim report that will help to shape if not influence his Executive Budget which is usually submitted to the Legislature at about the third week in January, so we are on a very tight schedule to get a report for his consideration by November 30<sup>th</sup> of this year. The Commission will continue its work throughout the calendar year and into 2008, and the final report will be due some time in the summer of 2008.

I have indicated to this Board that I thought it was important that we change our strategy with respect to how we make known our needs to the Executive Branch at both the State and the City so that instead of the process of always playing catch-up ball after the Governor or the Mayor produce their Executive recommendations that we try to get our ideas embraced. In my discussion with the very top people in State government and the Executive Branch, the Governor and certainly his top associates, including the Budget Director, Paul Francis, I will be meeting with them very shortly within the next couple of weeks, starting to put the parameters of what we would like to have entertained in the Governor's Budget with a sketch of the broad outlines which have been shaped largely by our presidents, their faculty and students through a long process of discussion on our campuses.

Certainly, I will give a preamble to this Board in September because I do not think that we will come to this Board for endorsement of the actual budget message probably until November. I think it is very important that we get out in front here and that is what our intention will be. Legislation was adopted by both the Assembly and the Senate providing pension equity for participants in TIAA-CREF and other optional retirement programs, which we supported and legislation was adopted by the Assembly, but not the Senate, to place the Equal Educational Opportunity Centers and statute under SUNY's jurisdiction. We are watching this very closely and I will have more to report on that.

With respect to the TIAA-CREF, if this is not vetoed, it would bring our faculty and others that are covered by TIAA-CREF about a 3% increase in their salary because this would then place TIAA with the State pension system in an equity position. Right now it is out of balance with respect to what the employee is asked to participate in financially in order to be eligible for those pension benefits.

As all of you know, we have a budget that was adopted by the Mayor and the City Council, which they reached an agreement on very recently, and overall that budget adds about \$57.1 million to the University's Operating Budget, above the recommendations in the Mayor's Budget. Of this amount about \$36.7 million was added for our community colleges and an additional \$20.4 million was added as restorations for University-wide initiatives like the Vallone Scholarship Program, the Black Male Initiative, Safety Net Program and others that are University-wide overall.

On the capital side, that FY2008 Adopted Budget adds about \$31.4 million from the City Council and the Borough Presidents, \$15.7 million is for the senior colleges, \$15.7 million, an equal split, is for the community colleges and **Medgar Evers College**. Very briefly, **Mr. Chairman**, congratulations to **Executive Vice Chancellor and University Provost Selma Botman** on the renewal of the Americorps grant at **CUNY**. The total value of this grant over three years is over \$40 million and will provide tuition vouchers for all New York City teaching fellows and for the **CUNY TOP** program.

Congratulations to **President Carolyn Williams** on her re-election as member-at-large of the executive committee of the Council for Higher Education Accreditation. The University also received the 2007 NYLINK Achievement Award in recognition of its contributions in the areas of resource sharing, particularly for the **CUNY Libraries Intra Campus Service (CLICS)**.

Lastly, I am delighted that our storefront called **CUNY Xpress** is now in operation in Washington Heights. I must tell you that **Senior Vice Chancellor and Secretary Jay Hershenson** was very instrumental in convincing me that this was an important thing for the University to do. We were delighted that **Trustee Hugo Morales** spoke with passion and excitement as did so many others who worked closely with us. This is important and if you go to 181<sup>st</sup> Street, the visual is striking because this is a small building that is bifurcated. The top floor is a military recruitment office and the bottom is **CUNY Xpress**. It is a call to the fact that there are options for young people that, while military service is an important activity for some people, certainly going to a University is critically important as well.

Within a week I will be starting my marathon session which will last about four weeks where I sit with each of our presidents and deans of our professional schools as we go through the performance management review process, something that is critical for all of us to be pulling in the right direction, **Mr. Chairman**, and we will be reporting on those discussions later in the year.

**Upon motions duly made, seconded and carried, the following resolutions were adopted: (Calendar Nos. 1 through 9)**

**NO. 1. CHANCELLOR'S UNIVERSITY REPORT:** RESOLVED, That the Chancellor's University Report for June 25, 2007 (including Addendum and Errata Items) be approved:

**(a) ADDENDUM:** Add the following:

**D.95. GRADUATE SCHOOL OF JOURNALISM – GIFT FROM THE NEWS CORPORATION:**

RESOLVED, That the Board of Trustees of The City University of New York, on behalf of the Graduate School of Journalism, accept a gift of Five Hundred Thousand (\$500,000.00) Dollars (and any future contributions) from the News Corporation, to establish an endowed scholarship fund in the name of the News Corporation and to establish a second scholarship fund (that will not be endowed) in the name of the News Corporation or an agreed-to affiliate. The General Counsel is authorized to sign any additional documents necessary to effectuate the gift.

EXPLANATION: The News Corporation, headed by Chairman and Chief Executive Officer Rupert Murdoch, is a multi-billion dollar diversified media and entertainment company, whose holdings include the New York Post and the Fox News Channel. The News Corporation will make five (5) annual installments of \$100,000.00 towards this gift. The first \$100,000.00 installment has been received and has been deposited in the Investment Pool pending acceptance of the gift by the Board of Trustees. Fifty Thousand Dollars of each installment will be placed in an endowment fund, with earnings used to provide scholarships, and the remaining \$50,000.00 will be used for additional scholarships. The News Corporation has also agreed to establish an internship program for students of the Graduate School of Journalism.

**NO. 2. APPROVAL OF MINUTES:** RESOLVED, That the minutes of the regular Board meeting and Executive Session of April 30, 2007 (including Addendum and Errata Items) be approved:

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

**A. THE CITY UNIVERSITY OF NEW YORK – MAINTENANCE SERVICES FOR HEATING, VENTILATING AND AIR CONDITIONING EQUIPMENT:**

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 enter into a contract with a vendor who will provide maintenance service for heating, ventilating and air conditioning equipment. The contract shall be awarded to the lowest responsive and responsible bidder after public advertisement and sealed bidding by the Office of the University Controller pursuant to law and University regulations. Such purchase shall not exceed an estimated annual cost of \$1,400,000 chargeable to the appropriate college's FAS Codes during the applicable fiscal year. The contract term shall be five years with the option for the University to terminate on each anniversary date of the contract. The contract shall be subject to approval as to form by the University Office of the General Counsel.

EXPLANATION: The University will use this contract to provide maintenance and services for heating, ventilating and air conditioning equipment at the CUNY campuses.

**B. GRADUATE SCHOOL AND UNIVERSITY CENTER – BUILDING OPERATING AND MAINTENANCE 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 Graduate School and University Center to purchase building operating and maintenance services. 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 \$4,390,000 chargeable to FAS Code 217703404, during the fiscal year ending June 30, 2008. The contract shall have a term of five (5) years with the College having the right to terminate on each anniversary date of the contract and shall be subject to approval as to form by the University Office of the General Counsel.

EXPLANATION: The Graduate School and University Center will use the contractor's services to provide building operating engineering and maintenance services for the campus.

**Report of Fiscal Affairs Committee Vice Chair Marc V. Shaw:**

The **Committee on Fiscal Affairs** also heard reports from **Vice Chancellor Malave** on the City and State budgets of the University and received an update on the performance of the University's investment pool. In addition, **Mr. Chairman**, I wish to report that the Board Audit Subcommittee was presented by the independent audit firm of KPMG with the results of the University's 2006 OMB A-133 Audit (audit of federal financial aid) and Management Letter. I am pleased to report that there were no matters brought to the Subcommittee's attention that indicate the presence of a material weakness in the University's internal controls. Additionally, another independent audit firm, Grant Thornton LLP, presented the 2006 Combined College Association and Auxiliary Enterprise Corporation audits. Both of these audits resulted in an unqualified opinion.

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

**A. BARUCH COLLEGE – M.S. IN REAL ESTATE:**

RESOLVED, That the program in Real Estate leading to the Master of Science degree to be offered at Baruch College, be approved, effective September 1, 2007, subject to financial ability.

EXPLANATION: Successful candidates looking for employment in the current real estate field will require advanced knowledge of finance, statistics, economics, law, operations research, marketing, and accounting. The proposed program is designed to provide this comprehensive course of study so that students will develop high-level technical and analytical skills as well as the core, cutting-edge knowledge in real estate necessary to secure employment on Wall Street in areas such as mortgage banking, investment banking, hedge funds, and commercial property brokerage firms. Graduates will also be prepared for careers as entrepreneurs in the real estate field.

The MS in Real Estate is well suited to Baruch's mission to provide high quality business education to an underserved population. Presently, MS in Real Estate training in New York and the East Coast area is not offered by any public institution. While the proposed program builds upon the existing BBA and MBA programs in Real Estate, its focus is different. An MBA in Real Estate serves students who wish to receive training in a complete set of management skills, while acquiring some advanced knowledge in Real Estate as one of many available options. The MS in Real Estate is geared towards students who want to specialize in Real Estate and to use the majority of credit hours to take courses that emphasize knowledge and technical training specific to the field. The new program is expected to help strengthen Baruch's position as a leader in business education and scholarship in Real Estate.

**B. JOHN JAY COLLEGE OF CRIMINAL JUSTICE – M.A. IN FORENSIC MENTAL HEALTH COUNSELING:**

RESOLVED, That the program in Forensic Mental Health Counseling leading to the Master of Arts degree to be offered at John Jay College of Criminal Justice be approved, effective July 1, 2007, subject to financial ability.

EXPLANATION: The proposed program is designed to prepare graduates for careers as licensable mental health counselors with a forensic specialization for work in a broad range of settings involving forensic assessment, counseling, and administration: jails and prisons, family courts, juvenile detention centers, probation and parole offices, hospitals and social service agencies. Graduates of the program will be eligible to obtain licensure as counselors in the State of New York, and almost every other state. An optional track will prepare students for a certificate as a Certified Alcohol and Substance Abuse Counselor (CASAC). There is also an optional thesis track for those planning to go on to doctoral study and research.

Licensed counselors have become one of the fastest growing professions in the US. New York has recently recognized the need to license mental health counselors. As the result of the new law, New York City And New York State are expected to create hundreds of new positions for licensed counselors, exceeding the national growth estimate of 26.7% between 2002-2012. Further, there is a strong national need for counselors to specialize in the

area of forensic mental health. The proposed program will be responding to this clear public need as well as to indications of student interest.

#### **C. MEDGAR EVERS COLLEGE – BSW IN SOCIAL WORK:**

RESOLVED, That the program in Social Work leading to the Bachelor of Social Work degree to be offered at Medgar Evers College, be approved, effective July 2007, subject to financial ability.

EXPLANATION: The purpose of the proposed program is to prepare graduates for entry level employment in social work practice with individuals, families, groups, communities and organizations. The proposed curriculum builds upon a strong liberal arts foundation and all of the required courses comply with the standards for social work education as defined by the Council on Social Work Education (CSWE) Commission on Accreditation. The College was notified in July 2006, that the proposed curriculum was in compliance with CSWE standards. It is the College's intent to apply for accreditation from CSWE within the first two years of the program's operation.

According to the Fiscal Policy Institute for Business Trends Analysis, there is a documented shortage of qualified social work professionals in the New York Metropolitan area. The need is particularly acute in Brooklyn, which has a large population with limited educational attainment and elevated unemployment levels. Social indicators also show that Central Brooklyn has an increased number of specific health-related problems, which include alcohol and substance abuse, cardiovascular disease, HIV/AIDS, as well as social and family problems such as domestic violence, child abuse and neglect, youth crimes, teenage pregnancy and related problems. Graduates of the Social Work Program will have the requisite knowledge and skills needed to assist in diverse communities to address these significant problems.

#### **D. MEDGAR EVERS COLLEGE – B.A. IN RELIGIOUS STUDIES:**

RESOLVED, That the program in Religious Studies leading to the Bachelor of Arts to be offered at Medgar Evers College, be approved, effective July 2007, subject to financial ability.

EXPLANATION: The proposed program is an interdisciplinary course of study bringing together social sciences, liberal arts and public administration courses, exploring the cultural and social phenomena of religion. The curriculum supports an academic, non-confessional study of religion, with an emphasis on the role religion plays in modern communities. Graduates of the program will be able to pursue a number of careers, including opportunities to work in social service agencies, educational institutions, charitable foundations and religious organizations. In addition, graduates will be prepared to enter graduate and/or professional schools. Religious studies programs at other colleges and universities report that, among their alumni, religious studies majors have gone into careers in a variety of fields including non-profit administration, education, business, medicine, law, social work, the arts, and government.

The proposed program is consistent with Medgar Evers College's Core Educational Goals and Values and is expected to have an immediate and beneficial impact on the College. Cross-departmental cooperation has been established with programs in the Department of Social and Behavioral Sciences, the Department of Public Administration, the Department of Mass Communications, Creative and Performing Arts and Speech, and the Department of Psychology. In addition, the proposed program has already garnered interest and support from some community and faith-based organizations located in Central Brooklyn, creating new opportunities for expanding social change between the campus and the community.

#### **Statement of Executive Vice Chancellor and University Provost Selma Botman:**

**Queens College** continues to have exemplary historians and people in religion and literature who are world class researchers and teachers. They continue the tradition that you experienced years before. I would also like to comment on the Religious Studies Baccalaureate and the Bachelor's in Social Work at Medgar Evers College. There was a question that was raised at the recent Public Hearing in the Bronx about how the **Office of Academic Affairs** works with campuses when new degree programs are proposed. If I might, **Mr. Chairman**, I would just like to take a moment to describe the process.

Campuses submit new programs to the **Office of Academic Affairs** for comment, evaluation and also to begin the process for submitting these proposals to colleagues across the University. It is routine for members of the **Office of Academic Affairs** to make suggestions and recommendations when new degree programs are submitted. That was actually the case in social work; it was actually the case in religious studies. Once a degree program is submitted through the faculty governance process on the campus, even though the **Office of Academic Affairs** might recommend a few small changes in the programs, we do not ask for those programs to go back through faculty governance again.

What we do ask campuses to do is to submit any new courses that have not gone through the faculty governance process to work its way through governance. In the case of religious studies, for example, there are two new courses that will be offered. Those courses will be offered on an experimental basis for a semester and then they are required to go through the traditional governance process. I wanted just to make clear that it is routine for the **Office of Academic Affairs** to make recommendations to the campuses once the campus has submitted a proposal through governance that satisfies our concerns at the **Office of Academic Affairs**. All of the programs before you today have gone through faculty governance on the campuses.

**Statement of General Counsel and Senior Vice Chancellor Frederick P. Schaffer:**

Just one thing further on the B.A. in Religious Studies at **Medgar Evers**. At the Public Hearing some questions were raised about the substance of that program. There were two varieties of, or two types of concerns. One was a concern that the courses being offered would violate the establishment clause of the first amendment. I have reviewed the proposal quite carefully and I see nothing in the program description or the course description that would justify that criticism. Indeed, in conversations with some of the faculty members who made the criticism it became clear that the issue in their minds was not what was written in the program description but rather concerns about how these courses might be taught and I responded that I thought that was really an extraordinary criticism to be raising at this time before the courses had ever been taught and I thought that if there was a problem we would deal with it in the future. I saw no reason to assume that the faculty or the administration of the college would permit that to happen.

The other criticism was just on the substance of some of the courses being offered and in that regard I just want to cite the provision of our Bylaws that creates the **University Faculty Senate** and which specifically states that the powers and duties of the **University Faculty Senate** shall not extend to areas or interests which fall exclusively within the domain of the faculty councils of the constituent units of the University. You have just heard **Executive Vice Chancellor and University Provost Botman** describe the process by which the College Council of **Medgar Evers** approved this program and, therefore, it seemed that the substantive criticisms of individual members of the **University Faculty Senate** Executive Committee fell precisely in an area that was within the exclusive jurisdiction of the faculty of **Medgar Evers College**.

**Statement of Trustee Manfred Philipp:**

I have a statement that I wrote, but I think that I should probably respond in detail to the comments. There are two kinds of questions about the program, but before I go to that I should say that we would first like to express our enthusiasm, actually, for the Social Work Program that comes out of **Medgar Evers** and we would like to in particular express our enthusiasm for the Middle Eastern Studies Program. It is something that is extraordinarily needed. I think at some point in this University there will be a renewed emphasis on languages that come from the Middle East and this program is a great starting point for that. We need much more of that. Our country needs much more of that and this is the right thing to do at the right time.

I think to have a Religious Studies Program is entirely appropriate for this University, it is a wonderful thing to have. To have a program like that requires academic discussion and this is an important subject and that academic discussion should be done without invective, without loud language, without shouting, it should be done calmly. That has not always been the case in this proposal, as we know.

I would like to draw your attention to the statement by **Academic Policy, Program and Research** faculty member, Prof. Lenore Beaky. At the same time I have made certain requests in pursuance of the Perez decision, which

mandates detailed record keeping of college council decisions, minutes of meetings, etc. These are not to question the representations made by the campus. It is simply record keeping that we would like to see taken care of. We do not request representations.

At the same time because we never received a written reply to any of our requests, at this point we urge the **Board of Trustees** to return these programs to the faculty for further consideration. I say plural because I am also thinking of a second program that we have questions on, and that is **The School of Professional Studies** Baccalaureate in Business where we have questions about the core curriculum in science and languages. The details were presented at the hearing; they do not need to be presented here. Thank you.

#### **E. GRADUATE SCHOOL AND UNIVERSITY CENTER – M.A. IN MIDDLE EASTERN STUDIES:**

RESOLVED, That the program in Middle Eastern Studies leading to the Master of Arts degree to be offered at the Graduate School and University Center be approved, effective July 1, 2007, subject to financial ability.

EXPLANATION: The program will offer an interdisciplinary approach to graduate study focusing on salient themes and topics of the Middle East and its diaspora. The focus on diaspora, and especially the American diaspora, will set this degree apart from other graduate programs. It is in keeping with the US Department of Education and US government agencies' interest in the region and its languages which form priority areas in recent funding cycles.

Students will gain a broad understanding of the history, politics, economics, religions, and culture of this critical region. They will also develop special competences in chosen areas of interest. The program will be geared to those interested in pursuing academic careers as well as to those preparing for careers in public policy, journalism, social work, international relations, economic development, immigrant advocacy, and education. This is the first MA program in the country to incorporate the study of the Middle Eastern immigrant communities in the US and Europe. The program builds on an extraordinary wealth of faculty expertise both at The Graduate Center and on CUNY campuses.

#### **Statement of Trustee Jeffrey S. Wiesenfeld:**

Just as a point of information, I think we are all aware that throughout the country and elsewhere in universities around the world, no more subject area than Middle East studies has been the subject of, or the victimization of polemicists or apologists for terror. This has been throughout the United States. I think it would be very important for the City University to set the stage that we have a Middle East Studies Department and an M.A. degree in that program because it is extremely important in this day and age. But that we are the ones to be able to conduct it with integrity and that it be overseen with great care by the president of **The Graduate Center** and by **Executive Vice Chancellor and University Provost Selma Botman**.

#### **Statement of Executive Vice Chancellor and University Provost Selma Botman:**

I would first like to comment on the Master's degree in Middle Eastern Studies, which I am enormously proud of. This is a degree that will be unique in the country because it actually focuses on the American Diaspora. We have some ninety faculty across the University who teach and write on the Middle East and they do so without rancor or without dispute. This is an area as you say of immense interest to students and the faculty who will work with **The Graduate Center** and **President Kelly**, our faculty, we will be proud of. This is my own field and so I am intimately involved in the creation of this program and I hope also to continue teaching at City University and I will teach in this program. I will be happy to give you updates as the program develops. I do not think you will have cause for any concern, **Trustee Wiesenfeld**.

#### **Statement of Trustee Jeffrey S. Wiesenfeld, continued:**

I had a superb Moslem professor at **Queens College** thirty years ago and she is probably retired by now and she taught cultural anthropology of the Middle East and she was one of the best professors I ever met in my experience in **Queens College**. If she could be the exemplar, it would be an unbelievable program.

**F. GRADUATE SCHOOL AND UNIVERSITY CENTER – SCHOOL OF PROFESSIONAL STUDIES ONLINE BS IN BUSINESS:**

RESOLVED, That the program in Business leading to the Bachelor of Science degree to be offered at the Graduate School and University Center through the School of Professional Studies be approved, effective July 1, 2007, subject to financial ability.

EXPLANATION: This fully online, asynchronous degree is intended for adults who left college in good academic standing before completing their degree. It offers students, for whom classroom-based instruction is not a viable option, the opportunity to complete a rigorous baccalaureate in a high-demand major. Applicants must have earned a minimum of 30 credits and a GPA of 2.5 or higher in order to qualify for admission. The curriculum is designed so that students receive a breadth of knowledge about business matters, master business fundamentals, and also develop key proficiencies emphasized in general education courses. A 30-credit elective allotment enhances flexibility for transfer credit. The program builds on the foundational platform provided by the successful launch of Online BA in Communication and Culture in 2006 and taps into the extensive expertise of CUNY faculty in online education.

**G. BRONX COMMUNITY COLLEGE – A.A.S. IN ENERGY SERVICES TECHNOLOGY (EST):**

RESOLVED, That the program in Energy Services Technology (EST) leading to the Associate in Applied Science degree to be offered at Bronx Community College be approved, effective July 1, 2007, subject to financial ability.

EXPLANATION: The proposed program is a specialized building science technology program. It was developed to prepare students for employment as technicians in the energy services industry, particularly in housing, commercial properties and institutional and other facilities. Graduates will be ready to enter employment as technicians in construction and engineering companies; Heating, Ventilation, and Air Conditioning (HVAC); utility companies; and building automation system suppliers. The program is being supported by a National Science Foundation grant in the amount of \$900,000 and promises to address the employment needs in energy related industries.

**H. HUNTER COLLEGE – POST-BACCALAUREATE CERTIFICATE IN HEALTH CAREERS PREPARATION:**

RESOLVED, That the program in Health Careers Preparation leading to a Post-Baccalaureate Certificate to be offered at Hunter College, be approved, effective September 1, 2007, subject to financial ability.

EXPLANATION: The purpose of the proposed program is to provide students, who already hold a baccalaureate degree, with the opportunity to return to college and complete the necessary mathematics and science requirements that would allow them to become eligible to enter professional programs for careers in medicine, dentistry, veterinary medicine, optometry, physical therapy as well as pharmacy and physician assistant programs. Hunter College has very successfully accommodated these student needs on an informal basis for many years. However, there are approximately 450 students currently registered at Hunter College for the purpose of completing courses needed to enter health professions careers. Because such large numbers of students are registering for scarce mathematics and science courses on a random basis, it is causing serious logistical problems both for the College as well as for regular undergraduate students. Therefore, by offering this post-baccalaureate certificate, the College is hoping to minimize admission and registration inconsistencies and to better serve student needs.

**I.A. YORK COLLEGE – ESTABLISHMENT OF A DEPARTMENT OF CHEMISTRY:**

RESOLVED, That a Department of Chemistry be established at York College, effective July 1, 2007.

EXPLANATION: Pursuant to academic and institutional planning, and following consultation with faculty involved, York College proposes to establish a Department of Chemistry. The Chemistry faculty members will be transferred from the Department of Natural Sciences into the new Department of Chemistry. The purpose of this action is to provide the necessary organizational structure that will promote faculty collaboration to enhance instruction in the sciences at York College. Presently, all science faculty at York College are organized into a single Department of

Natural Sciences. The inclusion of several diverse fundamental and applied science disciplines with different educational goals, technology needs and research objectives into a single department has not allowed for effective faculty and administrative oversight, quality control, and strategic program development. The proposed change to have three separate discipline based departments, Biology, Chemistry, and Earth and Physical Sciences, will increase educational opportunities for students and enhance faculty scholarship, research and development.

A separate resolution has been submitted to the Board of Trustees via the Chancellor's University Report regarding the transfer and appointment of personnel to the new department. Contingent upon the approval of the Board of Trustees, designated faculty members (11) will be transferred from the Department of Natural Sciences to the new Department of Chemistry.

Another separate resolution has been submitted to the Board of Trustees via the Chancellor's University Report regarding the renaming of the Department of Natural Sciences to the Department of Earth and Physical Sciences. This action involves a change in the name of the department only and does not affect the tenure or seniority status of faculty who will remain in the existing department.

#### **I.B. YORK COLLEGE – ESTABLISHMENT OF A DEPARTMENT OF BIOLOGY:**

RESOLVED, That a Department of Biology be established at York College, effective July 1, 2007.

EXPLANATION: Pursuant to academic and institutional planning, and following consultation with faculty involved, York College proposes to establish a Department of Biology. The Biology faculty will be transferred from the Department of Natural Sciences into the new Department of Biology. The purpose of this action is to provide the necessary organizational structure that will promote faculty collaboration to enhance instruction in the sciences at York College. Presently, all science faculty at York College are organized into a single Department of Natural Sciences. The inclusion of several diverse fundamental and applied science disciplines with different educational goals, technology needs and research objectives into a single department has not allowed for effective faculty and administrative oversight, quality control, and strategic program development. The proposed change to have three separate discipline based departments, Biology, Chemistry, and Earth and Physical Sciences, will increase educational opportunities for students and enhance faculty scholarship, research and development.

A separate resolution has been submitted to the Board of Trustees via the Chancellor's University Report regarding the transfer and appointment of personnel to the new department. Contingent upon the approval of the Board of Trustees, designated faculty members (8) will be transferred from the Department of Natural Sciences to the new Department of Biology.

Another separate resolution has been submitted to the Board of Trustees via the Chancellor's University Report regarding the renaming of the Department of Natural Sciences to the Department of Earth and Physical Sciences. This action involves a change in the name of the department only and does not affect the tenure or seniority status of faculty who will remain in the existing department.

#### **J. HOSTOS COMMUNITY COLLEGE – A.A.S. IN DIGITAL DESIGN AND ANIMATION:**

RESOLVED, That the program in Digital Design and Animation leading to the Associate in Applied Science degree to be offered at Hostos Community College be approved, effective July 1, 2007, subject to financial ability.

EXPLANATION: The proposed program is intended to prepare students for design and animation careers with printing companies, public relations firms, advertising agencies, publishers or corporate art departments. Nearly all Hostos students belong to minorities traditionally underrepresented in the technology and the media industry. The program is meant to prepare graduates for employment in this steadily growing field, in titles such as graphic or multimedia artist, video editor, and web designer. The curriculum emphasizes the use of industry standard technology and media to help students plan, analyze and create visual solutions of communication problems.

**K. THE CITY UNIVERSITY OF NEW YORK – RESEARCH MISCONDUCT POLICY:**

RESOLVED, That the policy governing the disposition of allegations of misconduct in research and similar educational activities be adopted, effective July 1, 2007.

**NOTE: See Appendix C**

EXPLANATION: The University's current Interim Policy and Procedure Statement regarding the Disposition of Allegations of Misconduct in Research in Science was adopted by the Board in 1990. The University has experienced certain difficulties in applying the 1990 policy, and the U.S. Department of Health and Human Services has recently issued new regulations regarding the disposition of allegations of misconduct in research funded by the Public Health Service. The new regulations represent an improvement over the procedures in the University's 1990 policy, and the new policy is based primarily on these regulations. The new policy will apply to all research conducted by University faculty, staff, and/or post-doctoral associates, regardless of the academic discipline of the researcher or the sponsorship or source of support for the research.

**Report of Academic Policy, Program and Research Chair Wellington Z. Chen:**

**Executive Vice Chancellor and University Provost Botman** also presented four information items to the Committee. Three of them concerned the creation of new centers. **Baruch College**, Center for Nonprofit Strategy and Management: The proposed center will combine research, service, and education to strengthen New York's large non-profit community. The service initiatives include practitioner seminars, content-based and experience-based workshops, and an annual pro bono consulting event. The center will also encourage interdisciplinary research among faculty interested in the non-profit sector and to improve curricula and programs.

**Brooklyn College**, Shirley Chisholm Center for Research on Women. This center is proposed by the Women's Studies program at **Brooklyn College** with the following broad goals: to promote scholarship and research by and about women; examine gender equity; foster collegiality and networking among women faculty; provide programs to the larger Brooklyn community concerning women's issues; and preserve the legacy of Shirley Chisholm, a 1946 graduate who served as a member of the United States Congress.

**College of Staten Island**, Center for Interdisciplinary Applied Mathematics and Computational Science. The mission of the new center will be promoting and supporting research on the application of mathematics and computation across a broad range of scientific disciplines. It will support research efforts by fostering intra-campus intellectual exchange, establishing visitor programs to enhance visibility and provide a specific venue for collaborative research grant applications.

Finally, **Executive Vice Chancellor and University Provost Botman** presented a three-year report from the **CUNY School of Professional Studies**. **The School of Professional Studies (SPS)** was founded less than four years ago (June 2003), with the goal of reaching out to a student population which otherwise would not have an opportunity to complete or continue their education. At present, the **SPS** is an established entity within the **Graduate School and University Center**, and will participate in the **GSUC** department review process as well as the Middle States reaccreditation review in 2009-2010.

In AY07, the **SPS** is expected to serve approximately 2,000 students, offering credit-bearing certificate programs, credit and non-credit courses, and the University's first fully online B.A. degree. Another fully online degree program, a B.S. in Business, has just been developed and is being presented to the **Board of Trustees** for approval. These online degree programs target individuals who have left college in good standing, with at least 30 credits earned, but were unable to complete their degree due to family and work obligations, physical disability and other practical considerations. As indicated by growing enrollments and program expansion, the school is achieving its mandate to meet specific educational needs of the working population.

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

**A. BARUCH COLLEGE – NAMING OF THE MARVIN ANTONOWSKY CENTER FOR THE PERFORMING ARTS:**

RESOLVED, That the Board of Trustees of The City University of New York approve the naming of the “Marvin Antonowsky Center for the Performing Arts” at Baruch College, 55 Lexington Avenue, New York City.

EXPLANATION: Marvin Antonowsky graduated from City College School of Business and Civic Administration in 1949, which in 1953 became Baruch College. He was awarded his M.S. degree from the College in 1952. Mr. Antonowsky has had a long and successful career in entertainment and marketing. He has worked in the film industry with major film studios to market such films as “Ghandi,” “The Big Chill,” “Out of Africa” and “Prince of Tides.” He began his career with the advertising agency Kenyon and Eckhart, where he was media research director before becoming marketing vice president in 1957.

Mr. Antonowsky has been a trustee of the Baruch College Fund since 1999. In 2004, he pledged \$2.5 million to the Baruch College Fund. In recognition of Mr. Antonowsky’s generosity, Baruch College wishes to rename the Performing Arts Center, the “Marvin Antonowsky Performing Arts Center.”

**B. BARUCH COLLEGE – NAMING OF THE LAWRENCE AND ERIS FIELD BUILDING:**

RESOLVED, That the Board of Trustees of The City University of New York approve the naming of the Baruch College facility located at 17 Lexington Avenue the “Lawrence and Eris Field Building.”

EXPLANATION: Mr. Field has served for over three decades in the real estate development and investment business in New York and Southern California. Founder and chairman of NSB Associates, Inc., he has guided that firm since its inception in 1983. Before creating NSB, he was a partner in the Richlar Partnership, which he co-founded in 1976.

The Larry and Eris Field Family Foundation, on behalf of alumnus Lawrence N. Field (Class of 1952) and his wife, Eris, made a \$10 million pledge to Baruch College in 2004. Mr. Field has been an extraordinarily generous supporter of the College, having made several million dollar gifts, including a \$2 million dollar donation to create the Field Family Chair in Entrepreneurship and a \$3 million dollar gift to establish the Lawrence N. Field Center for Entrepreneurship. Mr. Field also has served as a trustee of the Baruch College Fund Board since 1999. In recognition of the Fields’ generosity, Baruch College wishes to name its 17 Lexington Avenue Building the “Lawrence and Eris Field Building.”

**C. BARUCH COLLEGE – NAMING OF THE BARBARA KENT PLAZA:**

RESOLVED, That the Board of Trustees of The City University of New York approve the naming of the “Barbara Kent Plaza” at Baruch College, 55 Lexington Avenue, at the 25<sup>th</sup> Street entrance to the building to be named the William and Anita Newman Vertical Campus at Baruch College.

EXPLANATION: Barbara Kent (Class of 1959) has dedicated her life to public service and the support of education. She has been a member of the Baruch College Fund Board since 1985 and she also was a founding member of the Jamaica Service Program for Older Adults. In 2003, she contributed \$1.1 million to the Baruch College Fund to establish the Barbara Kent Charitable Remainder Trust. In recognition of her generosity and her service to the College, Baruch College wishes to name the Plaza at 55 Lexington Avenue, the “Barbara Kent Plaza.”

**D. BARUCH COLLEGE – NAMING OF THE WILLIAM AND ANITA NEWMAN VERTICAL CAMPUS:**

RESOLVED, That the Board of Trustees of The City of University of New York approve the naming of the Baruch College facility located at 55 Lexington Avenue, New York City, the “William and Anita Newman Vertical Campus.”

EXPLANATION: Mr. Newman has served on the Baruch College Fund Board since 1993, and he received an honorary degree from Baruch in 1997. He is a leading national real estate developer and chairman of New Plan Excel Realty Trust, and was awarded the Ernst & Young Entrepreneur of the Year award in 1998.

Mr. Newman (Class of 1947) and his wife, Anita, have made millions of dollars of gifts to the College to support its real estate program and other activities, including the College's award-winning library. Most recently, a pledge of \$24 million from the Newmans and their family foundation in 2004 allowed the College to expand its curriculum in real estate, leading to the creation of a new degree and hiring of faculty, as well as to continue the activities of the Steven L. Newman Real Estate Institute, housed in the Steven L. Newman Hall. In recognition of the Newmans' generosity, Baruch College wishes to rename the Vertical Campus the "William and Anita Newman Vertical Campus."

**E. BARUCH COLLEGE –NAMING OF THE BERNIE WEST THEATRE:**

RESOLVED, That the Board of the Trustees of The City University of New York approve the naming of the Baruch College Theatre at 17 Lexington Avenue, New York City, the "Bernie West Theatre."

EXPLANATION: Bernard P. West (Class of 1939) provided a \$250,000 gift in 1996, establishing the West Presidential Fund. In recognition of his gift, Baruch College wishes to name the small studio theatre on the ninth floor of 17 Lexington Avenue the "Bernie West Theatre." Mr. West is a successful television screenwriter, who was one of the original writers for the groundbreaking series, "All in the Family." He regularly performed in theatre while a student at Baruch, then City College Downtown. This naming recognizes not only his generosity to the College but his passion for the entertainment industry.

**F. BARUCH COLLEGE – NAMING OF THE WILLIAM ALDINGER LECTURE HALL IN THE WILLIAM AND ANITA NEWMAN VERTICAL CAMPUS:**

RESOLVED, That the Board of Trustees of The City University of New York approve the naming of the William Aldinger Lecture Hall located on the 14<sup>th</sup> floor of the building to be named the William and Anita Newman Vertical Campus of Baruch College.

EXPLANATION: William F. Aldinger graduated in 1969 from Baruch College with a B.B.A. degree. He also earned a J.D. degree from Brooklyn Law School in 1975. He is President and CEO of Capmark Financial Group. He previously served as Chairman and CEO of HSBC North America Holdings and HSBC Finance Corporation and Chairman of HSBC Bank USA. Mr. Aldinger was also Chairman and CEO of Household International, which was acquired by HSBC in 2003. Earlier in his career, Mr. Aldinger was Vice Chairman of Wells Fargo Bank and worked at Citibank and US Trust Company. He has served as a Baruch College Fund Trustee since 2001.

Mr. Aldinger has fulfilled a pledge to donate \$250,000 to the endowment of the William F. Aldinger Faculty Resource Fund. In recognition of this gift, Baruch College agreed to name room 14-245 in the William and Anita Newman Vertical Campus, the "William F. Aldinger Lecture Hall."

**G. BARUCH COLLEGE – NAMING OF THE EDWARD BRENDER CLASSROOM IN THE WILLIAM AND ANITA NEWMAN VERTICAL CAMPUS:**

RESOLVED, That the Board of Trustees of The City University of New York approve the naming of the Edward Brender Classroom located on the 12<sup>th</sup> floor of the building to be named the William and Anita Newman Vertical Campus of Baruch College.

EXPLANATION: Edward Brender (class of 1948 and M.B.A. class of 1950) was a former Baruch College accounting professor and dedicated alumnus. Before this sudden death in January 2006, Mr. Brender had pledged \$150,000 to the Baruch College Fund, and Baruch had agreed to name classroom 12-145 in the William and Anita Newman Vertical Campus after three of his beloved professors, Nathan Seidelman, Emanuel Saxe and Abraham Briloff. His pledge of \$150,000 has been paid in full.

**H. BARUCH COLLEGE – NAMING OF THE MARTIN GALLIN FACULTY OFFICE IN THE WILLIAM AND ANITA NEWMAN VERTICAL CAMPUS:**

RESOLVED, That the Board of Trustees of The City University of New York approve the naming of the Lt. Col. Martin Gallin Faculty Office located on the 7<sup>th</sup> floor of the building to be named the William and Anita Newman Vertical Campus of Baruch College.

EXPLANATION: Mr. Leonard Yablon received his B.S. degree from Long Island University and an M.B.A. from Baruch College in 1969. He is the former CEO of Forbes Family Holdings of Forbes Magazine. He was the Forbes executive who was responsible for the Forbes Lake of the Ozarks development that borders Excalibur on the West and East boundaries. He was also responsible for the 200,000 acre development of Forbes in Colorado. Although retired, Mr. Yablon continues to serve in a consultant capacity to Forbes.

Mr. Yablon has donated \$25,000 to the Baruch College Fund. In recognition of his generosity, Baruch agreed to name room 7-259 of the William and Anita Newman Vertical Campus in honor of Leonard Yablon's father-in-law and former Baruch College alumnus, Martin Gallin.

**I. BARUCH COLLEGE – NAMING OF THE MELVIN AND LEONA LAZAR LECTURE HALL IN THE WILLIAM AND ANITA NEWMAN VERTICAL CAMPUS:**

RESOLVED, That the Board of Trustees of The City University of New York approve the naming of the Melvin and Leona Lazar Lecture Hall located on the 12<sup>th</sup> floor of the building to be named the William and Anita Newman Vertical Campus of Baruch College.

EXPLANATION: Mr. Lazar founded Lazar, Levine and Felixe LLP in 1968. He retired as managing partner in September 2002 but continues as an employee of the firm.

The commitment of Melvin Lazar (class of 1960) and his wife Leona Weiss Lazar (class of 1962) to Baruch stems from a lifelong connection to the College. The Lazars have been contributors to the Baruch College Fund, most recently pledging \$300,000 to the Fund. In recognition of their generosity, Baruch has agreed to name the 12-155 lecture hall located on the 12<sup>th</sup> floor of the William and Anita Newman Vertical Campus after them.

**J. BARUCH COLLEGE – NAMING OF THE ROSE NAGELBERG THEATRE IN THE PERFORMING ARTS CENTER:**

RESOLVED, That the Board of Trustees of The City University of New York approve the naming of the theatre in the Performing Arts Center at Baruch College the "Rose Nagelberg Theatre."

EXPLANATION: Arline L. Nagelberg '71, M.B.A. '82, was a double alumna of Baruch College and a long-time member of the Baruch College Alumni Association. In 1995, Arline pledged a legacy gift of \$2.5 million to the Baruch College Fund and became an inaugural member of the Baruch Benchmark Society. In March 2002, Ms. Nagelberg passed away. In pledging this gift, Ms. Nagelberg wished to help Baruch students majoring in the performing arts or students studying the business aspects of arts management with tuition assistance and summer internship stipends. She also wished to honor her mother, Rose Nagelberg, by having Baruch's new theatre named after her. In recognition of Ms. Nagelberg's generosity, Baruch College wishes to name its Performing Arts Center, the "Rose Nagelberg Theatre."

**K. BARUCH COLLEGE – NAMING OF THE IRVING WEINSTEIN HONOR LOUNGE:**

RESOLVED, That the Board of Trustees of The City University of New York approve the naming of the Irving Weinstein Honor Lounge located on the 9<sup>th</sup> floor of the 17 Lexington Avenue Building at Baruch College.

EXPLANATION: Irving Weinstein (Baruch class of 1923) was a distinguished and generous alumnus of Baruch College. The I.W. Foundation, established in Mr. Weinstein's name and memory, has pledged \$250,000 to the

Baruch College Fund. Baruch College has therefore agreed to name the honor lounge on the 9<sup>th</sup> floor of the 17 Lexington Avenue Building, the “Irving Weinstein Honor Lounge.”

**L. BARUCH COLLEGE – NAMING OF THE GEORGE WENDLER CLASSROOM IN THE WILLIAM AND ANITA NEWMAN VERTICAL CAMPUS:**

RESOLVED, That the Board of Trustees of The City University of New York approve the naming of the George Wendler Classroom located on the 10<sup>th</sup> floor of the building to be named the William and Anita Newman Vertical Campus of Baruch College.

EXPLANATION: George Wendler earned a B.B.A. degree from The City College of New York in 1969 and an MBA from Baruch College in 1978. He also studied at the Graduate School of Credit and Financial Management at Harvard University, receiving a certificate of achievement. Mr. Wendler is senior Executive Vice President and Chief Credit Officer of HSBC USA, Inc. and a member of its senior management committee. He was formerly Vice President and Chief Lending Officer of Republic New York Corporation and Republic National Bank of New York, at which his duties also included administrative responsibility over a number of the domestic lending divisions of the bank. He was formerly President of CIT Group Factoring/Manufacturers Hanover divisions, as well as Chief Credit Officer for CIT’s factoring and asset-based lending divisions. He has held management positions in banking, factoring and commercial finance since 1963 with J.P. Maguire and Company, Manufacturers Hanover, CIT, Republic, and HSBC.

Mr. Wendler has contributed generously to Baruch College and has recently made a commitment to increase his lifetime giving to \$100,000. In recognition of Mr. Wendler’s generosity, Baruch College has agreed to name room 10-135 in the William and Anita Newman Vertical Campus, the “George Wendler Classroom.”

**M. COLLEGE OF STATEN ISLAND – NAMING OF THE MARLENE SPRINGER CONCERT HALL:**

RESOLVED, That the Board of Trustees of The City University of New York approve the naming of the Concert Hall of the Center for the Arts at the College of Staten Island, the “Marlene Springer Concert Hall.”

EXPLANATION: Dr. Marlene Springer has served as President of the College of Staten Island since 1994. During these pivotal years Dr. Springer has presided over the restructuring of the College’s academic programs and the development and transformation of its newly constructed campus. Under her leadership and encouragement, the academic, cultural and civic activities sponsored by the College have flourished, and the Center has become their most important campus venue as well as a welcoming place for the many members of the Staten Island community who now attend them.

This resolution is intended to recognize the extraordinary contributions Dr. Marlene Springer has made to the College of Staten Island and The City University of New York during the thirteen years of her presidency. The College deems it particularly appropriate to name this important space, central to many of the College’s academic and cultural activities, the “Marlene Springer Concert Hall” in the Center for the Arts. The College has received a generous gift of \$250,000 in her honor from the Borough President of Staten Island for the renovation of the Center for the Arts.

**N. COLLEGE OF STATEN ISLAND – NAMING OF THE BERTHA HARRIS WOMEN’S CENTER:**

RESOLVED, That the Board of Trustees of The City University of New York approve the naming of the Bertha Harris Women’s Center, located at Building 2N, Room 106 of the College of Staten Island.

EXPLANATION: Professor Bertha Harris taught in the Humanities Division of Richmond College from 1972 to 1977. She passed away in 2005. Highly regarded as a professor of English and a writer of women’s fiction, much of Professor Harris’s work was written with the women’s movement of the 1970’s as its primary inspiration. Her third and best known novel, *Lover*, has the following dedication: “For my students, past and present, in the Women’s Studies Program at Richmond College, CUNY.”

The Women's Center is dedicated to improving the life of the College of Staten Island's ("CSI") women students by encouraging their personal growth through its programs. It also generally promotes student participation in community service and creates a network of CSI students and faculty. The values that Professor Harris espoused in her teaching and writing are reflected in the purposes of the Women's Center, and therefore it is appropriate to name the Center for Professor Harris. In addition, the College received a gift for the support of the Center in Professor Harris's memory from a former colleague, Professor Jo Gilliken.

**O. GRADUATE SCHOOL AND UNIVERSITY CENTER – AMENDMENTS TO THE GOVERNANCE PLAN RELATING TO THE SCHOOL OF PROFESSIONAL STUDIES:**

RESOLVED, That the following amendments to the Governance Plan of the University Center of the Graduate School and University Center to provide for the expansion of the School of Professional Studies Committee, the creation of a new Curriculum Committee and the appointment of an academic director and of consortial faculty and full-time faculty for each degree program of the School of Professional Studies.

**NOTE: New material is underlined, and deleted material is bracketed.**

Section A of Article II is amended as follows:

Article II. UNIVERSITY CENTER COMMITTEES

A. There shall be a School of Professional Studies [Committee] Council.

1. **Composition:** The School of Professional Studies [Committee] Council shall be composed of [twelve (12)] the following members whose terms shall begin July 1 of the year in which they are appointed or elected [as follows]:
  - a. the President of The Graduate School and University Center or his/her designee, [who shall also serve as Chair,] the Executive Vice Chancellor for Academic Affairs and University Provost or his/her designee, and the Dean of the School of Professional Studies, who shall serve as Chair;
  - b. the Academic Directors of degree programs appointed by the Dean of the School of Professional Studies, as provided below.
  - c. [and] nine consortial faculty members to serve for staggered three-year terms of which three shall be appointed by each of the University Faculty Senate, the President of The Graduate School and University Center and the Chancellor (the "Appointing Authorities"), after consulting with the Dean. [In the first year of this structure, one faculty member appointed by each of the Appointing Authorities shall be appointed for a three-year term; one faculty member shall be appointed for a two-year term; and one faculty member shall be appointed for a one-year term. Thereafter, one faculty member shall be appointed each year by each Appointing Authority.]
  - d. full-time and consortial faculty elected by and in number equal to 25% of such faculty in each approved degree program, who shall also serve for staggered three-year terms;
  - e. two students elected annually by the students enrolled in degree programs; and
  - f. two adjunct faculty members appointed annually by the Dean after consulting with the Council at one its meetings.
  - g. The faculty members of the Council shall elect a Vice Chair; the Council shall elect a Secretary, who shall keep the minutes.

2. **Meetings:** A majority of the members of the Council shall constitute a quorum. All members of the Council shall have one vote. The Dean, as Chair, shall prepare the agenda, after consultation with the Vice-Chair, but any member may offer new items to the agenda at the meeting. The Dean shall also preside over the meetings of the Council.
3. **Duties:** The School of Professional Studies [Committee] Council shall be the governing body for the School of Professional Studies. The Council shall have the following duties:
  - a. It shall receive reports from and advise the Dean of the School of Professional Studies on the administration, coordination, [and] development and termination of all of its programs and curricula, including non-credit offerings.
  - b. The faculty members of the [School of Professional Studies Committee] Council shall be responsible for recommending the awarding of certificates and degrees in the School of Professional Studies to the CUNY Board of Trustees. [Each faculty member shall have one vote.]
  - c. Starting in the Fall 2007 semester, the Council shall advise the Dean concerning the appointment and reappointment of full-time and consortial faculty within each degree program.
  - d. The School of Professional Studies [will] shall offer no degree program that is identical or substantially overlapping with respect to both degree of award and program title to a program currently offered by another CUNY college, except for online programs.
4. **Curriculum Committee:** There shall be a Curriculum Committee to review new degree and credit-bearing certificate programs and to make recommendations to the School of Professional Studies Council regarding their approval. With the advice and consent of the School of Professional Studies Council, the Dean shall appoint to the Curriculum Committee three faculty members and one student who serve on the School of Professional Studies Council and three faculty members within the University. The four members of the Curriculum Committee who are also members of the Council shall serve for one-year terms. The three members of the Curriculum Committee who are not also members of the Council shall be appointed based on relevant expertise in the area of the program under review and shall serve only until the review of that program is completed. The student member of the Curriculum Committee shall not have a vote.
5. **Program Development:** In developing degree programs, the School of Professional Studies [will] shall follow University procedures that entail circulation to the colleges of a letter of intent, which provides an opportunity for review and comment. [To the extent the School of Professional Studies wishes to offer courses for credit in a program not administered by the University Center, the School of Professional Studies [Committee] Council shall consult and coordinate with the appropriate authority at the college that administers such a program.] In developing any degree program, after consulting with the School of Professional Studies [Committee] Council, the Dean shall [will] name a [Curriculum] Program Development Committee for each such program that draws on faculty from across the University with relevant expertise. [One third of the members of each Curriculum Committee will be recommended by the University Faculty Senate.] The [Curriculum] Program Development Committee is charged with developing appropriate coursework, syllabi, admissions criteria, prerequisites and supporting documentation necessary to review by the Curriculum Committee and the School of Professional Studies [Committee] Council and to eventual consideration and approval by the Board of Trustees and the State Education Department. Once a degree program has been approved, that Program Development Committee shall cease operating. [Once the School offers a degree program, it will explore the possibility of appointing faculty with joint appointments.]
6. **Faculty:** For each degree program, after consulting with the School of Professional Studies Council at one of its meetings, the Dean shall recommend to the Board of Trustees the appointment and

reappointment of full-time and consortial faculty. The Dean shall also recommend the appointment and reappointment of all adjunct faculty. For each non-degree program, the Dean of the School of Professional Studies may also recommend to the Board of Trustees the appointment and reappointment of full-time, consortial and adjunct faculty.

7. **Academic Directors:** For each degree program, after consulting with the School of Professional Studies Council at one of its meetings, the Dean shall recommend to the Board of Trustees the appointment and reappointment of an Academic Director, who shall serve for a three-year term. As part of the Dean's consultation with the Council regarding a reappointment, the Dean shall present a written performance review of the Academic Director. The Academic Director shall serve as the chairperson of the Program Committee and shall generally supervise and administer the program.
8. **Program Committees:** For each degree program, there shall be a Program Committee, which shall be composed of the Academic Director and all full-time and consortial faculty appointed to that program. The Program Committee shall advise the Dean and the School of Professional Studies Council with regard to the further development or modification of the curriculum of such program and the appointment and reappointment of full-time and consortial faculty.
9. **Doctoral Student Support:** Revenue generated by the School [will] shall be used for doctoral student support to the extent possible. A report of revenues and expenditures [will] shall be presented annually to the Board Committee on Fiscal Affairs.
10. **Review:** After three years, the School of Professional Studies [will] shall be formally reviewed by the Board Committee on Academic Affairs [and the Board Committee on Faculty, Staff, and Administration] and shall do so every five years after the initial review.

**EXPLANATION:** The School of Professional Studies has begun offering its first degree program, the CUNY Online Baccalaureate in Communication and Culture. The operation of that program has necessitated the appointment of an academic director and of consortial faculty and the creation of a role for the consortial faculty in advising the School of Professional Studies Council and the Dean of the School of Professional Studies in the governance of that program. It therefore seems appropriate to provide formal authorization for such a structure with respect to all future degree programs. In addition, experience suggests five further modifications in the governance plan. The first is the addition to the School of Professional Studies Council of program administrators, faculty representatives from each degree program, and student representatives. The second is the creation of a Curriculum Committee, consisting of six faculty members and one student to be appointed by the Dean, with the advice and consent of the School of Professional Studies Council, to review and make recommendations with respect to new programs. Three faculty members and one non-voting student member of the Curriculum Committee will come from the School of Professional Studies Council and will serve for a one-year term; three of the members will be selected from the University faculty at large on the basis of relevant expertise and will serve only with respect to a single program. This will further ensure appropriate consideration of the quality of new programs. The third is the creation of an exception for online degree programs to the provision prohibiting degree programs that duplicate programs at other campuses. The reason for this change is that there is great demand for online degree programs, and there are currently no such programs offered at the University outside of the School of Professional Studies. The fourth is to provide for the appointment of full-time and consortial faculty and a Program Committee to advise the Dean with respect to curriculum development and faculty appointments in each degree program. And the fifth is to confirm the existing practice and authority of the Dean to recommend the appointment and reappointment of adjunct faculty.

**Statement of Trustee Manfred Philipp:**

The new governance structure is a welcome addition to **The School of Professional Studies**. We have worked together with **General Counsel and Senior Vice Chancellor Schaffer** and **Senior University Dean Mogulescu** and their colleagues in helping shape this new structure. It provides for considerably added faculty involvement in governance. Twenty-five percent of the faculty will be in the governing council.

We greet this new proposal and we think it will result in a stronger and better curriculum in that school and a stronger component for this University. In addition, I would just like to take the opportunity to mention that in response to a comment made earlier by **General Counsel and Senior Vice Chancellor Schaffer**, the **University Faculty Senate** is made up of professors who have the right to comment on any curriculum at anyplace at any time. Thank you.

**P. DISTINGUISHED PROFESSORS:** RESOLVED, That the following be designated Distinguished Professors in the departments, and the colleges, and for the period indicated, with compensation of \$25,639 per annum in addition to their regular academic salaries, subject to financial ability:

COLLEGES	NAMES	DEPARTMENT	EFFECTIVE
Brooklyn College	Eric Alterman	English	September 1, 2007
City College	Sanjoy Bannerjee	Chemical Engineering	September 1, 2007
Hunter College	Emily Braun	Art	September 1, 2007
City College	James Grotberg	Chemical Engineering	September 1, 2007
Graduate School and University Center	Leith Mullings	Anthropology	September 1, 2007
Brooklyn College	Ursula Oppens	Music	September 1, 2008
The City University School of Law	Ruthann Robson	Law	September 1, 2007

**Statement of President Christoph M. Kimmich:**

**Mr. Chairman**, members of the **Board of Trustees**, **Chancellor Goldstein**, it gives me great pleasure to introduce to you Prof. Eric Alterman, a member of our faculty in English and journalism, also at **The Graduate School of Journalism**, but known even more widely as a public scholar and public intellectual where he stands as one of his references noted in a great City University tradition.

He has acquired a national reputation through his many books and countless pieces in magazines and newspapers, his regular columns and various opinion journals, his web blogs, his appearances on radio and television, his public lectures and his affiliations with various policy institutes. It is this kind of activity that led Vartan Gregorian to describe him as a singular bridge between academia and the public.

Gregorian goes on to comment on his attributes as an exemplary academic, as a leader in his field and as someone who has had a significant impact on the national discourse. Gary Wills calls him a successful historian, a successful journalist and a successful teacher all at once. **Brooklyn College** is honored to recommend him to you for appointment as distinguished professor.

**Statement of Professor Eric Alterman:**

Thank you, very much, **Mr. Chairman**, Chancellor, presidents and the Board. I am very pleased and proud to be here right now. If you will indulge me for thirty or so seconds I would just like to say hello to two people sitting behind me, one is my dad, who has two Bachelor's degrees from this University and actually my mother also has a degree from this University. I like to think that although that story is a rather common one in many ways, it is a great story, it is a story that is really to me what this country is all about and I am thrilled to be able to complete that circle to some degree by coming back here in this wonderful position, particularly in my field, which is, as I understand it, a field where the University is expanding most profoundly with the opening this year of **The Graduate School of Journalism**, which I am proud to be associated with in a small way. I am very pleased because I think that was an enormous void and exactly the kind of role that City University has played historically in this country.

I would also like to acknowledge with gratitude the chair of my department Ellen Tremper. I do not know that much about **Brooklyn College**, I have only been there three years and I have this year off, actually, for research but I can say honestly that I do not think I have ever seen anyone as good at their jobs as Ellen in terms of both addressing students' needs, addressing the faculty's needs, thinking of creative ways to get alumni support for the department and for the college and, of course, in shepherding my application for this esteemed position. If I was as good as Ellen is in her job as I am in any of my jobs, I would not only be getting a distinguished professorship today, but I would be

getting a Nobel Prize for literature and possibly even one for peace. So thank you, Ellen. I think it is a tribute to **Brooklyn College**, as the level of competence in the faculty and the administration is, as I said, higher than anyplace else I have ever been or seen.

As far as my work goes, I also have reason to be particularly, and I think uniquely, grateful for this appointment for the following reason. I have been doing what I do now for about 20-25 years, but I have been doing it in a very disparate and often disconnected fashion. I think I have been examining the same question in all of my work, which is the question of why does the United States behave in the world the way it does? I think in many ways it is a political question, but it is also an academic question. No other country would have spent \$1.8 or \$1.5 trillion dollars, whatever it turns out to be on a war of choice in Iraq as opposed to spending a far smaller amount to insure 50 million people without health insurance or provide higher education opportunities.

It sounds like a political statement in many contexts, but I think, in fact, it is an academic observation, that is simply not true of any other industrialized democracy. I think it requires explanation in a normative sense. All of my work, I think, is in some ways trying to answer that question as to why does the United States behave so differently than other great empires and other great western democracies. I have done it in a lot of ways. I have done it as a journalist, I have done it as an academic, I have done it as a member of various research institutes and I have done it through various books.

In fact, I remember, it just struck me while I was sitting here that twenty years ago or so I was a graduate student of Yale and I was writing about the European nuclear balance for a think tank and I was writing about Clausewitz for my class and I was writing about the new president of Yale for the Boston Globe and in fact, I called him at breakfast before he had been appointed and he had not had a chance to work out his answers, so I was the person who broke that story. I hope you will accept my apologies for that.

In any case, what was actually thrilling to me about this application process was, it was the first time in my life that all of the components of my work were actually relevant to a single position, that everything I did in my journalism, my academic work, my work in various research institutes and all of my books mattered for this one appointment. This feeling of wholeness, this feeling of all of me being recognized and also being appreciated and being able to take that into the world is something for which I am enormously grateful and I would like to thank **Brooklyn College** and **CUNY** for giving me that and the other opportunities I mentioned.

**Statement of President Christoph M. Kimmich:**

I am no less pleased to introduce to you Ursula Oppens; currently the John Evans Distinguished Professor of Music at Northwestern University, who will be joining the **Brooklyn College** faculty a year from this Fall. Prof. Oppens is recognized nationally and internationally as a pianist in both the standard repertoire and in contemporary music. She has commissioned works but also premiered works written for her by leading American composers. Prizes and honors have been hers in number. Her prolific achievements in concerts and recordings are matched by credentials as an outstanding teacher and coach.

Her prestigious body of performances worldwide and her seminal influence in the creation of new American music easily place her at the highest level of the profession. To her peers she is a star performer, a real musical citizen, an absolute rare find and incredible asset and someone whose performances of the most complex and challenging works by today's most important composers are legend. We welcome Prof. Oppens to our faculty and recommend her for appointment as a distinguished professor at City University whose luster she will complement and enhance.

**Statement of Professor Ursula Oppens:**

Thank you so much. This is an incredible honor and I am so happy to be here and about to be teaching at **Brooklyn College** and City University. I grew up in New York and so the City University was always a beacon of the liveliest and most exciting events, a place where there were unlimited educational opportunities and unlimited educational excellence and this really represents the fulfillment of a lifetime's dream for me.

When I was young many of the musicians whom I admired the most and who influenced me the most were on the faculty of **Brooklyn College**. I would like to mention Paul Jacobs, Jacob Druckman and later on H. Wiley Hitchcock.

Now I find that even though I am not there yet, many of the faculty members are among my oldest and most beloved colleagues, composers whom I have worked with for many years and I look forward so much to joining them.

I have had a lifelong interest in both classical music but especially in the connection between performers and living composers and I feel that here at **Brooklyn** and at **CUNY** is the most wonderful place to encourage that interaction. I think it will be the most fertile community I could imagine in the world and I look forward to working with incredible students.

**Statement of President Jennifer Raab:**

It is a great pleasure to introduce to the Board and thank you for her appointment, Dr. Emily Braun of the **Hunter College** Department of Art. This appointment exemplifies the unique value and standing of the **Hunter** Department of Art. Dr. Braun is an extraordinary scholar. She is one of the leading American experts in Italian modernism and has a long list of awards, speaking engagements, and academic leaders who recommended her for this position including the eminent Yale historian Peter Gay, which shows she is truly a distinguished scholar.

Her work goes beyond her scholarship and is joined by the great contribution she makes as a professional curator and the great accolades she has won for this work. She is the curator for some of the great collectors in our city including Leonard Lauder and many of the board members of MoMA including Agnes Gunn and Jerry Spier. Many of you have appreciated her work in museums throughout the city including a recent exhibit at the Jewish Museum called *Jewish Women, the Power of Conversation*.

Dr. Braun's work extends past the museums, past the libraries and past our many collectors of art in the City to our students. There are so many of our students who are curators in galleries and in museums who will tell you as they progressed in their work the incredible influence that Dr. Braun has had on their lives and their contributions to our continuing status as the capital of arts in this country. So we are very proud to have her on our faculty and we appreciate this approval today.

**Statement of Dr. Emily Braun:**

Thank you, **President Raab**, **Chancellor Goldstein** and members of the Board, I sincerely thank you for this invaluable acknowledgment of my career as a scholar, curator and especially as a teacher. The responsibilities which come with this appointment are matched by the increased ability for research and publications, but also to fulfill the **CUNY** mission of mentoring the best and the brightest.

I am very proud to be on the faculty of the Doctoral Program in Art History at **The Graduate Center**, which was recently ranked in the top seven in this country and I am also looking forward to participating in the fledgling Jewish Studies program and I hope what will be an Italian Studies program as well. I am most honored and fiercely proud of being a member of **Hunter College** and the faculty of the Arts History department. It was recently said at the annual meeting of doctoral programs in the United States that our M.A. students coming into the doctoral programs were the finest in the country, along with those from Williams College. I look forward to pulling us into first place.

We have an exceptional program because of our faculty and, of course, our Curatorial Studies program, which is now being enriched by new funding under the visionary leadership of our **President Jennifer Raab**. **Jennifer**, we only need about ten more million dollars, if you can whip that up in the next month or so. Again, I thank you for this great honor and I look forward to producing the next generation of leading art historians and curators. I would like to close with a question that my three kids posed to me yesterday which was "Mommy, does this mean that your picture will be on the bus now?"

**Statement of President William P. Kelly:**

I am proud and personally delighted to introduce Distinguished Professor Leith Mullings. Simply put, Prof. Mullings is one of the most highly regarded anthropologists in the United States. She is the author of five significant books and the editor of two influential collections. In addition, she has published a sheaf of major essays and has delivered named lectures and keynote addresses at universities across the United States and in conferences in Mexico, Russia, France, South Africa and the United Kingdom. She has been awarded grants from the National Science Foundation, the Kellogg Foundation, the Centers for Disease Control and the Ford Foundation.

She is the winner of the French American Foundation Prize and the Hungarian Krasna Kraus Book Prize and has held the chair in American Civilization at the Ecole des Hautes Etudes in Paris and won the Society for the Anthropology of North America's distinguished achievement award. This roster of extraordinary accomplishment is impressive, of course, but of itself it fails to capture the texture and the nuance that characterize Prof. Mullings' scholarship. In choosing to locate her work at the intersections of class, race and gender, she has resisted categorization and limits of every sort and along the way she has formulated the language we deploy in understanding the complexities of those rubrics.

Her subjects are extremely varied ranging from mental health in post-colonial Ghana to social inequity in urban America, from contemporary African American social movements to health disparities in New York City, from feminist theory to the history of black life in America since slavery. Prof. Mullings has made major contributions to medical anthropology, to critical race study, to feminist theory, to public health, and to sociology. Her work has had consequence for epidemiologists, physicians and urban planners as well as scholars and theorists.

There are two unifying chords in the wonderfully varied symphony that is Prof. Mullings' scholarship, the first is rigor, the second an unrelenting commitment to social justice, conjoining her commitment to the most scrupulous standards of scholarly inquiry and her devotion to the cause of human equality, and it has had a lasting impact on several fields of study. You will not be surprised to learn that Prof. Mullings is also a first class teacher and a wonderful colleague. Indeed she is the embodiment of the virtues that **The Graduate Center** and the City University hold most dear. It is a joy and an honor to salute her today.

**Statement of Professor Leith Mullings:**

Thank you, **President Kelly**. Any worthwhile accomplishment is always the result of collective effort and support. I would like to thank my family and my colleagues at **The Graduate Center**, particularly **President Bill Kelly**. At **The Graduate Center** we are fortunate to have all we could possibly want in a president—a scholar, a humanist and a humanitarian, as well as an able, effective and compassionate administrator. I would also like to thank the **CUNY Board of Trustees** who have given me this opportunity to reflect on the significance of public education. My own story is one that demonstrates how broad access to higher education can empower individuals and in turn enrich society.

I began my own undergraduate studies at **Queens College**. In fact, my mother, father and four siblings all attended **CUNY** colleges when tuition was free. **CUNY** provided them with an excellent foundation from which to go on to graduate professional schools. My siblings now serve our city as a supreme court justice, a deputy commissioner and a professor in **Baruch's** Law Department. I recount this story to underscore how important it is to defend quality public education and the values of opportunity, access and excellence. What does this mean in human terms?

In the last five years, I have been privileged to supervise ten students who have received their Ph.D.'s in anthropology. Among them an African American woman, who is now an associate professor at American University; a young Colombian woman who with her Ph.D. became Colombia's first woman anthropologist; an African American man who was among the first curators of color at the Natural History Museum of Los Angeles; an African American single mother working full-time raising a daughter who is now an associate professor at **Queens College**; a young woman whose mother migrated from El Salvador and was the first in her family to go to college and who is now an associate professor at Northwestern University; an American woman working and raising two children as she pursued her Ph.D. who is now an assistant professor at Adelphi University. I could go on, mercifully I will not. These are just a few of the outstanding students whose lives and careers have been enhanced and enriched by their experience at **The City University of New York**.

This is what **CUNY** embodies and this is why I am proud to teach at **CUNY**. Again, I extend my thanks to the **Board of Trustees** and I look forward to continuing my intellectual journey with our marvelous students at our great University.

**Statement of Dean Michelle J. Anderson:**

Professor Ruthann Robson is a shining star on the **CUNY Law** faculty, one whose commitment to research inspires her colleagues and students in their own scholarly endeavors. Prof. Robson, an outstandingly prolific and generous scholar founded and now leads an area of legal inquiry called Lesbian Jurisprudence. Kendall Thomas, who is professor and chair at the Center for the Study of Law and Culture at Columbia Law School explains, "When Robson began her scholarly career, the field of law and sexuality was in its infancy. The singularity of Robson's contribution lies not only in the way she has brought her formidable intellect to bear on the broader question of the legal regulation of sexuality, but in the attention she has trained on the particular place lesbians occupy in our heteronormative legal and political order." Thomas concludes, "Prof. Robson is one of the most distinguished figures working in the legal academy today."

Moreover Prof. Robson is one of those rare birds who have mastered two genres. Not only is she a renowned legal scholar, she is also an acclaimed fiction writer whose work is featured in women studies departments. Ruth Coker, who is the chair in constitutional law at Ohio State explains, "Robson invented the field of lesbian jurisprudence, worked tirelessly to continue to develop that field over two decades, has attained national and international recognition for her scholarship and, in addition, she has written novels, poetry and short studies that are widely recognized in the women's studies field. Either of Robson's two fields, lesbian jurisprudence or women's literature would be sufficient for a distinguished professor designation, but together they make her contributions unprecedented." On behalf of the **CUNY School of Law** I am extremely proud to present to you Prof. Ruthann Robson.

**Statement of Professor Ruthann Robson:**

Thank you, Dean. I am very happy to be here and thank the **Board of Trustees** and everyone who made this possible. I am very excited to be the first and I certainly hope not the last distinguished professor from our Law School. It is an incredibly exciting place that is devoted not just to cutting edge scholarship but also innovative pedagogy and has really made strides in the way that those things work together and also in a cross disciplinary way. It is truly unique amongst law schools and whenever I go to either teach or talk in the United States or abroad, and so far now I have talked in every continent, when I come home I say this is home and **CUNY** is really one of those very special places in terms of a Law School and a University. I feel I have been privileged to work here for the past seventeen years and also to say that I could not have done this work at other schools.

**Q. THE CITY UNIVERSITY OF NEW YORK – UNIVERSITY NAMING GUIDELINES POLICY:**

RESOLVED, That the Board of Trustees of The City University approve the Naming Guidelines that govern campus naming opportunities for Chairs, Deanships, Professorships, Schools, Buildings and other appropriate entities.

**NOTE: See Appendix D**

EXPLANATION: The University has embarked upon an ambitious fundraising program. Since naming opportunities are often tied to significant monetary donations it is necessary and appropriate that the parameters under which namings can occur be identified. These guidelines are designed to assist the University and the colleges in making determinations about the appropriateness of naming requests which will then be presented to the Chancellor and the Board of Trustees for final approval.

**NO. 6. COMMITTEE ON FACILITIES PLANNING, AND MANAGEMENT:** RESOLVED, That the following items be approved:

**A. BRONX COMMUNITY COLLEGE – NORTH INSTRUCTIONAL BUILDING:**

RESOLVED, That the Board of Trustees of The City University of New York accept the design of the North Instructional Building at Bronx Community College, as prepared by Robert A.M. Stern Architects, with a construction budget of \$56,277,582. The Board approved the selection of the design firm of Robert A.M. Stern Architects by resolution dated September 26, 2005, Cal. No. 6.A.; and be it further

RESOLVED, That the City University Construction Fund is requested to authorize the Dormitory Authority of the State of New York to complete the contract documents, to bid and award contracts and to supervise the construction of this project.

EXPLANATION: Bronx Community College will build a new, 104,185 gross square foot, combined library and classroom building on the north end of campus.

**B. CITY COLLEGE – WHCR FM STUDIO:**

RESOLVED, That the Board of Trustees of The City University of New York authorize the General Counsel to execute a construction contract on behalf of City College to renovate the West Harlem Community Radio (WHCR) FM Studio. The contract shall be awarded to the lowest responsive and responsible bidder after public advertisement and sealed bidding pursuant to law and University regulations. The contract cost shall be chargeable to the City Capital Budget, Project No. CC009-005, for an amount not to exceed \$858,706. The contract shall be subject to approval as to form by the University Office of the General Counsel.

EXPLANATION: City College will renovate WHCR FM Studio.

**C. QUEENSBOROUGH COMMUNITY COLLEGE – REMOVAL AND REPLACEMENT OF ASBESTOS TILES:**

RESOLVED, That the Board of Trustees of The City University of New York authorize the General Counsel to execute a construction contract on behalf of Queensborough Community College to remove asbestos-containing floor materials and to install new tiles in the Science Building. The contract shall be awarded to the lowest responsive and responsible bidder after public advertisement and sealed bidding pursuant to law and University regulations. The contract cost shall be chargeable to the City Capital Budget, Project No. QB029-006, for an amount not to exceed \$738,000. The contract shall be subject to approval as to form by the University Office of the General Counsel.

EXPLANATION: Queensborough Community College will replace deteriorated asbestos-containing floor materials with new tile on five floors of the Science Building.

**D. YORK COLLEGE – MASTER PLAN AMENDMENT:**

RESOLVED, That the Board of Trustees of The City University of New York authorize the General Counsel to execute a consultant contract with the firm of Perkins + Will for professional design – related services as required for the Master Plan Amendment project at York College, CUNY Project No. CA002-004YC. The contract cost shall be chargeable to the State Capital Budget, Project No. CA002-004YC for an amount not to exceed \$500,000. The contract shall be subject to approval as to form by the University Office of the General Counsel.

EXPLANATION: The City University of New York will engage Perkins + Will to prepare a Master Plan Amendment for York College. The proposed firm was selected in accordance with law and procedures established by the University.

**E. BARUCH COLLEGE – MASTER PLAN AMENDMENT:**

RESOLVED, That the Board of Trustees of The City University of New York authorize the General Counsel to execute a consultant contract with the firm of FXFOWLE for professional design – related services as required for the Master Plan Amendment project at Baruch College, CUNY Project No. CA002-004BA. The contract cost shall be chargeable to the State Capital Budget, Project No. CA002-004BA for an amount not to exceed \$400,000. The contract shall be subject to approval as to form by the University Office of the General Counsel.

EXPLANATION: The City University of New York will engage FXFOWLE to prepare a Master Plan Amendment for Baruch College. The proposed firm was selected in accordance with law and procedures established by the University.

**F. YORK COLLEGE – OBSERVATORY:**

RESOLVED, That the Board of Trustees of The City University of New York authorize the General Counsel to execute a consultant contract with the firm of Prendergast Laurel Architects for professional design and construction – related services as required for the Observatory at York College, CUNY Project No. YC019-006. The contract cost shall be chargeable to the City Capital Budget, Project No. YC019-006, for an amount not to exceed \$100,000. The contract shall be subject to approval as to form by the University Office of the General Counsel.

EXPLANATION: York College will engage Prendergast Laurel Architects to design and oversee construction of a free-standing Observatory to serve the programmatic needs of its Astronomy and Physics Departments. The proposed firm was selected in accordance with law and procedures established by the University. The highest-ranked consultant chosen earlier in the procurement process withdrew. Prendergast Laurel is the second highest-ranked consultant.

**G. JOHN JAY COLLEGE OF CRIMINAL JUSTICE – 619 WEST 54<sup>TH</sup> STREET LEASE:**

RESOLVED, That the Board of Trustees of The City University of New York authorize the Senior Vice Chancellor to execute a new ten-year lease agreement, on behalf of John Jay College of Criminal Justice, to rent approximately 31,800 square feet of space, constituting the entire seventh floor, at the premises known as 619 West 54<sup>th</sup> Street, New York, New York. The agreement shall be subject to approval as to form by the University Office of the General Counsel.

EXPLANATION: The proposed new ten-year lease will provide the College with desperately needed additional space for offices, training rooms and related functions. The base annual rental will be at a cost not to exceed \$1,367,400 (\$43.00/SF) for the first five years and \$1,526,400 (\$48.00/SF) for the second five years. Annual operating expenses will be reimbursed to the landlord at a fixed rate not to exceed 2.75% per annum. The ten-year term will start upon completion by landlord of certain work requested by the College. The landlord will maintain all mechanical, plumbing and other building systems. The University will be responsible for cleaning and electricity and will reimburse the landlord for its proportionate share of increases in real estate taxes over the base year of the lease.

**H. MEDGAR EVERS COLLEGE – 391 EASTERN PARKWAY LEASE:**

RESOLVED, That the Board of Trustees of The City University of New York authorize the Senior Vice Chancellor for Legal Affairs to execute a new ten-year lease agreement, on behalf of Medgar Evers College, to rent approximately 6,000 square feet of space, at the premises known as 391 Eastern Parkway, Brooklyn, New York. The agreement shall be subject to approval as to form by the University Office of the General Counsel.

EXPLANATION: The proposed new ten-year lease will provide the College with additional space for classrooms and offices to help relieve the overcrowded conditions on campus. The base annual rental will not exceed \$156,000 (\$26.00/SF) in the first year of the term, with an escalation of 3% per annum for each year thereafter. The ten-year term will start upon completion of certain work requested by the College. The landlord will maintain all mechanical, plumbing and other building systems. The University will be responsible for cleaning and electricity and will reimburse the landlord for its proportionate share of increases in real estate taxes over the base year of the lease.

**I. MEDGAR EVERS COLLEGE – 1665 BEDFORD AVENUE LEASE:**

RESOLVED, That the Board of Trustees of The City University of New York authorize the Senior Vice Chancellor of Legal Affairs to execute an agreement, on behalf of Medgar Evers College, to extend and modify the lease agreement at 1665 Bedford Avenue, Brooklyn, New York. The agreement shall be subject to approval as to form by the University Office of the General Counsel.

EXPLANATION: The University currently leases 7,000 rentable square feet of space at 1665 Bedford Avenue in Brooklyn, under a five-year lease that will expire on August 31, 2007. The College uses this space for admissions services and a bookstore. The base rent pursuant to the existing lease is \$97,125 (\$13.88/SF) per annum.

A new agreement has been reached with landlord to extend the lease for an additional five-year period starting September 1, 2007. Pursuant to the extension agreement the new base annual rent will not exceed \$119,000.00 (\$17.00/SF). The landlord will continue to provide routine maintenance services at landlord's cost. The University will continue to pay for its electricity and cleaning.

**J. LAGUARDIA COMMUNITY COLLEGE – 30-20 THOMSON AVENUE LEASE:**

RESOLVED, That the Board of Trustees of The City University of New York authorize the Senior Vice Chancellor for Legal Affairs to execute a new five-year lease agreement, on behalf of LaGuardia Community College, to rent approximately 3,500 square feet of space at the premises known as 30-20 Thomson Avenue, Long Island City, New York. The agreement shall be subject to approval as to form by the University Office of the General Counsel.

EXPLANATION: The proposed new five-year lease will provide 3,500 square feet of classroom and office space on the ground floor for the new Accelerated Study in Associate Program, also known as ASAP. The landlord, at landlord's cost, will renovate the new space to the College's specifications. The base annual rent will not exceed \$87,500 (\$25.00/SF) per annum in the first year and escalate 3% per annum in each subsequent year of the term. The term will start upon completion by landlord of certain work requested by the College. The landlord will maintain all mechanical, plumbing and other building systems. The University will be responsible for cleaning, the cost of utilities and its proportionate share of increases in real estate taxes over the base year.

**K. (TABLE ITEM) CITY COLLEGE – MASTER PLAN AMENDMENT:**

RESOLVED, That the Board of Trustees of The City University of New York authorize the General Counsel to execute a consultant contract with the firm of Swanke Hayden Connell Architects for professional design – related services as required for the City College Master Plan Amendment project at City College, CUNY Project No. CA002-004CC. The contract cost shall be chargeable to the State Capital Budget, Project No. CA002-004CC for an amount not to exceed \$500,000. The contract shall be subject to approval as to form by the University Office of the General Counsel.

EXPLANATION: The City University of New York will engage of Swanke Hayden Connell Architects to prepare a Master Plan for City College. The proposed firm was selected in accordance with law and procedures established by the University.

**NO. 7. COMMITTEE ON STUDENT AFFAIRS AND SPECIAL PROGRAMS:** RESOLVED, That the following items be approved:

**A. QUEENS COLLEGE – STUDENT ACTIVITY FEE INCREASE:**

RESOLVED, That the student activity fees paid by students at Queens College be increased for the Fall and Spring semesters by \$9.90 per semester for undergraduate full-time Day and Evening students; by \$8.15 per semester for undergraduate part-time Day and Evening students; and by \$8.15 for Graduate students; and by \$8.15 for all students for Summer I and Summer II semesters, effective the Fall 2007 semester, in accordance with the following student activity fee schedules for (1) Undergraduate Day Session Students (2) Undergraduate Evening Session Students and (3) Graduate Students:

(1) UNDERGRADUATE DAY SESSION STUDENTS

EARMARKED ALLOCATION BODY	FULL-TIME	PART-TIME	SUMMER I	SUMMER II
Student Government	\$ 6.00	\$ 3.00	\$ 1.34	\$ 2.83
College Association	11.00	5.50	2.41	5.17
Student Services Corp.	56.00	40.00	20.00	30.00
Sports Allocation Board	23.00	15.00	15.00	15.00
Comm. For Disabled Students	2.70	2.70	2.70	2.70
Child Development Center Board	2.70	2.70	2.70	2.70
NYPIRG	6.00	6.00	4.00	4.00
USS	0.85	0.85	0.85	0.85
<b>Total Student Activity Fee</b>	<b>\$108.25</b>	<b>\$75.75</b>	<b>\$49.00</b>	<b>\$63.25</b>

(2) UNDERGRADUATE EVENING SESSION STUDENTS

EARMARKED ALLOCATION BODY	FULL-TIME	PART-TIME	SUMMER I	SUMMER II
Student Government	\$ 6.00	\$ 3.00	\$ 1.34	2.83
College Association	11.00	5.50	2.41	5.17
Student Services Corp.	56.00	40.00	20.00	30.00
Sports Allocation Board	18.00	13.00	15.00	15.00
Comm. For Disabled Students	2.70	2.70	2.70	2.70
Child Development Center Board	2.70	2.70	2.70	2.70
NYPIRG	6.00	6.00	4.00	4.00
USS	0.85	0.85	0.85	0.85
<b>Total Student Activity Fee</b>	<b>\$103.25</b>	<b>\$73.75</b>	<b>\$49.00</b>	<b>63.25</b>

(3) GRADUATE STUDENTS

EARMARKED ALLOCATION BODY	FULL-TIME & PART-TIME	SUMMER I	SUMMER II
Student Government	\$ 3.00	\$ 1.34	\$ 2.74
College Association	4.75	2.41	5.01
Student Services Corp.	40.00	20.00	30.00
Sports Allocation Board	8.00	8.00	8.00
Comm. For Disabled Students	2.70	2.70	2.70
Child Care	1.95	1.95	1.95
NYPIRG	4.00	4.00	4.00
USS	0.85	0.85	0.85
<b>Total Student Activity Fee</b>	<b>\$65.25</b>	<b>\$41.25</b>	<b>\$55.25</b>

EXPLANATION: The above schedules represent increases to Student Government (\$0.92 f.t., \$0.29 p.t., \$0.55 graduate, and \$0.29 summer sessions); to the College Association (\$1.58 f.t., \$0.46 p.t., \$0.20 graduate and \$0.46 summer sessions); for the Sports Allocation Board (\$5.00 for all students); for the Committee for Disabled Students (\$0.70 for all students) for Child Care (\$0.70 for all students) and for NYPIRG (\$1.00 for all students).

A referendum was held in accordance with University Bylaw Section 16.12, in conjunction with student government elections held April 16-19, 2007. The vote on the referendum was 358 in favor and 232 opposed, with 3.3% of the eligible students voting.

The increase in the athletics fee will support a new fitness center, an indoor tennis center and extended hours in the facilities. The child care center has expanded to nights and weekends and offers services to more children. The Committee for Disabled Students services more students and is adding a tutorial program among other enhancements. The College Association, Student Government and NYPIRG seek inflationary increases and seek to expand services offered.

The governing boards of the allocation bodies for the Queens College student activity fees other than the student governments and the College Association have the following voting compositions (1) Student Services Corporation (student union board) - 11 faculty/administrators, 7 students and 1 alumni; (2) Sports Allocation Board - 4 faculty/administrators, 6 students, and 1 alumni; (3) Committee for Disabled Students - 5 students, 1 member-at-large and the Dean of Students; and (4) Child Development Center Board - 6 faculty/administrators and 3 students.

The earmarkings to the allocating bodies as set forth in the resolution may only be changed by further Board action.

The student activity fees allocated by the Sports Allocation Board, the Child Care Board, and NYPIRG are refundable, in accordance with procedures subject to the approval of the College President.

**B. BROOKLYN COLLEGE – STUDENT ACTIVITY FEE INCREASE, COLLEGE OF LIBERAL ARTS AND SCIENCES (DAY SESSION):**

RESOLVED, That the student activity fees paid by Undergraduate College of Liberal Arts and Sciences (CLAS) students at Brooklyn College be increased by \$2.00 for the Fall and Spring semesters and by \$5.00 for Summer Session I and Summer Session II effective the Fall 2007 semester, in accordance with the following student activity fee schedules:

STUDENT ACTIVITY SCHEDULES

(1) College of Liberal Arts and Sciences (Day Session):

EARMARKED ALLOCATING BODY	CURRENT FEE	PROPOSED FEE
Student Government	\$08.50	\$08.50
Student Services Corp.	32.50	32.50
College Association	49.70	49.70
College Assn./Student Govt.	04.00	04.00
NYPIRG	03.00	05.00
University Student Senate	<u>00.85</u>	<u>00.85</u>
<b>Total Student Activity Fee</b>	<b>\$98.55</b>	<b>\$100.55</b>

Within the \$8.50 Student Government fee, the following local earmarkings exist: \$0.20 for the Riverrun Journal, \$0.50 for the Broeklundian Yearbook, \$0.50 for the Student Film Society, \$0.25 for Hatikvah, and \$0.25 for On Campus, with the remaining \$6.80 going to Student Government, clubs, and other activities. Within the \$49.70 College Association fee, the following local earmarkings will exist: \$18.60 for Athletics and Recreation, \$5.00 for the Career Service Center, \$2.00 for the Emergency Medical Service, \$1.00 for Student Concerts, \$1.00 for the Radio Station, \$3.50 for the Academic Club Association, \$0.20 for the Drop-in Center, \$1.00 for SOFEDUP (disabled students), \$2.40 for the Student Forensics Society, \$10.00 for the Health Care Clinic, and \$5.00 for Child Care. Four dollars (\$4.00) of the student activity fee is jointly allocated by the College Association and the Student Government, with \$2.50 locally earmarked for student newspapers and \$1.50 to the Lay Advocate Program. Both the Student Government and the College Association must approve the budgets for the student newspapers and the Lay Advocate Program.

(2) College of Liberal Arts and Sciences (Day Session) Summer Sessions:

<b>EARMARKED ALLOCATING BODY</b>	<b>CURRENT FEE</b>	<b>PROPOSED FEE</b>
Student Government	\$02.50	\$02.50
Student Services Corp.	32.50	32.50
College Association	26.00	26.00
NYPIRG	00.00	05.00
University Student Senate	<u>00.85</u>	<u>00.85</u>
<b>Total Student Activity Fee</b>	<b>\$61.85</b>	<b>\$66.85</b>

Within the \$26.00 Undergraduate Summer Session College Association fee, the following local earmarkings will exist: \$10.00 for Athletics, \$1.00 for the Emergency Medical Service, \$10.00 for the Health Care Clinic, and \$5.00 for Child Care.

**EXPLANATION:** The student activity fee schedules represent an increase of \$2.00 for CLAS during the Fall and Spring semesters and the establishment of a \$5.00 fee for CLAS students for Summer I and Summer II sessions, which will be earmarked by the New York State Public Interest Research Group, Inc. (NYPIRG). SGS (Evening Students) will continue to pay the \$61.85 Undergraduate Summer Session Fee.

Two referenda were held in conjunction with student government elections held April 23, 24, 25 and 30, 2007. The vote on the referendum to increase the NYPIRG earmarking for the Fall and Spring semesters from \$3.00 to \$5.00 was 925 in favor and 320 opposed, with 13% of the eligible students voting. The vote on the referendum to establish a \$5.00 NYPIRG fee for Summer I and Summer II was 839 in favor, 406 opposed, with 13% of the eligible students voting. The College President supports the increase.

The earmarkings to the allocating bodies as set forth in the schedules have been approved by the Board and may only be changed by further Board action. Local earmarkings at the College are also set forth above for each of the student activity fee schedules. The local earmarkings have been established and are subject to change at the College in accordance with the referendum process set forth in Board Bylaw Section 16.12, provided there is no change in the total fee. The earmarkings set forth in the resolution may only be changed by further Board action. The student activity fees allocated by NYPIRG are refundable, in accordance with procedures subject to the approval of the College President.

The governing board of the Student Services Corporation, which allocates the earmarked fee for the Student Center, has the following voting composition: 7 Administrators and 6 Students, with the College President as Chair.

### **C. THE CITY UNIVERSITY OF NEW YORK – MEDICAL WITHDRAWAL POLICY:**

RESOLVED, That The City University of New York medical withdrawal and re-entry policy and procedures governing student behavior that presents a direct threat of harm to self or others or substantially disrupts the learning or working environment of others be adopted, effective July 1, 2007.

#### **NOTE: See Appendix E**

**EXPLANATION:** The City University of New York (“CUNY”) is committed to the academic success and personal growth of its students. As part of that commitment, CUNY and its constituent campuses are responsible for providing a safe learning and working environment for students, faculty, staff and other members of the University community. Some students may, because of a medical condition, engage in behavior that presents a direct threat of harm to themselves or to others, or substantially disrupts the learning or working environment of others. In such situations, the safety and security of the campus community, including the individual student, is paramount.

In addition to taking action to protect the security and safety of the campus community, a college may address the student's conduct to determine if action is appropriate. In the past, such conduct has been addressed primarily under the student disciplinary procedure contained in Article 15 of the CUNY Bylaws. Depending on the circumstances, it may be more appropriate to address student conduct that is connected to a mental health or other medical condition under this medical withdrawal policy and procedure. Specifically, when a student's conduct that directly threatens or substantially disrupts the learning or working environment of others appears to relate to a medical condition, adoption of this policy and procedure would afford campuses the flexibility to address that conduct either in accordance with this policy and procedure, or through the Article 15 student disciplinary procedure. In the event that a student's conduct constitutes a threat solely to him or herself, adoption of this policy and procedure would allow that conduct to be addressed under this medical withdrawal policy and procedure rather than Article 15.

**Report of Student Affairs and Special Programs Committee Chair Kathleen M. Pesile:**

As you know, **Vice Chancellor Garrie Moore** came to **CUNY** a little more than a year ago. When he came, he had a vision of creating a world class leadership development program where students could acquire skills that would allow them to be effective and engaged global citizens of change.

This past semester **Vice Chancellor Moore** and I, along with the **University Student Senate**, hosted a series of student leadership forums in four boroughs. Student leaders from all **CUNY** colleges were invited to participate in these programs and one of the main purposes was to hear from student leaders and get a sense of what was on their minds. Over and over again, these students expressed a need and desire to build their leadership skills and each time we mentioned the **CUNY** Leadership Academy, students' reactions were "when can I sign up?"

The purpose of the **CUNY** Leadership Academy is to build on existing out of classroom service learning opportunities, create new, targeted, out of classroom experiences that are coordinated with existing University-wide academic leadership courses/programs and expand co-curricular experiences that will prepare students to be effective global citizens who are engaged in transforming their communities through scholarship, work and service. Please note that we are not creating a new academic program!

The design of the leadership academy considers the diverse needs of all **CUNY** students and therefore seeks to provide multiple access points for students to gain experience from the many opportunities of the academy. Students may have a formal relationship with the Academy by enrolling in the "Leadership Certificate Experience" or simply participate in a selected number of initiatives. In an additional effort to promote and document student participation, we are implementing a new **CUNY** Co-Curricular Transcript (an initiative that already exists at **Kingsborough Community College**) that will function as a significant element of the Academy.

The vision is for this **CUNY** Leadership Academy to be viewed as one of the premier student leadership development entities in the country. It is our plan to formally kick off the **CUNY** Leadership Academy at the **USS** Fall Retreat. **Vice Chancellor Moore's** vision is one that I fully support and together we will insure that our students have a wonderful opportunity to excel.

**NO. 8. 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
<b>GRADUATE SCHOOL AND UNIVERSITY CENTER</b>	
Agnes Gund	Doctor of Humane Letters
Jean Kennedy Smith	Doctor of Humane Letters
(Awarded at the May 24, 2007 Commencement Exercises following consultation with the Board of Trustees)	

**NO. 9. (TABLE ITEM) AMENDMENTS TO THE BYLAWS OF THE BOARD OF TRUSTEES:**

RESOLVED, That ARTICLE III – COMMITTEES OF THE BOARD of the Bylaws be amended by adding new Section 3.2, as follows:

## Section 3.2 EXECUTIVE COMMITTEE.

- a. The Executive Committee of the Board shall consist of the Chair of the Board, the Vice Chair of the Board, the Chair of the Committee on Academic Policy, Program, and Research, the Chair of the Committee on Faculty, Staff and Administration, the Chair of the Committee on Fiscal Affairs, the Chair of the Committee on Facilities Planning, and Management and the Chair of the Committee on Student Affairs and Special Programs.
- b. The Executive Committee shall meet at such times that the Chairperson of the Board convenes it, upon the request of the Chancellor or his/her designee. The Executive Committee may take any actions that could have been taken by the Board of Trustees, with the exception of amending these Bylaws, upon the determination by at least four members that it would be detrimental to the University to delay the advancement of the matter until the next regularly scheduled meeting of the Board of Trustees.
- c. Certification of such determination and all actions of the Executive Committee shall be reported to all members of the Board no later than the next scheduled meeting. Notice of such actions shall also be placed on the agenda of the next scheduled meeting of the Board of Trustees.

Be it further

RESOLVED, That the Board waives the Bylaw provision requiring that a Bylaw change be adopted at the regular or special meeting following the meeting that it was introduced.

**EXPLANATION:** This resolution amends and supersedes the Resolution adopted by the Board of Trustees on June 25, 1984. Pursuant to that resolution, the Board of Trustees delegated to any four Trustees, one of whom must be the Chairperson or Vice Chairperson of the Board, its authority to approve, upon the recommendation from the Chancellor, certain agreements relating to facility planning and management, upon a determination by said four Trustees that it would be detrimental to the University to delay the advancement of a matter until the next regularly scheduled meeting of the Board of Trustees. This resolution places that authority with the newly constituted Executive Committee, consisting of the Chairperson and Vice Chairperson of the Board plus the Chairpersons of the standing committees. It also expands the delegation of authority beyond matters relating to facilities to include all the powers of the Board of Trustees, except for the amendment of the Board Bylaws, and complies with the Open Meetings Law. For example, the Executive Committee would be authorized to appoint an interim President of one of the Colleges if a vacancy arose over the summer.

**Statement of USS Chairperson and Trustee Robert Ramos:**

The only issue I kind of have with this is it does not include myself or the next **USS** chair and I kind of see that as a problem in that if actions could be taken during the summer by this committee and there is no student input and there is no involvement from the **University Student Senate** getting anything, whatever is brought up, we will not be aware of it because we are not involved. While it might be given to us maybe to look over during the summer, I officially or my successor officially will not have a vote or say in it. It kind of takes away the student voice.

**Statement of Chairman Benno C. Schmidt, Jr.:**

How about if we undertake that we will as a matter of routine always consult with the student, past or future student trustee representative whenever the Executive Committee is asked to do anything, so that we will have that input.

**Statement of General Counsel and Senior Vice Chancellor Frederick P. Schaffer:**

**Mr. Chairman**, if I might just add, this comes up very rarely. In the past we had a standing resolution where we formed an ad hoc committee of four trustees, usually when a lease needs to be signed or a contract has to be signed before the next Board Meeting. This is a continuation but also an expansion of that power. That has generally not

involved, I do not think in fact it has ever involved the student trustee. So it is not that we are doing something that is all that different from the past, but I certainly support and will implement the Chairman's recommendation that if the president, or, if he or she is not available, the chairperson of the **USS** will always be notified.

**Statement of Chairman Benno C. Schmidt, Jr.**, continued:

In the eight years I have been on the Board I can not remember a single policy item coming before us through this fashion. This is kind of a housekeeping vehicle that we would never bring a significant policy item to. It would need to go to the full Board.

**Statement of Trustee Manfred Philipp:**

I think it would be very important for the faculty representative on the Board to be invited to these meetings when they happen. We are present in the building on 80<sup>th</sup> Street and I assume that these are public meetings and so the faculty member could sit at the Board. The faculty member has no vote in any case, so it makes no difference.

**Statement of Chairman Benno C. Schmidt, Jr.**, continued:

I agree with that. Let me make that undertaking official that any time the committee meets to deal with anything the faculty member of the Board will be notified, consulted, and if he or she wants to attend he or she is welcomed, which right they would have in any event.

**Upon motions duly made, seconded and carried, the public meeting was adjourned at 6:35 P.M., and the Board agreed to go into Executive Session to discuss personnel matters.**

**SECRETARY AND SENIOR VICE CHANCELLOR JAY HERSHENSON**

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

**HELD**

**JUNE 25, 2007**

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

The Executive Session was called to order at 6:40 P.M.

There were present:

**Benno C. Schmidt, Jr., Chairman  
Philip Alfonso Berry, Vice Chairman**

**Valerie Lancaster Beal  
Rita DiMartino  
Hugo M. Morales  
Kathleen M. Pesile**

**Marc V. Shaw  
Sam A. Sutton  
Freida Foster-Tolbert  
Jeffrey S. Wiesenfeld**

**Robert Ramos, ex officio**

**Manfred Philipp, ex officio (non-voting)**

**Frederick P. Schaffer, General Counsel and Senior Vice Chancellor for Legal Affairs  
Jay Hershenson, Secretary and Senior Vice Chancellor for University Relations  
Hourig Messerlian, Deputy to the Secretary of the Board**

**Chancellor Matthew Goldstein  
Executive Vice Chancellor Selma Botman  
Executive Vice Chancellor Allan H. Dobrin  
Vice Chancellor Ernesto Malave  
Vice Chancellor Brenda Richardson Malone  
Vice Chancellor Garrie Moore  
Vice Chancellor Iris Weinshall  
Vice Chancellor Michael Zavelle  
University Dean Robert Ptachik**

The absence of Trustees John S. Bonnici, Wellington Z. Chen, Joseph J. Lhota, Randy M. Mastro, and Carol A. Robles-Roman 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 7:05 P.M.

**SECRETARY AND SENIOR VICE CHANCELLOR JAY HERSHENSON**



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

**HELD**

**JUNE 25, 2007**

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

The Public Session reconvened at 7:06 P.M.

There were present:

**Benno C. Schmidt, Jr., Chairman  
Philip Alfonso Berry, Vice Chairman**

**Valerie Lancaster Beal  
Rita DiMartino  
Hugo M. Morales  
Kathleen M. Pesile**

**Marc V. Shaw  
Freida Foster-Tolbert  
Jeffrey S. Wiesenfeld**

**Robert Ramos, ex officio**

**Manfred Philipp, ex officio (non-voting)**

**Frederick P. Schaffer, General Counsel and Senior Vice Chancellor for Legal Affairs  
Jay Hershenson, Secretary and Senior Vice Chancellor for University Relations  
Hourig Messerlian, Deputy to the Secretary of the Board  
Kisha Fuentes  
Towanda Lewis  
Anthony Vargas**

**Chancellor Matthew Goldstein  
Executive Vice Chancellor Selma Botman  
Executive Vice Chancellor Allan H. Dobrin  
President Ricardo R. Fernandez  
President Marlene Springer  
Vice Chancellor Ernesto Malave**

**Vice Chancellor Brenda Richardson Malone  
Vice Chancellor Garrie Moore  
Vice Chancellor Iris Weinshall  
Vice Chancellor Michael Zavelle  
Dean Gloriana Waters**

The absence of Trustees John S. Bonnici, Wellington Z. Chen, Joseph J. Lhota, Randy M. Mastro, Carol A. Robles-Roman, and Sam A. Sutton was excused.

Upon motions duly made, seconded and carried, the following resolution were adopted: (Calendar Nos. 10 and 11)

**NO. 10. THE CENTRAL OFFICE – DESIGNATION OF INTERIM VICE CHANCELLOR FOR FACULTY AND STAFF RELATIONS:**

RESOLVED, That Ms. Gloriana Waters be designated Interim Vice Chancellor for Faculty and Staff Relations, effective June 27, 2007, with a salary at the Vice Chancellor level to be determined by the Chancellor, subject to financial ability.

EXPLANATION: Ms. Gloriana Waters has worked for the University for the past 27 years. She has held her latest position as University Dean for Faculty Staff and Relations with responsibility as Deputy to the Vice Chancellor for Faculty Staff relations. Prior to being named University Dean, she served as a University Associate Dean for Affirmative Action, Deputy to the President of City College, Executive Officer Division of Professional Studies at Lehman College, Director of Management and Improvement at CCNY and as a Senior Analyst for Programs and Management in the University Budget Office. Ms. Waters graduated from SUNY Cortland, Cum Laude, has a Masters degree from Columbia University and a Masters in Public Administration from Baruch.

**Statement of Dean Gloriana Waters:**

I would like to just express my sincere appreciation to the members of the Board, to **Chancellor Goldstein, Executive Vice Chancellor and Chief Operating Officer Allan Dobrin** for all of the support that I have had and for giving me the opportunity to lead the greatest team in the University, the people in the **Office of Faculty and Staff Relations**. I would be remiss if I did not give my sincere appreciation to **Vice Chancellor Malone** for giving me the opportunity to see what the job is like and without her I would not be sitting here. I feel very much prepared to take this on and to continue service to the University. Thank you.

**NO. 11. THE COLLEGE OF STATEN ISLAND – DESIGNATION OF PRESIDENT:**

RESOLVED, That Tomás D. Morales be designated president of the College of Staten Island as of August 1, 2007, at a compensation to be recommended by the Chancellor to the Board, subject to financial ability.

EXPLANATION: The Search Committee, appointed by Chairman Benno C. Schmidt, Jr., and chaired by Trustee Kathleen Pesile, following the conclusion of an extensive national search, recommended four finalists for the College of Staten Island presidency. The Chancellor is recommending Dr. Tomás D. Morales as president of the College of Staten Island. Dr. Morales is currently the Provost and Vice President for Academic Affairs at California State Polytechnic University, Pomona, where he has also been Vice President for Student Affairs. Prior to his current position, Dr. Morales was the Vice President for Student Affairs and Dean of Students at CUNY's City College. He came to CCNY after serving as Assistant Vice President for Student Affairs and Assistant Dean of the School of Education at SUNY New Paltz. He holds a bachelor's degree from SUNY New Paltz, and an MS and Ph.D. in Education Administration and Policy Studies from SUNY Albany.

**Statement of Dr. Tomás D. Morales:**

I am honored to be selected as the third president of the **College of Staten Island** and would like to express my deepest appreciation to **Chairman Schmidt, the Board of Trustees, Chancellor Goldstein** and the search committee for their confidence in me. The **CUNY** mission has always held a special place in my heart and the opportunity to be a member of the **College of Staten Island** family and to join in extraordinarily high quality faculty, students, staff and alumni is indeed a homecoming for me.

I look forward to working together and consulting widely with all members of the college community and the greater Staten Island community to build on the progress **President Springer** has been able to achieve. Both the college and Staten Island are destined for growth over the next few years and I am honored to have been selected to be part of that development. Thank you, very much.

**Upon motion duly made, seconded and carried, the meeting was adjourned at 7:11 P.M.**

**SECRETARY AND SENIOR 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.)**

**POLICY REGARDING THE DISPOSITION OF ALLEGATIONS OF MISCONDUCT  
IN RESEARCH AND SIMILAR EDUCATIONAL ACTIVITIES**

1. GENERAL STATEMENT OF POLICY

A fundamental purpose of the University is to foster an environment that promotes the responsible conduct of research and similar educational activities (collectively, "research"), discourages Research Misconduct, and deals promptly with any allegations or evidence of possible Research Misconduct. (Definitions of "Research Misconduct" and other terms in this Policy that appear with initial capital letters are set forth in Section 8 below.) It is the University's basic expectation that all research conducted by members of the University community will adhere to the highest ethical and moral standards. This Policy describes the procedures to be followed by the University in connection with any allegation that University faculty, staff, and/or post-doctoral associates, whether paid by the University or through other funding sources, may have engaged in Research Misconduct.

This Policy is based primarily on the regulations codified in the Final Rule regarding Public Health Service Policies on Research Misconduct issued by the U.S. Department of Health and Human Services, effective on June 16, 2005. Like the Final Rule, this Policy applies only to allegations of Fabrication, Falsification, and Plagiarism in research, as such terms are defined in Section 8 below, and not to other kinds of academic misconduct or dishonesty. This Policy applies to all research conducted by University faculty, staff, and/or post-doctoral associates, regardless of the academic discipline of the researcher or the sponsorship or source of support for the research. This Policy does not supersede or establish an alternative to any existing University or governmental regulations, procedures, or policies regarding fiscal improprieties, conflicts of interest, ethical treatment of human or animal subjects, or criminal matters, all of which remain in effect.

Sections 2, 3, and 4 of this Policy establish the procedures for the initial evaluation, Inquiry, and Investigation of allegations of Research Misconduct involving University faculty, staff, and/or post-doctoral associates. Section 5 sets forth the University's responsibility to notify federal agencies and other sponsors of research, if any, of certain circumstances that may arise during a Research Misconduct Proceeding, and Section 6 sets forth certain general considerations in connection with the implementation of this Policy. Section 7 sets forth the obligation of each University faculty or staff member and post-doctoral associate to report to the University any inquiry or investigation by a federal agency or other sponsor of research concerning allegations of Research Misconduct involving him or her. This Policy replaces the University's Interim Policy and Procedure Statement regarding the Disposition of Allegations of Misconduct in Research in Science, adopted on January 29, 1990.

2. INITIAL EVALUATION

2.1. The President of each College within the University, after consulting with the appropriate faculty governance body at the College, will designate a Research Integrity Officer to receive allegations of Research Misconduct involving faculty, staff, and/or post-doctoral associates at the College. The Research Integrity Officer will be an administrator or tenured faculty member at the College with experience in research and will be provided appropriate training to carry out his or her responsibilities under this Policy. The Research Integrity Officer will notify the subject of the allegations, the President, the University Dean for Research, and, if the research involved in the allegations is supported by a grant or contract from a federal agency or other sponsor, the President of the Research Foundation, of any allegations that have been filed. The Research Integrity Officer will then conduct an evaluation of the allegations in order to determine whether an Inquiry is warranted. All efforts should be made to complete the evaluation as expeditiously as possible.

2.2. An Inquiry is warranted if: (1) there is a reasonable basis for concluding that any of the allegations falls within the definition of Research Misconduct in Section 8.15; and (2) such allegation is sufficiently credible and specific so that potential evidence of Research Misconduct may be identified.

2.3. The evaluation of allegations of Research Misconduct will be conducted by the Research Integrity Officer of the College where the subject of the allegations has an appointment. In cases where the subject of the allegations is a faculty member with joint appointments, the evaluation will be conducted by the Research Integrity Officer of the "home College", as determined in accordance with the University's Joint Appointment Guidelines.

2.4. After the evaluation, the Research Integrity Officer will make a recommendation to the President of the College as to whether an Inquiry is warranted, and the President, in consultation with the Research Integrity Officer, will make the decision as to whether to begin an Inquiry. The President will also consult with the University Dean for Research and, if the research

involved in the allegations is supported by a grant or contract from a federal agency or other sponsor, the President of the Research Foundation before making a decision not to begin an Inquiry. If the President of the College decides that no Inquiry is warranted, the Research Integrity Officer will notify the subject of the allegations of this decision in writing.

2.5. If the President decides that an Inquiry is warranted, the Research Integrity Officer will notify the subject of the allegations, the University Dean for Research, and, if the research involved in the allegations is supported by a grant or contract from a federal agency or other sponsor, the President of the Research Foundation, in writing at the time of or before the beginning of the Inquiry. The Research Integrity Officer will prepare a summary of the results of the evaluation for use in the Inquiry and provide a copy of the summary to the subject of the allegations, the President, the University Dean for Research, the President of the Research Foundation (if applicable), and the Inquiry Staff, as appointed pursuant to Section 3.1.

### 3. INQUIRY

3.1. If the President decides that an Inquiry of the allegations of Research Misconduct is warranted, the President will, after consulting with the University Dean for Research, appoint two tenured faculty members actively involved in research in the same field as the subject of the allegations or a related field to serve with the Research Integrity Officer as members of an Inquiry Staff to conduct the Inquiry. The two additional members of the Inquiry Staff need not be members of the faculty of the College where the Inquiry will be conducted.

3.2. The purpose of the Inquiry is to conduct an initial review of the evidence to determine whether any of the allegations warrants an Investigation. An Investigation is warranted if: (1) there is a reasonable basis for concluding that any of the allegations falls within the definition of Research Misconduct in Section 8.15; and (2) preliminary information-gathering and preliminary fact-finding from the Inquiry indicate that such allegation may have substance.

3.3. Upon completion of the Inquiry, the Inquiry Staff will prepare and submit a preliminary Inquiry report to the President, the University Dean for Research, and, if the research involved in the allegations is supported by a grant or contract from a federal agency or other sponsor, the President of the Research Foundation, including a recommendation by the majority of the Inquiry Staff as to whether the President should find that an Investigation is warranted. The President will then make the decision whether an Investigation is warranted; provided, however, that the President will consult with the University Dean for Research and (if applicable) the President of the Research Foundation before making a decision that an Investigation is not warranted. The President will notify the Inquiry Staff, the University Dean for Research, and (if applicable) the President of the Research Foundation, of the decision in writing.

3.4. The Inquiry Staff will complete the preliminary Inquiry report described in Section 3.3 within 45 calendar days of the first meeting of the Inquiry Staff unless circumstances warrant a longer period. The President will make a decision whether to proceed to an Investigation within 15 calendar days of receipt of the preliminary Inquiry report from the Inquiry Staff unless circumstances warrant a longer period. If the Inquiry takes longer than a total of 60 calendar days to complete, the record of the Inquiry will include documentation of the reasons for exceeding the 60-day period.

3.5. If the President decides that an Investigation is not warranted, the matter will be closed and all records of the proceedings treated as confidential pursuant to Section 6.4 to respect the rights and protect the reputations of all parties involved. All reasonable and practical efforts, if requested and as appropriate, will be undertaken to protect or restore the reputation of a subject alleged to have engaged in Research Misconduct when it is determined that an Investigation of the allegations against the subject is not warranted.

3.6. If the President decides that an Investigation is warranted, the Inquiry Staff will prepare a final Inquiry report that includes the following information: (1) the name and position of the subject of the allegations; (2) a description of the allegations of Research Misconduct; (3) the federal agency or other sponsor support, if any, including, for example, grant or contract numbers, grant or contract applications, grants or contracts, and publications listing the support; and (4) the basis for recommending that the alleged actions warrant an Investigation.

3.7. The Research Integrity Officer will notify the subject of the allegations in writing whether the President has decided that an Investigation is warranted. If the President has decided that an Investigation is warranted, the notice will include a copy of the final Inquiry report and a copy of or reference to this Policy and, if applicable, the Final Rule. In such a case, the notice and copies of documents will be given before the date the Investigation begins, in sufficient time to provide the subject of the

allegations an opportunity to review and comment on the final Inquiry report. The Inquiry Staff will attach any comments received from the subject to the final Inquiry report.

3.8. The Inquiry Staff may notify the individual who made the allegations whether the President has decided that an Investigation is warranted and, if the President has decided that an Investigation is warranted, may provide relevant portions of the final Inquiry report to such individual for comment. Any comments received from such individual will be attached to the final Inquiry report.

3.9. If the research involved in the allegations is supported by a grant or contract from a federal agency or other sponsor, within 30 calendar days of the President's decision that an Investigation is warranted (but before the date the Investigation begins), the University Dean for Research will provide the applicable federal agency or other sponsor and the President of the Research Foundation with the written decision by the President and a copy of the final Inquiry report with any comments on the report from the subject of the allegations and the individual making the allegations attached.

#### 4. INVESTIGATION

4.1. If the President decides that an Investigation of the allegations of Research Misconduct is warranted, he or she will notify the University Dean for Research, who will then appoint at least three members of University staff and tenured faculty to an Investigation Committee to conduct the Investigation. A majority of the members of the Investigation Committee will be faculty actively involved in research in the same field as the subject of the allegations or a related field. In making the appointments, the University Dean for Research will consult with the President of the College and, if the research involved in the allegations is supported by a grant or contract from a federal agency or other sponsor, the President of the Research Foundation.

4.2. The Investigation will begin within 30 calendar days after the President's decision that an Investigation is warranted. The Investigation Committee will give the subject of the allegations written notice of any new allegations of Research Misconduct not addressed during the Inquiry or in the initial notice of the Investigation within a reasonable amount of time after a determination to pursue such new allegations.

4.3. The University will take reasonable steps to ensure an impartial and unbiased Investigation to the maximum extent practicable. The Investigation Committee will use diligent efforts to ensure that the Investigation is thorough and sufficiently documented and that it includes an examination of all research records and evidence relevant to reaching a decision on the merits of the allegations.

4.4. Upon completion of the Investigation, the Investigation Committee will prepare a draft Investigation report and provide the subject of the allegations an opportunity to review and comment on the draft Investigation report and, concurrently, a copy of, or supervised access to, the evidence on which the draft Investigation report is based. The comments of the subject of the allegations on the draft Investigation report, if any, must be submitted within 30 calendar days of the date on which the subject received the draft report. The Investigation Committee may also provide the individual who made the allegations a copy of the draft Investigation report or relevant portions of the draft report, and the comments of such individual, if any, must be submitted within 30 calendar days of the date on which he or she received the draft report or relevant portions of it.

4.5. The Investigation Committee will promptly review any comments on the draft Investigation report by the subject of the allegations and the individual who made the allegations and either decide not to make a finding of Research Misconduct or recommend that the Chancellor make a finding of Research Misconduct. If the Investigation Committee decides not to make a finding of Research Misconduct, it will promptly notify the President, the Research Integrity Officer, the University Dean for Research, the subject of the allegations, the individual who made the allegations, and, if the research involved in the allegations is supported by a grant or contract from a federal agency or other sponsor, the President of the Research Foundation.

4.6. If the Investigation Committee recommends a finding of Research Misconduct, it will submit to the Chancellor a copy of the draft Investigation report and any comments on it by the subject of the allegations and the individual who made the allegations, and the Chancellor will decide whether to accept the Investigation Committee's recommendation. The Chancellor will notify the Investigation Committee of the decision, and the Investigation Committee will promptly notify the President, the Research Integrity Officer, the University Dean for Research, the subject of the allegations, the individual who made the allegations, and, if the research involved in the allegations is supported by a grant or contract from a federal agency or other sponsor, the President of the

Research Foundation.

4.7. Promptly following the Investigation Committee's decision not to make a finding of Research Misconduct, or the decision by the Chancellor as to whether to accept the Investigation Committee's recommendation of a finding of Research Misconduct, the Investigation Committee will prepare a final Investigation report. The final Investigation report will be in writing and will:

- (1) describe the nature of the allegations of Research Misconduct;
- (2) describe and document the federal agency or other sponsor support, if any, including, for example, any grant or contract numbers, grant or contract applications, grants or contracts, and publications listing the support;
- (3) describe the specific allegations of Research Misconduct for consideration in the Investigation;
- (4) if not already provided to the federal agency or other sponsor with the Inquiry report, include the University policies and procedures under which the Investigation was conducted;
- (5) identify and summarize the research records and evidence reviewed, and identify any evidence taken into custody but not reviewed;
- (6) for each separate allegation of Research Misconduct identified during the Investigation, provide a finding as to whether Research Misconduct did or did not occur, and if so:
  - (a) identify whether the Research Misconduct was Falsification, Fabrication, or Plagiarism, and if it was intentional, knowing, or in reckless disregard, as such terms are used in the Final Rule;
  - (b) summarize the facts and the analysis that support the conclusion and consider the merits of any reasonable explanation by the subject of the allegations;
  - (c) identify the specific federal agency or other sponsor support, if any;
  - (d) identify whether any publications need correction or retraction;
  - (e) identify the person(s) responsible for the Research Misconduct; and
  - (f) list any current support or known applications or proposals for support that the subject of the allegations has pending with any federal agencies or other sponsors;
- (7) include and consider any comments made by the subject of the allegations and the individual making the allegations on the draft Investigation report; and
- (8) maintain and provide to the federal agency or other sponsor, if any, upon request, all relevant research records and records of the Research Misconduct Proceeding.

4.8. If the research involved in the allegation is supported by a grant or contract from a federal agency or other sponsor, the University Dean for Research will give the federal agency or other sponsor of the research and the President of the Research Foundation: (1) a copy of the final Investigation report and all attachments; (2) a statement of whether the Investigation resulted in a finding of Research Misconduct, and if so, who committed the Research Misconduct; (3) a statement of whether the University accepts the findings of the Investigation; and (4) a description of any pending or completed administrative action by any federal agency against the subject of the allegations to the extent such action relates to the subject matter of the sponsored research.

4.9. All aspects of the Investigation, including conducting the Investigation, preparing the draft Investigation report and providing it for comment in accordance with Section 4.4, deciding whether or not to make a finding of Research Misconduct in accordance with Sections 4.5 and 4.6, preparing the final Investigation report in accordance with Section 4.7, and sending the final Investigation report to the federal agency or other sponsor, if any, in accordance with Section 4.8, will be completed within 120 calendar days of the beginning of the Investigation.

4.10. If, upon the conclusion of an Investigation, it is determined that the subject of the allegations has not committed any Research Misconduct, the matter will be closed and all records of the proceedings treated as confidential pursuant to Section 6.4 to respect the rights and protect the reputations of all parties involved. All reasonable and practical efforts, if requested and as appropriate, will be undertaken to protect or restore the reputation of a subject alleged to have engaged in Research Misconduct but against whom no finding of Research Misconduct is made.

4.11 If the Chancellor finds Research Misconduct as a result of the Investigation, the University may conduct a disciplinary proceeding in connection with the finding in accordance with applicable collective bargaining agreements, the University Bylaws, and/or other applicable policies of the University.

#### 5. NOTIFYING FEDERAL AGENCIES AND OTHER SPONSORS OF SPECIAL CIRCUMSTANCES

The University Dean for Research will immediately notify any federal agency or other sponsor providing support for research that is the subject of an allegation of Research Misconduct, as well as the President of the Research Foundation, if, at any time during any related Research Misconduct Proceeding, the University has reason to believe that any of the following conditions exist:

- (1) health or safety of the public is at risk, including an immediate need to protect human or animal subjects;
- (2) federal agency or other sponsor resources or interests are threatened;
- (3) research activities should be suspended;
- (4) there is reasonable indication of possible violations of civil or criminal law;
- (5) federal or other governmental action is required to protect the interests of those involved in the Research Misconduct Proceeding;
- (6) the University believes the Research Misconduct Proceeding may be made public prematurely, so that the federal agency or other sponsor may take appropriate steps to safeguard evidence and protect the rights of those involved; and
- (7) the research community or the public should be informed.

#### 6. GENERAL CONSIDERATIONS

6.1. When being interviewed by the Inquiry Staff or appearing before the Investigation Committee, the subject of an allegation of Research Misconduct may be accompanied by an adviser, who may be a union representative and/or legal counsel. However, neither the Inquiry nor the Investigation is a trial-type proceeding, and the adviser may not actively participate in the proceeding, such as by directing questions or answers or offering argument on behalf of the subject of the allegations.

6.2. The subject of an allegation of Research Misconduct may be suspended or removed from work under a research grant or contract by the President of the College, in consultation with the University Dean for Research and the President of the Research Foundation, any time following the commencement of an Inquiry regarding such allegation if, in the judgment of the President of the College, such suspension or removal is warranted by the circumstances. Depending on developments in the Inquiry or Investigation, the President of the College may, in consultation with the University Dean for Research and the President of the Research Foundation, restore the subject of the allegation to the work under the research grant or contract. The University Dean for Research will notify the federal agency or other sponsor of the research of any suspension, removal, or restoration decision under this section.

6.3. If the subject of an allegation of Research Misconduct admits the accuracy of the allegation in the course of an evaluation, Inquiry, or Investigation, the matter will be directly forwarded to the President for appropriate action, which may include disciplinary action under applicable collective bargaining agreements, the University Bylaws, or other applicable policies of the University.

6.4. In order to protect the privacy and reputation of innocent parties and good faith accusers, all Research Misconduct Proceedings will be conducted in a fashion designed to maintain confidentiality. Knowledge of the Research Misconduct Proceedings and the disclosure of the identity of the subjects of allegations and the individuals making them, will be limited, to the extent possible, to those who need to know, consistent with a thorough, competent, objective and fair Research Misconduct Proceeding, and as allowed by law. Except as otherwise prescribed by applicable law, confidentiality will be maintained for any records or evidence from which research subjects might be identified, and disclosure of such records or evidence will be limited to those who have a need to know to carry out a Research Misconduct Proceeding.

6.5. Allegations that are brought in good faith may not be the basis of any retaliation against the individual making

them, even if the allegations are not substantiated upon Inquiry or Investigation. All reasonable and practical efforts will be undertaken, if requested and as appropriate, to protect or restore the position and reputation of any individual making allegations in good faith and any witness or other individual involved in a Research Misconduct Proceeding, and to counter potential or actual retaliation against such individuals.

6.6. The Research Integrity Officers, any other members of the Inquiry Staff, members of the Investigation Committee, all others responsible for carrying out any part of a Research Misconduct Proceeding, the University Dean for Research, and the President of the Research Foundation will take precautions to ensure that they do not have real or apparent personal, professional, or financial conflicts of interest with any subject of allegations, any individual making the allegations, or any witness in a Research Misconduct Proceeding.

6.7. The Research Integrity Officers, any other members of the Inquiry Staff, members of the Investigation Committee, all others responsible for carrying out any part of a Research Misconduct Proceeding, the University Dean for Research, and the President of the Research Foundation will at all times conduct their activities related to the implementation of this Policy in a fashion that is consistent with their obligations under applicable federal, state, and local laws, rules, and regulations.

6.8. The Research Integrity Officers, any other members of the Inquiry Staff, members of the Investigation Committee, all others responsible for carrying out any part of a Research Misconduct Proceeding, the University Dean for Research, and the President of the Research Foundation may request the assistance of legal counsel from the University's Office of the General Counsel during the course of their activities related to the implementation of this Policy.

6.9. The University has a continuing obligation under this Policy to ensure that it maintains adequate records of a Research Misconduct Proceeding. Therefore, the Research Integrity Officer will:

- (1) either before or when he or she notifies the subject of the allegations of the allegations or an Inquiry or Investigation, promptly take all reasonable and practical steps to (a) obtain custody of all the research records and evidence needed to conduct the Research Misconduct Proceeding, (b) inventory the records and evidence, and (c) sequester them in a secure manner; except that where the research records or evidence encompass scientific instruments shared by a number of users, custody may be limited to copies of the data or evidence on such instruments, so long as those copies are substantially equivalent to the evidentiary value of the instruments. Whenever possible, custody of the research records and evidence will be taken before or at the time the subject is notified of the allegations, and whenever additional items become known or relevant to an Inquiry or Investigation;
- (2) where appropriate, give the subject of the allegations copies of, or reasonable, supervised access to, the research records;
- (3) undertake all reasonable and practical efforts to take custody of additional research records or evidence discovered during the course of a Research Misconduct Proceeding; except that where the research records or evidence encompass scientific instruments shared by a number of users, custody may be limited to copies of the data or evidence on such instruments, so long as those copies are substantially equivalent to the evidentiary value of the instruments; and
- (4) maintain in a secure manner sufficiently detailed documentation of the Research Misconduct Proceeding for seven years after completion of the Research Misconduct Proceeding or the completion of any federal agency or other sponsor proceeding involving the Research Misconduct allegations, whichever is later, in order to permit a later assessment by the federal agency or other sponsor or otherwise.

## 7. FACULTY AND STAFF OBLIGATIONS REGARDING INQUIRIES OR INVESTIGATIONS CONDUCTED BY A FEDERAL AGENCY OR OTHER SPONSOR

If a University faculty or staff member or post-doctoral associate becomes the subject of an inquiry or investigation of any kind conducted by a federal agency or other sponsor of research concerning allegations of Research Misconduct by him or her, such individual must report the existence of the inquiry or investigation immediately in writing to the Chief Academic Officer of his or her College. Upon receiving such notification, the Chief Academic Officer will notify the University Dean for Research and the President of the Research Foundation about the pending inquiry or investigation. Failure to disclose a pending inquiry or

investigation pursuant to this Section 7 may subject the University faculty or staff member or post-doctoral associate to disciplinary action or other appropriate action.

8. DEFINITIONS

- 8.1. "Chancellor" means the Chancellor of the University or his or her designee.
- 8.2. "College" means an educational unit of the University, including all senior colleges and community colleges, the Graduate School and University Center, and the City University School of Law, and the University's Central Office.
- 8.3. "Fabrication" means making up data or results and recording or reporting them.
- 8.4. "Falsification" means manipulating research materials, equipment, or processes, or changing or omitting data or results such that the research is not accurately represented in the research record.
- 8.5. "Final Rule" means the Final Rule regarding Public Health Service Policies on Research Misconduct issued by the U.S. Department of Health and Human Services, effective on June 16, 2005 (42 CFR Parts 50 and 93).
- 8.6. "Inquiry" means preliminary information-gathering and preliminary fact-finding to determine whether an allegation of Research Misconduct may have substance and warrants an Investigation.
- 8.7. "Inquiry Staff" means the Research Integrity Officer and two tenured faculty members actively involved in research in the same field as the subject of the allegations or a related field who are appointed by the President of a College to conduct an Inquiry into particular allegations of Research Misconduct against University faculty, staff, and/or post-doctoral associates.
- 8.8. "Investigation" means the formal development of a factual record and the examination of that record leading to a decision not to make a finding of Research Misconduct or to a recommendation for a finding of Research Misconduct, which may include a recommendation for other appropriate actions.
- 8.9. "Investigation Committee" means the committee consisting of at least three members of University staff or tenured faculty actively involved in research in the same field as the subject of the allegations or a related field who are appointed by the University Dean for Research to investigate charges of Research Misconduct against faculty, staff, and/or post-doctoral associates.
- 8.10. "Plagiarism" means the appropriation of another person's ideas, processes, results, or words without giving appropriate credit.
- 8.11. "Policy" means this University Policy regarding the Disposition of Allegations of Misconduct in Research and Similar Educational Activities.
- 8.12. Except for the President of the Research Foundation, "President" means the President or Dean of each College, as applicable. For purposes of this Policy, the Chancellor will be deemed to be the President of the University's Central Office. With respect to the Research Foundation, "President" means the President of the Research Foundation or, except with respect to Sections 2.4, 3.3, 4.1, 6.2, and 7, his or her designee.
- 8.13. "Research Foundation" means The Research Foundation of The City University of New York.
- 8.14. "Research Integrity Officer" means the official at each College designated by the President of the College to be responsible for receiving allegations of Research Misconduct, making recommendations whether such allegations warrant Inquiries, serving on any Inquiry Staff, and assisting in Investigations at the College.
- 8.15. "Research Misconduct" means Fabrication, Falsification, or Plagiarism in proposing, performing, or reviewing research, or in reporting research results. It does not include honest error or differences of opinion. A finding of Research

Misconduct made under this Policy requires that: (1) there be a significant departure from accepted practices of the relevant research community; (2) the misconduct be committed intentionally, knowingly, or recklessly; and (3) the allegation be proven by a preponderance of the evidence, as such terms are used in the Final Rule.

8.16. "Research Misconduct Proceeding" means any action related to alleged Research Misconduct taken under this Policy, including but not limited to, evaluations of allegations, Inquiries, Investigations, federal oversight reviews, hearings, and administrative appeals.

8.17. "University" means The City University of New York.

8.18. "University Dean for Research" means the University Dean for Research or, except with respect to Sections 2.4, 3.3, 4.1, 6.2, and 7, his or her designee. The University Dean for Research will be responsible for monitoring the implementation of this Policy, cooperating with and making all reports to federal agencies and other sponsors and governmental bodies as required by law, and acting as the Research Integrity Officer for employees of the University's Central Office. If there is a vacancy at any time in the position of University Dean for Research, the University's Executive Vice Chancellor for Academic Affairs or his or her designee will assume the responsibilities assigned to the University Dean for Research under this Policy.

**NAMING GUIDELINES****1. Introduction**

The opportunity to name a Chair, Deanship, Professorship or Department in recognition and honor of an individual or corporation, or to place the name of an individual or corporation on a building or part of a building, is welcomed at The City University of New York and its constituent colleges.

A "Naming" is generally designed to enhance teaching and research and is usually based on the desire to:

- 1) honor the exemplary character, scholarly distinction or distinguished service of an individual, and/or
- 2) to recognize a significant financial contribution to the College.

Naming commitments and all major gifts (whether recognized by naming rights or not) are reflections on the ideals and reputations of the College and The City University of New York. Accordingly, each gift and naming commitment should be reviewed carefully for full compliance with applicable laws and ethical principles.

The above is especially critical where there is some direct or indirect business or other continuing relationship between the donor and the College and/or The City University of New York, its officers or employees. Any questions about the applicability of state or federal laws on conflicts of interest and other ethical considerations should be referred to the Office of the Vice Chancellor for Legal Affairs.

All namings of physical assets require the approval of the Board of Trustees.

**2. Guidelines on Namings****Namings Designed to Honor Distinguished Service with No Financial Gift:**

- The merits of any naming in honor of an individual should be determined by carefully weighing the individual's high scholarship and/or distinguished service.
- All naming requests must involve a thorough review by the campus to ensure appropriateness and be supported by evidence that the honoree or donor meets the highest values and societal standards.
- Buildings, campus grounds or other campus facilities will generally not be named for individuals currently employed by CUNY, or the City or State of New York unless that individual has provided exceptionally distinguished service over a sustained period of time.
- When the person to be honored is living, one year should have passed since any formal association with CUNY or employment with the City or State of New York.
- The naming of buildings or grounds in recognition of an honoree implies a promise to that honoree that the space, site, facility, and other forms of tangible recognition will be permanently maintained, or if change is unavoidable, that an alternative means of recognition will be found.

**Namings Designed to Recognize a Significant Financial Contribution to the College:**

- A naming is usually appropriate only when a significant gift is received.
- All naming requests must involve a thorough review by the campus to ensure appropriateness and be supported by evidence that the honoree or donor meets the highest values and societal standards.
- Buildings, campus grounds or other campus facilities will generally not be named for individuals currently employed by CUNY, or the City or State of New York unless the donor(s) provide(s) a sufficient gift in honor of that individual.
- The naming of buildings, grounds or endowed funds in recognition of a donor or honoree implies a promise to that donor or honoree that the space, site, facility, endowment fund and other forms of tangible recognition will be permanently maintained, or if change is unavoidable, that an alternative means of recognition will be found;
- Any combination of gifts, pledges and/or irrevocable deferred gift arrangements are acceptable for naming commitments. With respect to deferred gifts, the required amounts may be set higher due to the delay in acquiring access to the gift.

**3. Process for Named Gifts**

The process of a Named Gift begins with a discussion with a prospective donor. The discussion should be a flexible negotiation with the objective of acknowledging the donor's support and matching the donor's intent and interest with the College's needs.

- All named gifts should be reviewed and approved by the College President. The President must submit the naming recommendation to the Chancellor with appropriate documentation. If the Chancellor agrees, the recommendation will then be presented to the Board of Trustees for approval.
- All proposed names for buildings and other facilities should be held in confidence during the negotiation, review and approval process.
- Each College is responsible for maintaining a record of named buildings, grounds, rooms and other facilities on their campus, in addition to endowed funds.
- Reports on the status of named give will be provided periodically to the Board of Trustees by the University Development Office.
- Special needs or exceptional circumstances that warrant deviation from these guidelines require the approval of the Chancellor.
- The Chancellor or his designee will update these guidelines on a regular basis.

NAMING LEVELS

	Minimum for Senior Colleges	Minimum for Community Colleges	Notes
<b>MINIMUM GIFT AMOUNTS</b>			
<b>Building</b>	\$15 million	\$10 million	The amount of the contribution required to name a building or part of a building may vary with the cost and the impact of the structure upon campus life. Colleges must taking into account old/new building, state-funded building, size of building, etc.
<b>School</b>	\$15 million	\$5 million	The permanent naming of a school will ensure the growth and quality of the named School by providing the financial support for faculty development, programs, facilities, and scholarship support.
<b>MINIMUM ENDOWMENT AMOUNTS</b>			
<b>Named Departments/ Academic Programs</b>	\$2.5 million	\$1.25 million	Funds are expected to be used to enhance academic offerings.
<b>Centers, Institutes, Programs or Academic Units</b>	\$2.5 million	\$1.25 million	Funds should be proportional to the amount of endowment that is necessary to sustain or propel the program to new heights on a permanent basis.
<b>Deanships</b>	\$2 million	\$1 million	An endowment for a named Dean provides flexible resources for Deans to meet special needs in their Schools. For funds to be used as salary supplements the approval of the Chancellor is required.
<b>Named Chairs</b>	\$1.5 million	\$1 million	Funds to be used to supplement salary and fringe benefits of chair holder and auxiliary support staff. Aim is to enhance teaching and research by attracting and/or retaining outstanding faculty.
<b>Named Professorships</b>	\$750,000	\$750,000	A named Professorship may be established to support disciplines or areas of study which are included in the existing academic offerings of the College, or consistent with its mission. The endowed funds would supplement the salary and fringe benefits of the professor and provide funds for office and technical support.
<b>Named Scholars/ Visiting Scholars/ Artist in Residence</b>	\$500,000	\$500,000	Cover the needs of the scholar, including support for academic research.
<b>Other Named Endowments</b>	\$75,000	\$75,000	For academic development, program innovation, library acquisition, faculty professional travel, equipment, research publications, recognition awards, other gift objectives may be created for sums appropriate for each respective area.
<b>Named Academic Awards and Prizes</b>	\$25,000	\$25,000	The Colleges will not automatically accept modest gifts for endowed departmental awards and prizes. Each purpose and amount must be reviewed on a case-by-case basis as to its merits.



**MEDICAL WITHDRAWAL AND RE-ENTRY POLICY AND PROCEDURES**  
**GOVERNING STUDENT BEHAVIOR THAT PRESENTS A DIRECT THREAT OF HARM TO SELF OR OTHERS**  
**OR SUBSTANTIALLY DISRUPTS THE LEARNING OR WORKING ENVIRONMENT OF OTHERS**

I. Introduction

The City University of New York ("CUNY") is committed to the academic success and personal growth of its students. As part of that commitment, CUNY and its constituent campuses are responsible for providing a safe learning and working environment for students, faculty, staff and other members of the University community. Some students may, because of a medical condition, engage in behavior that presents a direct threat of harm to themselves or to others, or substantially disrupts the learning or working environment of others. In such situations, the safety and security of the campus community, including the individual student, is paramount. This policy does not replace or supersede reasonable and appropriate security and health and safety measures, such as calling 911 or taking other immediate action in case of imminent threat to life or limb.

In addition to taking action to protect the security and safety of the campus community, a college may address the student's conduct to determine if action under this policy or under the student disciplinary process is appropriate. When a student's conduct that directly threatens or substantially disrupts the learning or working environment of others appears to relate to a medical condition, the campus may, at its option, address the student's conduct either in accordance with this policy, or through the student disciplinary process. If the student's conduct constitutes a threat solely to him or herself, it should be addressed under this policy rather than the disciplinary process.

II. Policy

- A. As an alternative to disciplinary action that may be taken under Article XV of CUNY's Bylaws, a college of CUNY may bring a proceeding to require a student to withdraw from the University, or, under some circumstances, the student's home college and/or from residence in a college residence hall under this withdrawal policy and procedures when the student's behavior evidences a direct threat of harm to others, or when the student's behavior substantially disrupts the learning or working environment of others. A direct threat means a significant risk of harm to health or safety.
- B. A student who threatens to commit or attempts to commit suicide, and who does not otherwise threaten direct harm to others or substantially disrupt the learning or working environment of others, shall not be subject to disciplinary action for that threat or attempt under Article XV of the CUNY's Bylaws. If a college determines that withdrawal of the student or retention of the student subject to specified conditions is appropriate because the student's behavior threatens direct harm to him or herself, the procedures outlined below shall apply instead of disciplinary procedures.
- C. A student who withdraws or is withdrawn from the University, a college or college residence hall pursuant to this policy may apply for re-entry to the University, a college and/or to a college residence hall. The application for re-entry shall be made to the student's home college's Chief Student Affairs Officer, who shall determine whether the student still presents a direct threat of harm to him or herself or others or still presents a significant risk to substantially disrupt the learning or working environment of others. If the Chief Student Affairs Officer or designee determines, based on the assessment of a qualified, licensed mental health professional, that there is not a significant risk that the behavior that required withdrawal will be repeated, he or she shall approve the student's application for re-entry.

III. Procedures

A. Emergency Interim Removal

- 1. If a student's behavior presents an immediate, severe and direct threat to him or herself or others (by evidencing a likelihood of harm to him or herself or others), or is substantially disrupting the learning or working environment of others, the Chief Student Affairs Officer or designee (if such Officer is not immediately available) may direct an emergency interim removal of the student that restricts the student's access to the College's campus or residence hall, as appropriate, for an interim period before a final determination of the matter. The Chief Student Affairs Officer or designee shall consult with the University's Office of the General Counsel prior to making any such direction.

2. The fact that a student has threatened to commit suicide or attempted suicide, by itself, does not allow the Chief Student Affairs Officer or designee to direct an emergency interim removal. In all cases involving such students, the Chief Student Affairs Officer or designee must attempt to have the student individually assessed by a mental health professional as outlined below in A.3. before deciding whether to direct an emergency interim removal.
3. Except as permitted in III A. 1. above, before determining whether to require an emergency interim removal, the Chief Student Affairs Officer or designee shall take the following steps:
  - a. exercise all reasonable efforts to meet with the student; and
  - b. in that meeting, offer the student the opportunity to be evaluated at the college's expense by a qualified, licensed mental health professional, who may be an employee of a college of CUNY or CUNY or on retainer to a college of CUNY or CUNY. Whenever possible, that professional shall have had no prior contact with the student. The professional shall assess whether the student's behavior presents an immediate, severe and direct threat to him or herself or others or presents a significant risk to repeat behavior that substantially disrupts the learning or working environment of others, and, if so, whether the student's behavior may be the result of a medical issue. That professional shall present his or her findings to the Chief Student Affairs Officer or designee, who shall determine based on those findings and other evidence available whether emergency interim removal under these procedures is appropriate.
  - c. If the student refuses to meet, and/or refuses to undergo such assessment or to keep a scheduled appointment, the Chief Student Affairs Officer or designee may require emergency interim removal without a meeting and/or mental health assessment if he or she reasonably concludes on the basis of the available evidence that the student's behavior evidences an immediate, severe and direct threat of harm to the student or others or is substantially disrupting the working or learning environment of others and presents a significant risk to continue that substantial disruption. The Chief Student Affairs Officer or designee shall consult with the University's Office of the General Counsel before making such a determination.
4. The emergency interim removal from the College and/or residence hall shall remain in effect until a final decision has been made pursuant to the procedures below, unless, before a final decision is made, the Chief Student Affairs Officer or designee determines that the reasons for imposing the interim removal no longer exist.

B. Withdrawal after Emergency Interim Removal

1. If a student has been subjected to an emergency interim removal from the college and/or residence hall, the college shall request retention with conditions or voluntary withdrawal within 7 calendar days of such removal. Should the request for retention with conditions or voluntary withdrawal request be refused, the College shall determine within 7 calendar days of such refusal whether to take further action against the student, including whether to initiate involuntary withdrawal proceedings or, disciplinary proceedings under Article XV of the CUNY Bylaws, as applicable under II A. above, and shall send notice of either such proceeding in accordance with the notice requirements of the applicable procedure within that 7-day period. For students who have been subjected to an emergency interim removal without having undergone the assessment procedures outlined in III A. 3 above, the College shall follow the assessment procedures outlined below in B.2. a. prior to determining its course of action.
2. In cases where the student has been subjected to an emergency interim removal without assessment, the procedure for determining whether withdrawal is appropriate is as follows:
  - a. The Chief Student Affairs Officer or designee shall exercise best efforts to meet with the student to discuss the student's behavior and to hear the student's explanation of the alleged behavior. If, after hearing the explanation, the Officer or designee still wishes to consider the possibility of the student's withdrawal, he or she shall offer the student an opportunity to be evaluated, at the college's expense, by a qualified, licensed mental health professional, who may be an employee of a college of CUNY or CUNY, or on retainer to a college of CUNY or CUNY. Whenever possible, that professional shall have had no prior contact with the student. The professional shall make findings concerning whether the student's behavior presents a direct threat of harm to

him or herself or others or presents a significant risk to repeat behavior that substantially disrupts the learning or working environment of others and if so, whether the student's behavior may be the result of a medical issue. The professional shall report such findings to the Chief Student Affairs Officer, who shall, based on those findings, and after consultation with the University's Office of the General Counsel, determine the appropriate action, including whether to request that the student withdraw from the University, the college and/or the college residence hall or whether to request that the student agree to specified conditions in lieu of withdrawal.

- b. If the student refuses to undergo the requested assessment, or fails to keep the scheduled appointment, and the Chief Student Affairs Officer reasonably concludes on the basis of the available evidence that the student's behavior presents a direct threat of harm to him or herself or others or substantially disrupts the learning or working environment of others and presents a significant risk to repeat behavior that substantially disrupts the learning or working environment of others, the Chief Student Affairs Officer may request that the student voluntarily withdraw from the University, the college and/or the college residence hall. The Chief Student Affairs Officer shall consult with the University's Office of the General Counsel before making any such request.
- c. If the student agrees to the request for voluntary withdrawal or to the specified conditions, the Chief Student Affairs officer or designee shall (i) discuss with the student the procedures for and consequences of voluntary withdrawal or the specified conditions, as applicable; (ii) discuss the circumstances with the student's parents or legal guardians as permissible by law and as appropriate; (iii) consult with the student's academic advisor or department, as appropriate; (iv) consult with the residence hall director, as appropriate; (v) refer the student to appropriate resources for treatment; and (vi) advise the student concerning the process for applying for re-entry, as well as on conditions for re-entry, if applicable and appropriate.
- d. If the student does not agree to the request for voluntary withdrawal or to the specified conditions, the Chief Student Affairs Officer shall determine, in consultation with the University's Office of the General Counsel, whether to take further action against the student, including whether to initiate involuntary withdrawal proceedings, or, in the case of students referenced in II A. above, whether to initiate disciplinary proceedings under Article XV of the CUNY Bylaws.

C. Withdrawal of Students Without Emergency Interim Removal

1. Students Who Present a Direct Threat of Harm to Others or Substantially Disrupt the Learning or Working Environment of Others
  - a. Voluntary Withdrawal or Retention with Conditions
    - (1) In situations where a student's behavior evidences a direct threat of harm to himself or others or substantially disrupts the learning or working environment of others and presents a significant risk to repeat behavior that substantially disrupts the learning or working environment of others and the Chief Student Affairs Officer reasonably believes that the student's behavior may be connected to a medical issue, the Chief Student Affairs Officer or designee may request that the student voluntarily withdraw or agree to retention under conditions.
    - (2) If the student agrees to the request for voluntary withdrawal or to the specified conditions, the Chief Student Affairs officer or designee shall (i) discuss with the student the procedures for and consequences of voluntary withdrawal or the specified conditions, as applicable; (ii) discuss the circumstances with the student's parents or legal guardians as permissible by law and as appropriate; (iii) consult with the student's academic advisor or department, as appropriate; (iv) consult with the residence hall director, as appropriate; (v) refer the student to appropriate resources for treatment; and (vi) advise the student concerning the process for applying for re-entry, as well as on conditions for re-entry, if applicable and appropriate.

b. Involuntary Withdrawal

- (1) If the student does not agree to the request for voluntary withdrawal or to the specified conditions, the Chief Student Affairs Officer shall determine, in consultation with the University's Office of the General Counsel, whether to take further action against the student, including whether to initiate involuntary withdrawal proceedings or disciplinary proceedings under Article XV of the CUNY Bylaws.
- (2) Before initiating involuntary withdrawal proceedings under this procedure, the Chief Student Affairs Officer shall follow the assessment procedures outlined above in B.2.

2. Students Who Present a Direct Threat of Harm Solely To Themselves

- a. The College shall follow the assessment and other procedures outlined above in B.2 a.-d. in order to determine the appropriate course of action.

D. Involuntary Withdrawal Procedures

1. The following shall be the procedures for involuntary withdrawal:

- a. Notice of the involuntary withdrawal hearing and the time and place of the hearing shall be personally delivered or sent by the Chief Student Affairs Officer or designee of the student's home college to the student at the address appearing on the records of the College, by overnight or certified mail, by regular mail, and, for students who have a college e-mail address, to that e-mail address. Notice of at least five business days shall be given to the student in advance of the hearing unless the student consents to an earlier hearing.
- b. The notice shall contain (i) a statement of the reasons involuntary withdrawal is sought (ii) the type of withdrawal sought (from the University, the college and/or from the college residence hall); and (iii) a statement that the student has a right to present his or her side of the story, to present witnesses and evidence on his or her behalf, to cross-examine witnesses presenting evidence against the student, to remain silent without assumption of guilt, and to be represented by legal counsel or an advisor at the student's expense.
- c. CUNY shall constitute a Health Review Panel, comprised of qualified, licensed mental health professionals employed by a college of CUNY or by CUNY, or on retainer to a college of CUNY or CUNY. CUNY's Vice Chancellor of Student Development shall appoint the members of the Health Review Panel. Members of the Health Review Panel, in committees constituted separately for each hearing ("Health Review Committee"), shall be responsible for adjudicating all involuntary withdrawal hearings held according to these procedures. For each involuntary withdrawal hearing, the Vice Chancellor of Student Development or his designee shall constitute a three-person Health Review Committee from the Health Review Panel to adjudicate at that hearing. No member of the Health Review Committee shall have had prior contact with the student. All decisions of the Health Review Committee shall be made by majority vote.
- d. The hearing shall be closed, unless the student requests an open hearing. However, the Health Review Committee may overrule a request for an open hearing if it determines that an open hearing would be inappropriate or disruptive in light of the nature of the evidence to be presented.
- e. After the evidence is presented at the hearing, the Health Review Committee shall determine whether the College has proved, by a preponderance of the evidence, that the student's behavior presents a direct threat of harm to him or herself or others, or has substantially disrupted the learning or working environment of others and presents a significant risk of threatening further substantial disruption of the learning or working environment of others, and if so, what the appropriate remedy should be. The Health Review Committee may also set reasonable and appropriate conditions on re-entry. The decision of the Health Review Committee shall be made within five business days from the close of the hearing.

E. Appeals

An appeal from the decision of the Health Review Committee may be made to the President of the student's home college or the President's designee within thirty calendar days after the delivery of the decision appealed from. The President or designee shall make his or her determination on the appeal within fifteen business days from receipt of the appeal. The President's decision may be appealed to the Chancellor of the University or his or her designee within thirty calendar days after the delivery of the President's decision on appeal. The Chancellor or designee's decision shall be made within fifteen business days from receipt of the appeal. The Chancellor (or designee's) decision shall be final. The bases overturning a decision of the Health Review Committee at both levels of review are limited to the following: (i) clearly erroneous factual findings; (ii) procedural irregularities; (iii) newly available evidence that would have affected the outcome; (iv) the remedy and/or conditions on re-entry were unreasonable or inappropriate.

F. Re-entry

1. A student who is withdrawn from the University, a student's home college and/or a college residence hall under this policy may be considered for re-entry.
2. A student wishing to be considered for re-entry should contact his or her home college's Chief Student Affairs Officer and provide appropriate documentation of behavioral change and resolution of the initial behavioral problem, including compliance with any conditions that may have been set for re-entry.
3. A student may apply for re-entry to the University, a college and/or a college residence hall no more than one time per term.
4. In assessing an application for re-entry, the Chief Student Affairs Officer or designee shall: (i) in cases in which he or she determines that an additional mental health assessment is necessary, refer the student for assessment to a qualified, licensed mental health professional, at the College's expense; (ii) receive, investigate, and examine appropriate relevant documentation, including assessments made by college-referred mental health professionals, and, if applicable, licensed treating mental health professionals; (iii) consult with the Health Review Committee, in cases in which the student's withdrawal was adjudicated by such a Committee; (iv) contact the student's parents or legal guardians as permissible by law, if appropriate; (v) provide an opportunity for the student to meet with the Chief Student Affairs Officer or designee to discuss re-entry.
5. If the Chief Student Affairs Officer or designee determines, based on the evidence presented, that there is not a significant risk that the behavior that required withdrawal will be repeated, he or she shall approve the student's application for re-entry. In such cases, the Chief Student Affairs Officer or designee shall initiate the re-entry process, provide the student with written conditions for continued attendance, and inform any relevant administrators of the student's re-entry.
6. If the Chief Student Affairs Officer or designee determines that the application for re-entry should be denied, he or she shall provide the student with a written explanation of the reasons for the denial and specify when the next request for re-entry may be considered.
7. A student may appeal the Chief Student Affairs Officer or designee's denial of re-entry to the college President or designee within thirty calendar days after the delivery of the decision denying re-entry. The President or designee shall make his or her determination on the appeal within thirty calendar days from receipt of the appeal. The President's decision may be appealed to the Chancellor of the University or his or her designee within thirty calendar days after the delivery of the President's decision on appeal. The Chancellor or designee's decision shall be made within thirty calendar days from receipt of the appeal. The Chancellor (or designee's) decision shall be final. The basis for overturning a decision on appeal at either level shall be limited to a determination that the decision on re-entry was clearly erroneous.

G. Effect on Academic Status

In the event of a withdrawal pursuant to this policy, a notation of withdrawal shall appear on the student's transcript for all classes taken during that semester. The Chief Student Affairs Officer at a student's home college may grant a student request that, in lieu of withdrawal, a notation of incomplete shall appear on his or her transcript for classes taken during that semester if and only if there is a reasonable prospect that the student will eventually complete such classes, subject to faculty approval for each such class. Regardless of the notation that appears on a student's transcript, the Chief Student Affairs Officer of the student's home college shall inform the Vice Chancellor for Student Development of the student's withdrawal in order to effectuate a hold by the University Application Processing Center on the student's ability to transfer or otherwise seek admission to another college of CUNY.

H. Effect on Housing Status

If the student has been living in a college residence hall and will not be permitted to continue to do so, the student's contract will be canceled and fees refunded on a prorated basis.

I. Confidentiality

The results of examinations by mental health professionals to whom students are referred for assessment at any stage in the withdrawal or readmission process shall be confidential student records, except that if the results indicate that the student presents an imminent, severe, and direct threat of harm to him or herself or others, those results may be shared with the appropriate individuals in order to attempt to prevent the occurrence of such harm. The results of these examinations shall be admissible in involuntary withdrawal hearings but shall not be admissible in disciplinary hearings, unless the student places his or her health, including mental health, at issue in a disciplinary hearing.

J. Board Review

During the fall 2009 semester, the Chancellery shall conduct a review of the experience of the colleges with these procedures and shall report the results of that review to the Board of Trustees, along with any recommended changes.