

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

HELD

JUNE 22, 2009

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

The Chairperson called the meeting to order at 4:30 P.M.

There were present:

Benno Schmidt, Chairperson
Philip Alfonso Berry, Vice Chairperson

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

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

Simone Lamont, 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
Towanda Lewis
Steven Quinn
Anthony Vargas

Chancellor Matthew Goldstein
EVC and University Provost Alexandra Logue
Executive Vice Chancellor and C.O.O. Allan H. Dobrin
President Dolores Fernandez
President Ricardo R. Fernández
President Russell K. Hotzler
President Edison O. Jackson
President Marcia V. Keizs
President William P. Kelly
President Christoph M. Kimmich
President Eduardo J. Martí
President Tomás Morales
President James L. Muyskens
President Antonio Pérez
President Regina Peruggi

President Jennifer Raab
President Jeremy Travis
President Carolyn G. Williams
President Gregory H. Williams
Dean Michelle Anderson
Dean Kenneth Olden
Dean Stanford A. Roman, Jr.
Dean Stephen Shepard
Vice Chancellor Ernesto Malave
Vice Chancellor Pamela Silverblatt
Vice Chancellor Gillian Small
Vice Chancellor Gloriana Waters
Vice Chancellor Iris Weinsall
RF President Richard F. Rothbard

The absence of Trustees Joseph J. Lhota and Carol A. Robles-Roman was excused.

Chairperson Benno 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: **Chairperson Schmidt** announced that as usual **CUNY-TV** is making available this important community service by transmitting the Public Sessions 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. The Public Sessions of this afternoon’s Board meeting will be available as a podcast within 24 hours and can be accessed through the **CUNY** website.

Chairperson Schmidt stated that he would like to congratulate **Trustee Rita DiMartino** on being appointed as a member of the New York State Commission on National and Community Service by Governor David Paterson. In addition, **Trustee DiMartino** was presented with a Community Service Award from the Board of Directors of the National Puerto Rican Day Parade at their 2009 Educational Leadership Project Banquet on May 13, 2009. Congratulations, **Trustee DiMartino**.

Chairperson Schmidt stated that he would also like to congratulate **Trustee Wellington Chen** who was positively profiled as “New Yorker of the Week” on NY1 recently. He also congratulated **Trustee Frieda Foster-Tolbert** on her appointment by Governor David Paterson as a Commissioner for the New York State Worker’s Compensation Board. Congratulations.

Chairperson Schmidt stated that he would like to congratulate **Trustee Hugo Morales** who was honored at the Sixth Annual Dominican Cultural Association of Yonkers Gala and recognized on that occasion by many government leaders. Most recently he was an honoree at the Latino Center on Aging’s 17th Golden Age Awards Annual Banquet. Congratulations, **Trustee Morales**.

Chairperson Schmidt stated that congratulations are also in order to **Chancellor Matthew Goldstein** on receiving the Y.I.V.O. Institute for Jewish Research Lifetime Achievement Award at their 84th Annual Benefit Dinner on May 26th. Last week, **Chancellor Goldstein** was honored by the Chinatown Partnership Local Development Corporation led by **Trustee Wellington Chen**, at their 2nd Annual Benefit and Awards Gala saluting those who have made Chinatown a better place to live, work and visit. Congratulations, **Mr. Chancellor**.

Chairperson Schmidt stated that he is pleased to report that the Board held its Bronx Borough Hearing at **Hostos Community College** on Monday, June 15, 2009. **Vice Chairperson Philip Berry** chaired the hearing which was attended by **Trustees Hugo Morales, Simone Lamont, and Manfred Philipp**, also members of the Chancellery and all of **CUNY’s** Bronx College Presidents. A summary of the proceedings of this hearing has been circulated to the Trustees and the Chancellor’s cabinet and transcripts are available in the **Office of the Secretary**.

Chairperson Schmidt stated that he wanted to take a moment to thank his fellow Trustees for their participation at this year's many commencements. Each one is a very special celebration of the achievements of **CUNY** students and faculty and I very much appreciate how involved all the Trustees were in these commencements.

Chairperson Schmidt stated that it is with great sadness that we note the recent passing of Dr. Thomas K. Minter, a distinguished and much loved educator who served as a former Acting President of **York College**, and Dean Emeritus of Professional Studies and Professor Emeritus of Secondary, Adult and Business Education at **Lehman College**. Dr. Minter worked with public education programs in New York City for many years and he was a former New York City Public Schools Deputy Chancellor. We will miss Dr. Minter greatly.

Chairperson Schmidt stated that now at "Centre Court", under the non-retractable roof we have the **Kingsborough Community College** women's tennis team, which recently won the national championship at the National Junior College Athletic Association Division III Championships held in Tucson, Arizona. They scored 33 team points, well ahead of the second place team which managed 13.5 team points.

Statement of President Regina Peruggi:

Well, as you said, these are an amazing group of young women, and they were according to the people who ran the tennis tournament. They were the best team that that tournament had ever seen. We are enormously proud. It is the first time in the history of **Kingsborough Community College** that the entire women's tennis team has qualified for the NJCAA National Championship. All six singles players and three doubles teams advanced to the finals.

In addition to the team championship, **KCC** won national championships in four different singles and two doubles. Five of the athletes became national champions with all six earning All American Honors. I am just going to tell you a little bit about each of them. Erina Kikuchi is a liberal arts major. She was born in Yokohama, Japan and she is the number one player in the nation for this division and a two-time NJCAA All American.

Nina Mayevski is a business administration major. She was born in Kiev, the Ukraine. She is a two-time NJCAA All American. She won second in singles and first in doubles. Epraski Yushkova is a liberal arts major. She was born in Batumi, Republic of Georgia. She is a two-time All American also. She won third in the singles and second in the doubles. Herschella Reid is a biology major. She graduated this June and she was born in Jamaica, West Indies. She is a two-time All American as well. Arielle Kamin is a liberal arts major from Brooklyn. She is also a two-time All American. One of our tennis players is not here today but she hails from Phoenix, Arizona. Finally, Kit Rasulova is a biology major and she comes from Uzbekistan and she is an alternate player for the women's tennis team.

I would also like to tell you that our coach is here, Barry Goldsmith. He won the Region XV Tennis Coach of the Year and the NJCAA Women's Tennis Coach of the Year at the National Tournament. Assistant Coach Joseph Ilardo is also here. Dr. Sam Shepherd, who runs our Health & Physical Education Department, and our **Kingsborough** Athletic Director who puts it all together for them Gina Kranwinkel, are both here. She is the youngest athletic director in the **CUNY** Conference and she is Vice President for the **CUNY** Community Colleges in the **CUNY** Athletics Conference. We are enormously proud of our coaches and of course of our students who are amazing.

This is the giant trophy that will set out in the trophy case outside my office and they are just amazing students and amazing athletes. Many of them—I think there is one person who is a student athlete—four scholar athletes on the team, so we are really delighted about that.

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

1. Several **CUNY** faculty have received prestigious Fulbright Honors. They include: **City College of New York** Education Professors Catherine Franklin and Amita Gupta, who received 2009-2010 Fulbright scholar grants, and **Hunter College** Assistant Professor of Classical and Oriental Studies Alexander Ellison who received a Fulbright fellowship. Congratulations to all!

2. **Hunter College** Assistant Professor of English Michael Thomas recently won the world's richest literary prize, The International I.M.P.A.C. Dublin Literary Award which comes with a stipend of 100,000 Euros for his debut novel *Man Gone Down*. Congratulations!
 3. The Center for Crime Prevention and Control at **John Jay College of Criminal Justice** just launched the National Network for Safe Communities to reduce violent crime and overt drug markets and to build a new standard of practice for reducing crime across the nation. Professor David Kennedy, who will co-chair this network initiative with **John Jay President Jeremy Travis**, was recently profiled in *New Yorker* magazine. Congratulations!
 4. Sherry Cleary, Executive Director of the New York City Early Childhood Professional Development Institute at **CUNY** was appointed by Governor David Paterson as a member of the New York State Early Childhood Advisory Council. Congratulations!
 5. **Kingsborough Community College** Physical Sciences Professor Varatur Reddy was selected for an appointment at the highly competitive Brookhaven National Laboratory Faculty and Student Teams (FAST) program for the summer of 2009. Congratulations!
- C. STUDENT AND ALUMNI HONORS: Chairperson Schmidt** called on **Trustee Kathleen M. Pesile**, who announced the following:
1. **Hunter College** Alumna Holland Cotter was awarded the 2009 Pulitzer Prize for Criticism for his wide-ranging reviews of art worldwide. Congratulations!
 2. Several **CUNY** students have received prestigious Fulbright Honors. They include: recent **Hunter College** honor student Tonia Tiewul and **Queens College** Aaron Copeland School of Music graduate student Jonathan Singer who were awarded Fulbright grants; and, **City College** graduate students Ilan McKenna and Sara Roffino who received Fulbright teaching assistantships. Congratulations to all!
 3. **LaGuardia Community College** students Jonathan Chavez and Kaire Colwell were selected as 2009 Kaplan Educational Foundation Scholars for their outstanding academic records. Also, honor student Edgar Romero was recently elected as international president of the Phi Theta Kappa Honor Society. Congratulations to all!
 4. **City College** recent art graduate Kyle Meyer won the 2009 Mortimer Hays-Brandeis Traveling Fellowship. Congratulations!
 5. The **Queens College** student newspaper, *Knight News*, has won the American Press Association's First Place with Special Merit award for the second year in a row; **Queens College** graduate Daniel Pollack was one of two students in the country selected for a prestigious judicial internship at the Supreme Court. Congratulations to all!
- D. GRANTS: Chairperson 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 27, 2009 Board meeting.

BRONX COMMUNITY COLLEGE

1. \$105,543 **NEW YORK STATE EDUCATION DEPARTMENT** to Montenegro, L., Physics & Technology, for "Education Collaborative."

BROOKLYN COLLEGE

1. \$178,391 **NATIONAL INSTITUTES OF HEALTH** to Sanchez-Delgado, R., for "SCORE: Ru (II) Complexes for Chemotherapy of Malaria and Cancer."
2. \$175,095 **NATIONAL INSTITUTES OF HEALTH** to Greer, A., for "SCORE: Mechanism of Formation of Polysulfane Anticancer Agents."

3. \$153,141 **NATIONAL INSTITUTES OF HEALTH** to Davenport, L., for "SCORE: Conformational Stability and Dynamics of G-Quadruplexed DNA and Ligand Interactions."

CITY COLLEGE

1. \$382,500 **NATIONAL INSTITUTES OF HEALTH** to Wallman, J., for "Role of Vision in Etiology of Axial Myopia."
2. \$376,112 **NATIONAL INSTITUTES OF HEALTH** to Tarbell, J., for "Hemodynamic Forces Affect Endothelial Cell Phenotype in Arterial Disease."
3. \$363,400 **NATIONAL INSTITUTES OF HEALTH** to Bellosta, P., for "SCORE: Role of Myc in the Growth Regulation Pathways."
4. \$359,710 **NEW YORK CITY DEPARTMENT OF EDUCATION** to Posamentier, A., for "New York City Teaching Fellows Program Cohort XIV."
5. \$300,000 **NATIONAL SCIENCE FOUNDATION** to Morris, J., for "Suspension Dynamics with Inertia: Combined Discrete-Particle Simulation and Constitutive Modeling Investigations."
6. \$250,000 **TELCORDIA TECHNOLOGY** to Saadawi, T. and Lee, M., for "Telcordia Consortium: Collaborative Technology Alliance for Communications and Networking (CTAC&N)."
7. \$247,900 **NATIONAL INSTITUTES OF HEALTH** to Lazaridis, T., for "Modeling Membrane Binding and Permeabilization by Antimicrobial Peptides."
8. \$217,810 **NATIONAL AERONAUTICS AND SPACE ADMINISTRATION** to Rossow, W., for "Converting the ISCCP Cloud Product System into an Operational System to Continue a Cloud Climate Data Record."
9. \$199,592 **NATIONAL SCIENCE FOUNDATION** to Lazaridis, T., for "Effective Energy Functions for Proteins in Lipid Membranes."
10. \$180,000 **NATIONAL SCIENCE FOUNDATION** to Steinberg, R. and Raia, F., for "CLUSTER: Investigating a New Model Partnership for Teacher Preparation w/Grad. Ctr."
11. \$157,378 **NEW YORK CITY DEPARTMENT OF EDUCATION** to Posamentier, A., for "New York City Teaching Fellows Program XII."
12. \$146,067 **NATIONAL INSTITUTES OF HEALTH** to Hubbard, K., for "MBRS SCORE Program at CCNY."
13. \$140,000 **NATIONAL SCIENCE FOUNDATION** to Vorosmarty, C., for "Arctic-Champ Project Office: The Arctic Community-Wide Hydrological Analysis and Monitoring Program."
14. \$119,866 **NEW YORK STATE ENERGY RESEARCH AND DEVELOPMENT ADMINISTRATION** to Agrawal, A., for "Multi Hazard Inspection, Vulnerability Ratings and Maintenance, Repair and Rehabilitation Procedures for New York State Bridges."
15. \$112,026 **NATIONAL SCIENCE FOUNDATION** to Krinsky, J., for "The New Flexibility in Public Work: Evidence from the New York City Department of Parks and Recreation."
16. \$110,000 **NATIONAL SCIENCE FOUNDATION** to Meriles, C., for "CAREER: Long-range Dipolar Fields as a Tool for Nuclear Magnetic Resonance Microscopy."
17. \$101,637 **STX SHIPBUILDING CO, LTD** to Lee, J., for "Process Intensification by Integrating of Reaction and Separation."
18. \$100,000 **NEW YORK STATE EDUCATION DEPARTMENT** to Hernandez, R., for "Special Legislative Project – Dominican Studies."

HUNTER COLLEGE

1. \$608,095 **NEW YORK STATE OFFICE OF CHILDREN & FAMILY SERVICES** to Mallon, G., for "Post Adolescent Services Resource Network."
2. \$475,000 **NEW YORK STATE OFFICE OF CHILDREN & FAMILY SERVICES** to Burghardt, S. and Tolliver, W., Social Work, for "Research & Training Institute for Professional Development in Human Services (IPDHS)."
3. \$378,811 **PHS/NIH/NATIONAL INSTITUTE OF GENERAL MEDICAL SCIENCES** to Luine, V., Psychology, for "Research Initiative for Scientific Enhancement (RISE) Program: Minority Biomedical Research Program (MBRS)."
4. \$266,629 **PHS/NIH/NATIONAL INSTITUTE OF NEUROLOGICAL DISORDERS & STROKE** to Melendez-Vazquez, C., Biological Sciences, for "Actomyosin Motors & Mechanism of Myelin Formation."
5. \$238,911 **PHS/NIH/NATIONAL INSTITUTE ON DRUG ABUSE** to Parsons, J., Jenab, S., and Huslid, R., Psychology, for "Minority Institution Drug Abuse Research Program."
6. \$217,684 **PHS/NIH/NATIONAL INSTITUTE ON DRUG ABUSE** to Angulo, J., Biological Sciences, for "Methamphetamine and the Striatal NI-1 Receptors."
7. \$159,614 **NEW YORK STATE OFFICE OF CHILDREN & FAMILY SERVICES** to Mallon, G., Social Work, for "Post Graduate Certificate in Adoption Therapy."
8. \$150,290 **PRINCETON UNIVERSITY** to Chancer, L., Sociology, for "Fellowship in Sociology Department in Conjunction with Program in Women and Gender."
9. \$143,964 **NATIONAL SCIENCE FOUNDATION** to Maitra, N., Physics and Astronomy, for "Career: Time Development Density Functional Theory for Atoms, Molecules, and Quantum Dots."
10. \$137,372 **FORD FOUNDATION** to Melendez, E., Centro de Estudios Puertorriqueños, for "Fixing the Bridges to Economic Opportunity: Puerto Ricans in Low Wage Labor Markets & Workforce Development."
11. \$114,000 **PHS/NIH/NATIONAL INSTITUTE OF GENERAL MEDICAL SCIENCES** to Qui, W., Biological Sciences, for "Comparative Genomics of Major Clonal Groups of Lyme Disease Pathogen."
12. \$114,000 **PHS/NIH/NATIONAL INSTITUTE OF GENERAL MEDICAL SCIENCES** to Xu, Y., Chemistry, for "Biophysical Study of Collagen Von-Willebrand Factor Interaction during Thrombosis."
13. \$109,095 **NATIONAL SCIENCE FOUNDATION** to Braun, C., Psychology, for "RUI: Collaborative Research: The Origin & Diversification of Hearing in Malagasy-South Asian Cichlids."
14. \$104,206 **NEW YORK STATE DEPARTMENT OF HEALTH** to Ortiz, B., Biological Sciences, for "Activities Related to Stem Cell Research."

JOHN JAY COLLEGE

1. \$283,482 **OFFICE OF NAVAL RESEARCH** to Atran, S., Sociology Department, for "Cognitive Structure of Moral Decision Making Leading to Terrorism."
2. \$150,000 **NATIONAL SCIENCE FOUNDATION** to Puls, M. J., Mathematics Department, and Lents, N., Science Department, for "Talented, financially needy students in Computer Science, Mathematics, and Forensic Science."

LAGUARDIA COMMUNITY COLLEGE

1. \$500,000 **NEW YORK STATE BANKING DEPARTMENT** to Gurski, B., for "Financial Literacy Program."

2. \$460,000 **NEW YORK CITY DEPARTMENT OF SMALL BUSINESS SERVICES** to Watson, S., for "LAGCC Licensed Practical Nurse High Priced Individual Training Program."
3. \$225,000 **NEW YORK STATE OFFICE OF TEMPORARY DISABILITY ASSISTANCE** to Kurien, S., for "Educational Resources Program."
4. \$200,000 **NEW YORK CITY DEPARTMENT OF HOUSING PRESERVATION AND DEVELOPMENT** to Gazzola, J., for "Family Self-Sufficiency."
5. \$195,000 **UNITED STATES DEPARTMENT OF TRANSPORTATION** to Hernandez, E., for "Small Business Training."
6. \$130,867 **NEW YORK STATE DEPARTMENT OF LABOR** to Gzifa, A., for "Job For Youth."
7. \$125,912 **NEW YORK STATE DEPARTMENT OF LABOR** to Gumbs-Tyler, L. D., for "Displaced Homemaket Program."

LEHMAN COLLEGE

1. \$117,088 **NEW YORK CITY DEPARTMENT OF EDUCATION** to Eldridge, D., for "Teaching Fellows Program."
2. \$107,313 **NATIONAL SCIENCE FOUNDATION** to Fitting, M., for "Justification Logic and Applications."

QUEENS COLLEGE

1. \$232,500 **NATIONAL INSTITUTES OF HEALTH** to Holtzman, N. G., Biology Department, for "Defining Endocardial Requirement for Myocardial Morphogenesis."
2. \$232,500 **NATIONAL INSTITUTES OF HEALTH** to Li, A., Psychology Department, for "Characterizing Neural Mechanisms Underlying the Extraction of Orientation Flows in 3-D Shape Perception."
3. \$214,954 **NATIONAL INSTITUTES OF HEALTH** to Halperin, J., Psychology Department, for "Training Executive, Attention, and Motor Skills (TEAMS): Preliminary Studies."
4. \$130,000 **NATIONAL SCIENCE FOUNDATION** to Mirkin, M., Chemistry and Biochemistry Department, for "Charge Transfers at Soft Nanoscopic Interfaces."
5. \$120,000 **NATIONAL SCIENCE FOUNDATION** to Jang, S., Chemistry and Biochemistry Department, for "CAREER: Synergistic Theory Development and Computational Modeling of the Energy Flow Dynamics in Soft Optoelectronic Molecules."
6. \$104,195 **NATIONAL SCIENCE FOUNDATION** to Huenerfauth, M., Computer Science Department, for "CAREER: Learning to Generate American Sign Language Animation through Motion-Capture and Participation of Native ASL Signers."
7. \$104,048 **NATIONAL INSTITUTES OF HEALTH/UNIVERSITY OF MINNESOTA** to Beveridge, A., Sociology Department, for "IPUMS Redesign Renewal."

QUEENSBOROUGH COMMUNITY COLLEGE

1. \$333,020 **NEW YORK STATE EDUCATION DEPARTMENT** to Meyer, M., for "Career Pathways."

YORK COLLEGE

1. \$492,943 **NATIONAL SCIENCE FOUNDATION (NSF)** to Boutis, G., for "CAREER: Integrating Education and Research in NMR Structure-function Studies of Mechanically Strained Elastin."
2. \$490,210 **NATIONAL INSTITUTES OF HEALTH (NIH)** to MacNeil, M., for "The Shape and Circuitry of Neurons in the Retina."

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

This meeting marks the official close of yet another academic year at this institution and I would like to take just a brief moment to acknowledge the very good, hard, creative work that takes place every day on our campuses by the extraordinary presidents that are seated around the table, **Mr. Chairman**. We are blessed at this University by having great leaders, and it is a pleasure for me to work with the presidents and see how they shape and move their institutions in a way that ultimately benefits the students in very important ways at this University. I just want to thank all of them for their extraordinary work, and also the Vice Chancellors and senior members of this administration, and the tireless workers who work very closely with the presidents and with the Board to carry out the policies and regulatory requirements of the University. I thank you for your partnership, both the presidents and the members of the senior administration.

Thanks to the faculty across this University, some in the audience with us today, without whose guidance we would not have graduated 37,329 students this past academic year. That is a high water mark for the University. 10,500 associate degrees, 18,000 baccalaureate degrees, 130 law degrees—and that bar exam pass rate continues to go up; **Dean Michelle Anderson**, we could not be happier with your leadership—and 360 doctoral degrees. The University is alive with output in ways that we have not seen in a very long time, and it is just a privilege to be part of this with the University.

CUNY continues to receive huge numbers of freshmen and transfer students. For fall 2009 we thus far have received more students than were enrolled—applied and then enrolled—in all of 2008. Applications are continuing to come in each week in significantly higher numbers than comparable weeks in the last year. There is a reason that we are seeing this keen interest in the University. I think it is a mixture of two major components. One, an economy that is creating hardship and problems for young people and not such young people to take the skills that they have acquired and turn them into employment. Universities are always a drawing card for people who need to step back a moment and shore up their skills and better position themselves in a highly competitive economic climate.

Secondly, the progress of this University has been nothing less than extraordinary. The value of a **CUNY** degree is at a very high mark at this point, and again that is contributing to students, who have many options that they can exercise, choosing **CUNY** as the place to get their education and advance their careers. We do have to be careful, and I have discussed this with presidents and I think the Board needs to be aware of this as well. There is a duality that is pulling in opposite directions here, which requires a delicacy in balance, and that is why we have to ensure that the students that are accepted into our institutions can be given the kind of educational experience that we want them to achieve.

Given the real fiscal constraints that we have in this University, we have to make sure that the students that we do accept have that experience, at least to the degree that we can ensure it, and not be persuaded necessarily only by other variables that often fall into the equation that people make in inviting students to study. This is a University that has always been a welcoming place for students to study, but we have to ensure that we are doing the very best that we can in deploying resources so that those students can achieve the goals that they have for themselves, and that is the balance that we are challenged with today and probably will be challenged with in the next few years, because I really do not see this economy changing very rapidly, and we will still have many students that want to get access to the very fine work that goes on in the University.

Let me switch briefly to matters of money. On June 15th the Mayor and the City Council Speaker announced a budget agreement for FY2010. The full City Council gave final approval to this budget just last Friday. With respect to the community colleges, **Mr. Chairman** and members of the Board, and looking specifically at the operating side, we were in the hole by about \$36.3 million as we went to the final lap to satisfy our budget. I am pleased to report that out of that \$36.3 million we were able to recover \$21.4 million, still leaving us with a hole of \$15 million. That extraordinary push at the end of getting about \$21 million is very much the work of one individual that I would like to single out. I do not know if he is in the audience, but is John Kotowski here with us? He is at City Hall. Well, he is continuing to try to scrape some more dollars for us. John Kotowski has camped out at City Hall for the last few months and has really led the effort to recoup as many dollars as we have. I just want the record to read that we are

deeply grateful for his good work and that of the **CUNY** Legislative Action Council, our Presidents, our faculty, all of us who have worked so hard on this part of the operating budget to get additional dollars.

In addition to the \$21.4 million that we received, there was an \$8 million restricted set of dollars under the "Economic Downturn Assistance" program that we are analyzing now to see how they would be deployed. One thing that I am not too pleased with is an \$8 million allocation, sort of betting on the come line with respect to future collective bargaining needs. When you think about this, collective bargaining is typically picked up by the city government, but this is now really taken out of our budget to deploy for that particular eventuality and that is something that is going to need some additional discussion.

In addition to what I just mentioned, there is other good news in the city budget; \$2.75 million was added to the Peter F. Vallone City Council scholarships for a total of \$9.5 million for next fiscal year. I am pleased to report that the Black Male Empowerment Initiative received an additional \$2.5 million and a number of smaller items that will help this University move forward.

I am delighted to report that Mayor Bloomberg gave commencement addresses at two of our campuses this spring, first at **Baruch College** and then at **Kingsborough Community College**. When he was at **Kingsborough Community College** he announced publicly his support for the efforts that we have been making to develop a new community college at **The City University of New York**, and to get the Mayor's support of that initiative is no small feat and we are delighted with his endorsement.

I have also had discussions with Secretary of Education Arne Duncan along with Joel Klein on some initiatives that Chancellor Klein and I have been moving towards. One, of course, is the new community college effort. Most recently with former Governor Jeb Bush, who is talking to us about some ideas that I think may indeed be something that we want to consider.

I would like to thank **Vice Chancellors Gillian Small** and **Garrie Moore** for organizing panels of faculty and students to testify about the Decade of Science. I was not at that Council meeting, but I was told by a number of Councilmen that they were deeply impressed by the depth of the ideas and the faculty that testified. I would like to thank the two of you for doing that. We had a wonderful City Council committee meeting dealing with **CUNY's** veterans programs that **Vice Chancellor Garrie Moore** headed up for us.

On the state side we are pursuing a modest investment program this year as a result of the good work that collectively took place in securing investment dollars for the University on the senior college side. **Vice Chancellor Ernesto Malave** is in touch now with each of our Presidents to indicate guidelines on how that investment program will take shape. I have been talking with the top people in the budget office, meeting with Robert Megna, the new State Budget Director, and I am emboldened by the opportunities that will face us in the near future, but want again to bring out the view that I believe, as I think many of us around this table believe, that we are going to be facing some very choppy waters some time next year.

Part of the reason that we were able to have stability and some investment was in part because of the stimulus package that Congress enacted. When those dollars dissipate and flow with less regularity and robustness, the fact remains that this state still is facing enormous challenges, both at the state and the city level. We have already directed our budget people here, and we have been doing this for a while. This is not a new directive or a new set of discussions, but we are being very prudent and thoughtful in the way in which we are deploying our resources, and **Vice Chancellor Ernesto Malave** along with members of his staff are really taking this to heart as we take a long view with respect to the potential resources that this University has.

The **CUNY** Task Force on the establishment of a **CUNY** School of Pharmacy at **York College** is off and running. **Trustee Manfred Philipp** has agreed to chair that task force and we will be anxiously learning of their deliberations and recommendations over the next several months. I am pleased that the workforce education funding for **CUNY** was included in the recent announcement of our Mayor and Labor Secretary Solis, involving stimulus training dollars that will be about \$4.3 million.

On a very personal note, my chief of staff, Barbara Cura, and Barbara, if you are watching **CUNY-TV** tonight, I want to thank you for the very good work that you do, but most importantly to congratulate you and your husband, Mark, on the birth of Wesley Cura Friedman. He is 8 pounds, 13 ounces and 21 inches long.

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

NO. 1. CHANCELLOR'S UNIVERSITY REPORT: RESOLVED, That the Chancellor's University Report for June 22, 2009 (including Addendum and Errata Items) be approved:

NO. 2. APPROVAL OF MINUTES: RESOLVED, That the minutes of the regular Board meetings and Executive Session of April 27, 2009 be approved.

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

A. THE CITY UNIVERSITY OF NEW YORK – PROFICIENCY TEST SCORING, RE-SCORING AND THE REPORTING OF SCORES:

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 (OUC) to purchase Proficiency Test Scoring, Re-Scoring and Reporting of (CPE) Scores Services. The contract shall be awarded to the lowest responsive and responsible bidder after public advertisement and sealed bidding by the OUC pursuant to law and University regulations. Such purchase shall not exceed a total estimated cost of \$3,675,000 per fiscal year chargeable to the appropriate FAS Code(s). The contract term shall be five years with the option 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: Taking and passing the CPE is a requirement for the associate degree and for entry to the upper division of CUNY's baccalaureate programs. Approximately 37,000 students are tested annually during four test administrations.

B. THE CITY UNIVERSITY OF NEW YORK – PROFICIENCY TEST FORM DEVELOPMENT, PRODUCTION AND DISTRIBUTION:

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 (OUC) to purchase Proficiency Test Form Development, Production and (CPE) Distribution Services. The contract shall be awarded to the lowest responsive and responsible bidder after public advertisement and sealed bidding by the OUC pursuant to law and University regulations. Such purchase shall not exceed a total estimated cost of \$1,550,000 per fiscal year chargeable to the appropriate FAS Code(s). The contract term shall be five years with the option 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: Taking and passing the CPE is a requirement for the associate degree and for entry to the upper division of CUNY's baccalaureate programs. Approximately 37,000 students are tested annually during four test administrations.

C. THE CITY UNIVERSITY OF NEW YORK – LINCOLN CENTER ARTS EDUCATION PROGRAM:

RESOLVED, That the Board of Trustees of The City University of New York authorize the General Counsel to execute a contract with Lincoln Center Institute (LCI) for the provision of an arts education collaboration between The City University of New York (CUNY) and LCI, under a single source procurement between LCI and CUNY pursuant to law and University regulations. The term of the agreement shall be for three years with an option for two, one-year renewals at the pricing provided in said agreement and in the University's best interest. The agreement shall commence as of September 1, 2009, and the University's purchases shall not exceed \$140,000 per fiscal year, chargeable to the colleges' and Central Office appropriate FAS Codes during the applicable fiscal years. The

\$140,000 annual commitment represents \$80,000 in CUNY Central Office funding per year, and a contribution of funds from participating college campuses which typically ranges from \$80,000 to \$12,000 annually based on a percentage of the cost for LCI teacher-artists to visit CUNY campuses. The contract shall be subject to approval as to form by the University Office of the General Counsel.

EXPLANATION: The LCI-CUNY collaboration, which began in 1994, will continue to provide CUNY education students and CUNY faculty with a wide range of arts education and research opportunities designed to help CUNY students and CUNY faculty with the benefits of aesthetic education. Currently, Hunter College, Brooklyn College, City College, Lehman College and Queens College participate in the program.

D. THE CITY UNIVERSITY OF NEW YORK – BARUCH INTERNATIONAL EXECUTIVE PROGRAM:

RESOLVED, That The City University of New York adopt a revised schedule of tuition and fee charges for students enrolling in Baruch International Executive Programs effective Fall 2009; and be it further

RESOLVED, That students enrolled in these programs pay the prevailing in-state tuition for graduate students and a separate program fee of \$3,000; and be it further

RESOLVED, That the Board of Trustees of The City University of New York authorize the General Counsel and Senior Vice Chancellor of Legal Affairs to execute a contract on behalf of Baruch College to purchase services to operate the Executive Programs for a period of one year. The contract shall be awarded on the basis of best value to a responsive and responsible offer or after public advertisement and timely submission of sealed proposals pursuant to law and University regulations. The contract shall be subject to approval as to form by the University Office of the General Counsel.

EXPLANATION: Baruch College offers a sequence of graduate level courses leading to the following degrees: Executive Master of Science in Entrepreneurship, Executive Master of Science in Finance, Executive Master of Science in Marketing, Executive Master of Science in Human Resources and Global Leadership, Executive Master of Science in Industrial Organization, and Executive Master of Science in Management of Information Systems and Technology. These programs, which are an international extension of the successful one offered locally by Baruch, currently operate in Israel, Singapore, Paris, and Taipei. Classes in these programs are taught in English primarily by full-time and adjunct faculty from the Zicklin School of Business. The separate program fee will help meet the additional costs associated with the operation of international programs. Since these programs operate in foreign countries, it is necessary to secure local administrative support for their operations through contracted services.

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

Following the approval of the action items by the committee, Mr. Barry Kaufman, University Controller, gave a description of the KPMG 2009 audit plan, and **Vice Chancellor Malave** gave a report on New York City's 2010 Executive Budget.

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

A. LAGUARDIA COMMUNITY COLLEGE – AMENDMENTS TO THE GOVERNANCE PLAN:

RESOLVED, That the proposed amendments to the Governance Plan of LaGuardia Community College be adopted, effective July 1, 2009.

EXPLANATION: The proposed amendments to the Governance Plan (the "Plan") of LaGuardia Community College ("LaGuardia") are recommended by the College President and were adopted by the LaGuardia College Senate (the "Senate"). They represent the culmination of a three-year process of revising LaGuardia's original 1978 Plan.

In 2008, the Board adopted amendments to LaGuardia's Plan as an interim measure to allow the Senate to conduct its business effectively, in light of the New York State Court of Appeals ruling in Perez v. CUNY that governance

bodies such as the Senate are subject to the New York State Open Meetings Law and therefore must meet legally-mandated quorum and majority vote requirements in order to conduct business. Most significantly, those amendments decreased the number of student representatives, for whom attendance is often difficult, and allowed for the simultaneous election of Senators and Alternates.

Other than the changes already adopted in 2008 because of the Perez decision, LaGuardia's proposed amendments are intended to update the Plan to eliminate obsolete features such as the list of academic departments, to implement practices not reflected in the Plan, and to improve the method for amending the Plan at the College level. The proposals would also make the following specific changes:

- Recognize the "Consent Calendar" procedure for curricular items. This procedure has greatly improved the use of Senate time by encouraging Senators to take minor issues directly to the Chair of the Curriculum Committee and only bring unresolved or major issues to the Senate floor.
- Add a new Committee of Faculty that will formally confer degrees, make policy recommendations on matters that impact the welfare of the faculty, and create a Sub-Committee on Academic Freedom.
- Add a new Committee of Students that will recommend student candidates for the Standing Committees and make policy recommendations to the Senate on matters that impact the welfare of the students.
- Ensure Senate representation on College Task Forces and, thus, facilitate Senate action on recommendations emanating from Task Forces.
- Provide a larger role for Senate By-Laws as a means of keeping the Governance Plan up-to-date and defining efficient and effective Senate procedures.

The proposed amendments are consistent with the principles embodied in the 1978 Plan, particularly the ideals of participatory governance shared among the College's faculty, staff, students, alumni, and administration, so that the Plan continues to provide an arena for the voices of elected representatives of all constituencies to be heard.

B. DISTINGUISHED PROFESSORS: RESOLVED, That the following be designated Distinguished Professors in the departments, and the colleges, and for the period indicated, with compensation of \$27,761 per annum in addition to their regular academic salaries, subject to financial ability:

COLLEGES	NAMES	DEPARTMENT	EFFECTIVE
Lehman College	Laird Bergad	Latin American and Puerto Rican Studies	September 1, 2009
Queens College	Stephen Steinberg	Urban Studies	September 1, 2009
Graduate School and University Center	Graham Priest	Philosophy	September 1, 2009

Statement of President James Muyskens:

Chairman Schmidt, Chancellor Goldstein, and members of the Board, I would like to say just a few words about **Queens College's** newest distinguished professor. I think we would all agree that it would be a good life's work to produce one solid book of scholarship that becomes a classic in its field. By that calculation Stephen Steinberg has lived three lives as three of his books, *The Ethnic Myth*, *Turning Back: The Retreat from Racial Justice in American Thought* and *Policy and Race Relations: A Critique* are widely considered classics by scholars both here and in Europe.

Dr. Steinberg's greatest achievement is that rather than simply accepting the received wisdom in the field of race relations, often referred to as the Chicago School, he challenged it and found it deeply flawed. Besides the startling new light Dr. Steinberg has shared on the field of race relations, his work is so influential in that it crosses numerous boundaries adding adherence from political science, anthropologists, historians and philosophers. It is now my great pleasure to introduce our new Distinguished Professor of Urban Studies Stephen Steinberg.

Statement of Stephen Steinberg:

Thank you, **President Muyskens** for that generous introduction and thank you for this honor. It is a tendency to think of this award as reflecting a person's individual achievement as a scholar. It is that, of course, but I know that my achievements were nurtured by a University that provided the framework, the resources and above all the freedom to pursue my intellectual project.

As a sociologist who writes on race and ethnicity, I also reap the benefits of our immensely diverse student body. I learned vicariously from their stories, but even more than that I learned how to turn the lens and to reflect knowledge claims, whether my own or those advanced by others, through their eyes reflecting their experiences, interests and sensibilities.

I also benefited from teaching in an interdisciplinary urban studies department committed to the principle that the cultivation and application of knowledge can advance the cause of social justice. I accept this award with humility and with a renewed thank you.

C. ADDED ITEM THE CITY UNIVERSITY OF NEW YORK – APPROVAL OF THE 2007-2010 SUPPLEMENTAL AGREEMENT WITH THE PROFESSIONAL STAFF CONGRESS/CUNY COVERING THE EDUCATIONAL OPPORTUNITY CENTERS:

RESOLVED, That the supplemental collective bargaining agreement between The City University of New York and the Professional Staff Congress/CUNY covering the Educational Opportunity Centers for the period September 20, 2007, through October 19, 2010, is hereby approved; and be it further

RESOLVED, That the Chancellor is hereby authorized and directed to execute the supplemental collective bargaining agreement with the Professional Staff Congress/CUNY.

EXPLANATION: The prior supplemental collective bargaining agreement between The City University of New York and the Professional Staff Congress/CUNY covering the Educational Opportunity Centers expired on September 19, 2007. This resolution approves the successor 2007-2010 agreement.

D. ADDED ITEM THE CITY UNIVERSITY OF NEW YORK - APPROVAL OF THE 2008-2011 AGREEMENT WITH THE INTERNATIONAL ALLIANCE OF THEATRICAL STAGE EMPLOYEES UNION (IATSE), LOCAL ONE, COVERING EMPLOYEES AT THE SYLVIA AND DANNY KAYE PLAYHOUSE AT HUNTER COLLEGE, THE BROOKLYN CENTER FOR THE PERFORMING ARTS AT BROOKLYN COLLEGE, AND THE HOSTOS CENTER FOR THE ARTS AND CULTURE AT HOSTOS COMMUNITY COLLEGE:

RESOLVED, That the collective bargaining agreement between The City University of New York and The International Alliance of Theatrical Stage Employees Union ("IATSE"), Local One, for the period October 14, 2008, through November 13, 2011, is hereby approved; and be it further

RESOLVED, That the Chancellor is hereby authorized to execute the collective bargaining agreement covering employees at The Sylvia and Danny Kaye Playhouse at Hunter College, The Brooklyn Center for the Performing Arts at Brooklyn College, and The Hostos Center for the Arts and Culture at Hostos Community College.

EXPLANATION: This resolution approves the successor 2008-2011 collective bargaining agreement negotiated between CUNY and IATSE Local One, covering full-time and hourly employees in the CUNY theatre titles, namely, Theatre Technician, Theatre Technician Specialist, and Lead Theatre Technician. The CUNY/IATSE Local One Agreement parallels the terms of the economic agreement reached with CUNY's Blue and White Collar Units.

E. ADDED ITEM BROOKLYN COLLEGE - NAMING OF THE CHRISTOPH M. KIMMICH READING ROOM:

RESOLVED, That the Board of Trustees of The City University of New York approve the naming of the "Christoph M. Kimmich Reading Room" in the Brooklyn College Library at Brooklyn College.

EXPLANATION: Under the leadership and guidance of Dr. Kimmich during the ten years of his presidency, the academic, cultural and civic activities of Brooklyn College have flourished, and its campus has been rejuvenated and transformed by the renovation of the landmark LaGuardia Hall and the construction of a new West Quad Building. Therefore, in deepest appreciation of the extraordinary contributions that Christoph M. Kimmich has made to Brooklyn College and The City University of New York, the University deems it particularly appropriate that the beautiful and important space formerly known as the Lily Pond Reading Room, located in the Brooklyn College Library, be known henceforth as the "Christoph M. Kimmich Reading Room."

F. ADDED ITEM MEDGAR EVERS COLLEGE - NAMING OF THE EDISON O. JACKSON AUDITORIUM:

RESOLVED, That the Board of Trustees of The City University of New York approve the naming of the "Edison O. Jackson Auditorium" in the School of Science, Health & Technology Building at Medgar Evers College.

EXPLANATION: Under the leadership and guidance of Dr. Jackson during the twenty years of his presidency, extraordinary and transformational advancements were made to Medgar Evers College, including his successful efforts to obtain support for modern campus facilities. Therefore, in deepest appreciation, the University will designate a state-of-the-art auditorium located in the new School of Science, Health & Technology Building, scheduled to open in June 2010, to be known as the "Edison O. Jackson Auditorium."

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

A. KINGSBOROUGH COMMUNITY COLLEGE AND BROOKLYN COLLEGE - AS/BS AND AS/BA JOINT PROGRAMS IN BIOTECHNOLOGY AND BIOLOGY:

RESOLVED, That the joint programs in Biotechnology/Biology leading to the Associate in Science degree in Biotechnology at Kingsborough Community College and the programs in Biology leading to either the Bachelor of Arts or Bachelor of Science degree in Biology at Brooklyn College be approved, effective July 1, 2009, subject to financial ability.

EXPLANATION: The purpose of the proposed joint registration is to provide Kingsborough Community College students with an opportunity to assist in biotechnology research while studying and preparing for the first two years of a four-year college degree. The joint registration with Brooklyn College's two baccalaureate programs in biology will ensure Kingsborough graduates a seamless transition to baccalaureate level study. Brooklyn's biology graduates routinely go on to graduate and doctoral studies in various fields of specialization in biology or a variety of health sciences and other professions.

The proposed program is designed to enable students to have biotechnology research experience as early as possible in their studies. Within the first two years of study at Kingsborough, students will have an opportunity to prepare solutions and reagents, demonstrate aseptic techniques, prepare bacterial and bacteriophage cultures, and become familiar with the latest theoretical and practical tools used in biotechnology laboratories, including molecular and cellular techniques and instrumentation.

B. HUNTER COLLEGE - MS IN BIOMEDICAL LABORATORY MANAGEMENT:

RESOLVED, That the program in Biomedical Laboratory Management leading to the Master of Science degree to be offered at Hunter College be approved, effective July 1, 2009, subject to financial ability.

EXPLANATION: This program is designed as a career ladder step to provide working laboratory professionals with the knowledge and skills necessary to enter positions of leadership in the full range of biomedical laboratories. Graduates of the proposed program will be prepared to advance to a variety of positions, including laboratory managers, technical development planners, hospital administrators, research coordinators, and business administrators.

The program is proposed in collaboration between Hunter College and the School of Continuing and Professional Studies at New York University (NYU), which will also provide internship opportunities for students. These will include clinical, research, biotechnology and pharmaceutical settings that diagnose, investigate and seek to remediate human health. There are fewer than ten similar programs nationwide and only one in the New York Metropolitan area, in spite of expressed need by employers.

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

The final business details have not been completed and obviously my office will review the form of the contract after those negotiations.

C. HOSTOS COMMUNITY COLLEGE AND JOHN JAY COLLEGE OF CRIMINAL JUSTICE - AS/BS IN ACCOUNTING FOR FORENSICS/ECONOMICS:

RESOLVED, That the joint programs in Accounting for Forensics leading to the Associate in Science degree to be offered at Hostos Community College, and in Economics leading to the Bachelor of Science degree offered at John Jay College of Criminal Justice be approved, effective July 1, 2009, subject to financial ability.

EXPLANATION: The purpose of the proposed joint registration is to provide Hostos Community College students with the first two years of the four year program in Economics (Forensic Financial Analysis Track) offered at John Jay College, and to guarantee Hostos graduates seamless transfer into the upper division baccalaureate program at John Jay with no loss of credit.

According to the Bureau of Labor Statistics, the demand for individuals with an accounting background is expected to increase faster than the average for all jobs through 2016. With the increasing number of "white collar crimes," the demand for accountants with expertise in the detection and prevention of fraud and other financial crimes is increasing dramatically. The proposed program will allow graduates to pursue careers in auditing, accounting, and forensic accounting, as well as financial operations and management fields.

D. BOROUGH OF MANHATTAN COMMUNITY COLLEGE AND JOHN JAY COLLEGE OF CRIMINAL JUSTICE - AA/BA JOINT PROGRAMS IN CRIMINAL JUSTICE:

RESOLVED, That the joint programs in Criminal Justice leading to the Associate in Arts degree at Borough of Manhattan Community College, and in Criminal Justice leading to the Bachelor of Arts at John Jay College of Criminal Justice, be approved, effective July 1, 2009, subject to financial ability.

EXPLANATION: The purpose of the proposed joint registration is to provide Borough of Manhattan Community College (BMCC) students with the first two years of the four-year program in Criminal Justice offered at John Jay College, and to guarantee BMCC graduates seamless transfer into the upper division baccalaureate program at John Jay College with no loss of credit.

Currently, there is an ongoing nationwide demand for law enforcement officers. The U.S. Department of Labor, Occupational Handbook, states: "The opportunity for public service through law enforcement is attractive to many...Because...the number of qualified candidates exceeds the number of job openings...Applicants with college training in the social and behavioral sciences, police science, military police experience, or both should have the best opportunities." The New York City Police Department requires candidates to have successfully completed sixty college credits.

E. JOHN JAY COLLEGE OF CRIMINAL JUSTICE - BA IN GLOBAL HISTORY:

RESOLVED, That the program in Global History leading to the Bachelor of Arts to be offered at John Jay College of Criminal Justice be approved, effective July 1, 2009, subject to financial ability.

EXPLANATION: The proposed program is intended to enhance John Jay as a mission-oriented college that is also dedicated to the liberal arts and to graduating students with the necessary critical skills to address the challenges they will face in an increasingly interdependent and interconnected world.

More than thirty percent of John Jay's undergraduates state that they hope to attend law school. History ranks nationally among the most common undergraduate majors for law students. The American Bar Association also emphasizes the relevance of studying history in preparation for a career in the law. The proposed program will enrich existing curricular requirements in history to provide interested students with the knowledge and research skills to better understand the world, to think critically about past, present, and future problems facing their families and communities, and, if they wish, to pursue graduate study in history as well as other fields.

F. JOHN JAY COLLEGE OF CRIMINAL JUSTICE - MA IN INTERNATIONAL CRIME AND JUSTICE:

RESOLVED, That the program in International Criminal Justice leading to the Master of Arts degree to be offered at John Jay College of Criminal Justice be approved, effective July 1, 2009, subject to financial ability.

EXPLANATION: The proposed program is designed as a response to the need within the disciplines of criminal justice and criminology to recognize and address the importance of global affairs in the configuration of crime as well as on the institutions designed to prevent and control it. The Master of Arts in International Crime and Justice will strengthen John Jay College's commitment to the internationalization of criminal justice education.

In recent years there have been landmark achievements in the international arena: the creation of the International Criminal Court in 2002 and the entry into force of the United Nations Convention Against Transnational Organized Crime in 2003. Five distinct job markets for graduates in this area with a Masters degree are as follows: 1) international organizations, national governmental and non-governmental organizations in the area of criminal justice and crime prevention, 2) research and policy, 3) the private sector; 4) private legal practice, and 5) the civil service.

G. BROOKLYN COLLEGE - BA IN CHILDREN'S STUDIES:

RESOLVED, That the program in Children's Studies leading to the Bachelor of Arts degree at Brooklyn College, be approved, effective July 1, 2009, subject to financial ability.

EXPLANATION: Children's Studies is a rapidly growing field in the US as well as internationally. This unique interdisciplinary program brings together expertise about children and youth as seen from the perspective of different academic disciplines, such as psychology, sociology and the humanities. It will allow students to develop the ability to work with children, learn about children and promote the rights and participation of children through inclusive practices and advocacy. Students will be well equipped for post-graduate studies in fields such as education, social work, or public policy.

H. NEW YORK CITY COLLEGE OF TECHNOLOGY - BT IN EMERGING MEDIA TECHNOLOGIES:

RESOLVED, That the program in Emerging Media Technologies leading to the Bachelor of Technology degree to be offered at New York City College of Technology be approved, effective July 1, 2009, subject to financial ability.

EXPLANATION: Emerging Media Technologies refer to technologies in an experimental stage prior to industrial adaptation. Emerging Media concerns the process of specifying message protocols, device interoperability, and the transmission and display of information. In this new discipline students must be exposed to cutting edge technology

and learn to develop new skills such as rapid prototyping, integration, teamwork, software knowledge, and the skills for evaluating the long-term viability of media technologies in multiple application domains.

The New York City Metropolitan area is populated with design firms and entertainment industries equipped with up-to-date media technology. This urban environment comprises unique economic opportunities dependent upon a knowledgeable, media-fluent workforce. Demands for these new talents require that students be prepared in specific disciplines and at the same time they have to be well-informed of interdisciplinary production models incorporating engineering, computing, and design creativity.

I. LAGUARDIA COMMUNITY COLLEGE - AA IN SPANISH TRANSLATION:

RESOLVED, That the program in Spanish Translation leading to the Associate in Arts degree to be offered at LaGuardia Community College be approved, effective July 1, 2009, subject to financial ability.

EXPLANATION: The purpose of the proposed program is to provide students with a strong foundation in both the English and Spanish languages, as well as in Latin American and Peninsular culture and literature in order that they may transfer to Hunter College with no loss of credit to pursue a Bachelor of Arts in Spanish (Spanish-English/English-Spanish Translation and Interpretation Track). An articulation agreement has been established with Hunter College to guarantee the transfer of all credits in the proposed program.

Spanish is spoken by at least forty-two million persons in the United States. In New York City, Spanish-speaking people exceed one third of the total population. There is significant demand for professionally educated Spanish translators at the government, legal, medical and social service levels. In addition, the study of the origins and development of Hispanic culture has grown dramatically, providing opportunities for academic research in the fields of history, archeology, anthropology, literature, sociology, and linguistics. Study in these academic fields requires a foundation in the language and culture of Spain and Latin America as well as professional translation skills.

J. LAGUARDIA COMMUNITY COLLEGE - AA IN PHILOSOPHY:

RESOLVED, That the program in Philosophy leading to the Associate in Arts degree to be offered at LaGuardia Community College be approved, effective July 1, 2009, subject to financial ability.

EXPLANATION: The purpose of the proposed program is to provide students with the first two years of study in philosophy so they may transfer to a senior college to pursue a four-year degree in philosophy or another liberal arts or social science field. An articulation agreement has been established with Brooklyn College BA in Philosophy program to guarantee the transfer of all credits in the proposed program.

The study of Philosophy at LaGuardia is distinctive in its vitality. The College offers one hundred and fifteen course sections annually with over three thousand enrollments. The proposed program is designed to further meet the growing student interest. Philosophy has been called "the ultimate transferable work skill" because it teaches how to think critically, reason effectively, communicate clearly, solve problems intelligently, and construct thoughtful well-grounded beliefs. Thus, the proposed program will provide students with a solid foundation for a wide variety of academic fields and professional careers.

K. LAGUARDIA COMMUNITY COLLEGE - AA IN COMMUNICATIONS:

RESOLVED, That the program in Communications Studies leading to the Associate in Arts degree to be offered at LaGuardia Community College be approved, effective July 1, 2009, subject to financial ability.

EXPLANATION: The purpose of the proposed program is to provide students with the first two years of study in Communications so they may transfer to a senior college and pursue a four-year degree in related areas such as Communications, Journalism, Television and Radio. An articulation agreement has been established with Brooklyn College to guarantee the transfer of all credits to Brooklyn's BA Program in Speech.

According to the U.S. Department of Labor, communication skills have been placed by employers as the top quality for prospective employees. The proposed program is designed to provide graduates with outstanding skills and competencies in oral communication, reading, writing, critical thinking, intercultural sensitivity, computer technology, and information literacy. Thus it provides an excellent preparation for baccalaureate study.

L.1. YORK COLLEGE - ESTABLISHMENT OF THREE NEW SCHOOLS: THE SCHOOL OF BUSINESS AND INFORMATION SYSTEMS, THE SCHOOL OF HEALTH AND BEHAVIORAL SCIENCES, AND THE SCHOOL OF ARTS AND SCIENCES:

RESOLVED, That three new schools, the School of Business and Information Systems, the School of Health and Behavioral Sciences, and the School of Arts and Sciences be established at York College, effective July 1, 2009.

EXPLANATION: Pursuant to academic and institutional planning, and following consultation with faculty, students, and the administration leadership, York College proposes to dissolve its current informal organizational structure of Divisions of Professional Programs, Mathematics and Sciences, and Humanities and Behavioral Sciences and to establish three new schools: the School of Business and Information Systems, the School of Health and Behavioral Sciences, and the School of Arts and Sciences.

The Department of Accounting and Finance and the Department of Business Economics will be located within the School of Business and Information Systems.

The Department of Behavioral Sciences, the Department of Health and Physical Education, the Department of Health Professions, the Department of Occupational Therapy, the Department of Social Sciences, and the Department of Teacher Education will be located within the School of Health and Behavioral Sciences.

The Department of Biology, the Department of Chemistry, the Department of Earth and Physical Sciences, the Department of English, the Department of Foreign Languages, Humanities, and ESL, the Department of History and Philosophy, the Department of Mathematics and Computer Science, and the Department of Performing and Fine Arts will be located within the School of Arts and Sciences.

This reorganization does not alter the core functions of College faculty—teaching, research/scholarship, and service—or the ways departments organize to facilitate the execution of those functions. Moreover, the fundamentals of faculty governance and administrative management will remain unchanged.

L.2. YORK COLLEGE - ESTABLISHMENT OF A DEPARTMENT OF BUSINESS AND ECONOMICS:

RESOLVED, That a Department of Business and Economics be established at York College, effective July 1, 2009.

EXPLANATION: Pursuant to academic and institutional planning, and following consultation with faculty involved, York College proposes to establish a Department of Business and Economics. The Business and Economics faculty will be transferred from the Department of Accounting and Business to the new Department of Business and Economics. As York College moves determinedly to strengthen a number of key academic areas, among them business and information systems, this proposed reorganization is intended to leverage faculty strengths by reorganizing them into appropriate academic departments to provide the necessary structure that will promote faculty collaboration and enhance instruction. The proposed changes will not disrupt nor impede student progress. The new department will provide the necessary organizational structure that will better support the College's Bachelor of Arts degree in Economics and Bachelor of Science degrees in Business Administration, Aviation Management, and Marketing. Further, it is anticipated that the proposed changes will improve curricular development to increase educational opportunities for students as well as 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 (7) will be transferred from the Department of Accounting and Business to the new Department of Business and Economics.

Another separate resolution has been submitted to the Board of Trustees via the Chancellor's University Report regarding the renaming of the Department of Accounting and Business to the Department of Accounting and Finance. 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.

M. THE CITY UNIVERSITY OF NEW YORK - UNIVERSITY VERIFICATION OF STUDENT ENROLLMENT AND WITHDRAWAL POLICY:

RESOLVED, It shall be University policy that, beginning in Fall 2009, uniform policies and procedures for verification of student enrollment be implemented to comply with Federal Title IV regulations; and be it further

RESOLVED, That the Chancellor, after appropriate consultation within the University, shall promulgate uniform guidelines and procedures regarding verification of student enrollment and withdrawal to be implemented University-wide in order to achieve compliance with Federal Title IV regulations; and be it further

RESOLVED, That should Federal Title IV regulations change in the future, the Chancellor, again after appropriate consultation within the University, shall promulgate revised University-wide uniform guidelines and procedures to achieve compliance with changes in Federal Title VI regulations.

EXPLANATION: In order for students to qualify for federal financial aid, Federal Title IV regulations require the University to verify that students begin attendance in all courses for which they register and receive financial aid. Although CUNY is a non-attendance record keeping university, the University must, nevertheless, document that a student has begun attendance for each course for which they have enrolled. Under Title IV regulations if the University is unable to document a student has begun attendance for a given course, it is not eligible to disburse federal aid based on the student's enrollment in that course.

Student enrollment verification and the University's withdrawal policies are not currently implemented uniformly throughout the University, which is a cause for confusion and often results in the University having discrepancies in the documentation and dates used to return federal student financial aid. These discrepancies have been the focus of recent repeated Title IV audit findings which have imposed penalties and fines to the colleges putting the University at risk of losing the eligibility to participate in federal student financial aid programs.

N. BOROUGH OF MANHATTAN COMMUNITY COLLEGE - ESTABLISHMENT OF A DEPARTMENT OF MEDIA ARTS AND TECHNOLOGY:

RESOLVED, That a Department of Media Arts and Technology be established at Borough of Manhattan Community College (BMCC), effective September 1, 2009.

EXPLANATION: Pursuant to academic and institutional planning, and following consultation with the faculty involved and with the approval of the college's Academic Senate on March 25, 2009, BMCC proposes to establish a Department of Media Arts and Technology. The purpose of the new department is to provide the necessary organizational structure that will better support the college's Associate in Applied Science degrees in Multimedia and Video Arts Technology. The new department is intended to promote faculty collaboration that will enhance instructional and curricular development as well as provide for improved faculty scholarship, research, and development.

Currently, courses in the two associate degree programs mentioned above are offered through three separate departments (Music and Art; Speech, Communications and Theatre Arts; and Computer Information Systems.) Even though the faculties work together in developing and teaching the courses in each program, there is some duplication of services. As a result of independent academic reviews of the programs, the outside site evaluators independently recommended that the programs be merged into the proposed new department. The affected faculty and departments and governing body have been consulted and are fully in support of this action. These faculty will be

transferred to the new department. The creation of the new department will greatly enhance course offerings and provide majors with appropriate advisement and guidance to achieve their academic goals.

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 (6) will be transferred from the Department of Music and Arts, the Department of Speech, Communications and Theatre Arts, and the Department of Computer Information Systems to the new Department of Media Arts and Technology, effective September 1, 2009.

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

Executive Vice Chancellor and University Provost Alexandra Logue presented an oral report on the latest student enrollment data and the measures being implemented system-wide given the projected sharp increases in enrollment levels for fall 2009. **CUNY** is taking strong steps for fall 2009 to support its mission of providing access to a high-quality education. **General Counsel and Senior Vice Chancellor Frederick Schaffer** circulated a memo summarizing the colleges' experiences with the student complaint procedure, which was first implemented in 2007. He provided a brief commentary on the document and explained that detailed discussions of the document and possible minor amendments of the procedure are expected to take place in the fall 2009 semester.

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

A. BRONX COMMUNITY COLLEGE – CENTER FOR SUSTAINABLE ENERGY/ SUSTAINABLE BUSINESS & TECHNOLOGY INCUBATOR:

RESOLVED, That the Board of Trustees of The City University of New York authorize the City University Construction Fund (CUCF) to expend funds on several contracts on behalf of Bronx Community College and related to the demolition of an existing structure and the design and construction of a modular building for the Center for Sustainable Energy/Sustainable Business and Technology Incubator. The contracts shall be awarded to one or more proposers selected by CUCF through the request-for-proposal-process and, with respect to the demolition contracts, to the lowest responsive and responsible bidder after public advertisement and sealed bidding, all pursuant to law and CUCF Procurement Guidelines. One-half of the contract cost shall be chargeable each to the State Capital Construction Fund and the City Capital Budget, Project No. CA207-006, in a total amount not to exceed \$15,000,000.00. The contract shall be subject to approval as to form by the University Office of the General Counsel.

EXPLANATION: As part of Phase 1 of the project, Bronx Community College will demolish Patterson Hall, which has been unused since the building was turned over to the College from the US Army in 2002. Phase 2 of the project will construct a new home for the Center for Sustainable Energy and for the new CUNY Sustainable Business & Technology Incubator.

B. NEW YORK CITY COLLEGE OF TECHNOLOGY – WELCOME CENTER:

RESOLVED, That the Board of Trustees of The City University of New York authorize the City University Construction Fund to expend funds on a contract on behalf of New York City College of Technology to construct a Welcome Center in the Namm Commerce Center. The contract shall be awarded to the lowest responsive and responsible bidder after public advertisement and sealed bidding, all pursuant to law and CUCF Procurement Guidelines. The contract cost shall be chargeable to the City Capital Budget, Project No. NY006-009, in a total amount not to exceed \$759,723.00. The contract shall be subject to approval as to form by the University Office of the General Counsel.

EXPLANATION: New York City College of Technology will construct a Welcome Center in the Namm Commerce Center.

Prendergast Laurel Architects, an architectural consulting firm, was previously hired by the College for design and construction supervision services for this project.

C. THE CITY UNIVERSITY OF NEW YORK – SIMULATION CENTER DEVELOPMENT AND OPERATING AGREEMENTS:

RESOLVED, That the Board of Trustees of The City University of New York ("CUNY") authorize the General Counsel of CUNY to execute agreements with New York University School of Medicine or its affiliates ("NYU") in connection with the partnership between CUNY and NYU for a state-of-the-art medical simulation center ("Sim Center"), including a development agreement for the construction, fit-out, equipping, and furnishing of the Sim Center, an operating agreement for ongoing governance of the Sim Center, and such other agreements or documents related thereto, as needed. These agreements shall be subject to approval by the University Office of the General Counsel; and be it further

RESOLVED, That the Board of Trustees of The City University of New York request the City University Construction Fund to authorize and execute any documents related to the Project, if necessary or desired by CUNY.

EXPLANATION: On April 27, 2009, the Board adopted a resolution authorizing CUNY to execute a lease with the New York City Health and Hospitals Corporation for the purposes of housing the Sim Center (Cal. No. 6J). The Sim Center will have a significant focus on first responder and emergency management training and will be located in approximately 25,000 square feet of space in Bellevue Hospital, a unit of the Health and Hospitals Corporation. As part of the partnership, NYU will provide turnkey development services and the costs of ongoing facility operations, and CUNY will make a capital contribution of \$21.4 million from both New York State and New York City sources. The total construction budget for the project will be \$21.4 million. CUNY will lease the space and will, in turn, sublease the entire space to NYU (at the same rental rate paid by CUNY, thereby resulting in no economic impact to CUNY) for purposes of constructing and operating the facility. The development agreement and operating agreement will formalize the respective roles and responsibilities of NYU and CUNY with respect to the development, construction, fit-out, equipping, furnishing, and operating of the Bellevue space containing the Sim Center.

The operations of the Sim Center will be governed by a steering committee composed of representatives of both CUNY and NYU, and will be a national leader in simulation training. CUNY's and NYU's combined academic excellence in biomedical research, medical and nursing education, and expertise in simulation training, trauma management, first-response, and emergency medicine will bring a world-class clinical center into the heart of New York City. Mock emergency rooms, operating rooms, physicians' offices, and hospital wards will feature the latest high-fidelity human simulators and professionally trained standardized patients. The Sim Center's users will be immersed in challenging, real-world scenarios from multiple patient triage and incident command, to home-bound patient nursing care, to clinical and surgical emergencies and computer-based cognitive training.

Construction of the Sim Center is expected to commence in Winter 2009 and operations are expected to begin in Fall 2010.

D. THE CITY UNIVERSITY OF NEW YORK – FACULTY RESIDENCE AUTHORIZATION:

RESOLVED, That the Board of Trustees of The City University of New York request the City University Construction Fund ("CUCF") to enter into a ground lease with 118th Street Residences, LLC, for the leasing of a parcel of property in East Harlem for the construction of a faculty residence facility containing 58 apartments which will be located in East Harlem (the "Project"); and be it further

RESOLVED, That the Board of Trustees of The City University of New York authorize the General Counsel and Senior Vice Chancellor for Legal Affairs to negotiate, approve as to form, and execute agreements (including a ground lease, a development agreement, and a management agreement) among 118th Street Residences, LLC, The Brodsky Organization, and any other necessary parties, and the City University Construction Fund and The City University of New York, related to the leasing, construction and management of the Project; and be it further

RESOLVED, That the Board of Trustees of The City University of New York agree to provide the funds necessary to guarantee the rents to be charged for apartments in the Project.

EXPLANATION: The Chancellor has determined that providing faculty housing will promote and enhance the educational mission of the colleges and the University. The proposed facility will be located on East 118th Street between Lexington and Third Avenues, immediately adjacent to a new campus for CUNY's Hunter College School of Social Work, and will offer transitional housing units primarily for new faculty members and other employees of CUNY. CUNY plans to use the facility as a recruitment tool to attract new faculty. After an initial occupancy period of one or two years, residents will move out and the apartments will be made available to other faculty.

118th Street Residences, LLC, a subsidiary of CUNY Residence Development Corporation, is a single-purpose entity created for the sole purpose of developing, owning, leasing, and operating the Project. (The CUNY Residence Development Corporation was formed to support and advance the education, research, and public service mission of CUNY by assisting CUNY students and faculty in the fulfillment of their study, work, and living needs and goals through the creation of dormitory housing for students and their families, as well as comparable housing arrangements for faculty.)

The deal structure is as follows: The CUCF, as owner of the property, will lease the proposed site to 118th Street Residences, LLC, which, in turn – with CUNY's participation and/or approval – will enter into separate development and management agreements with The Brodsky Organization and its related entities. 118th Street Residences, LLC, as Project owner/borrower, will enter into a loan agreement with a lender which will issue long-term tax-exempt bonds to finance the project. A market study prepared by the firm Brailsford & Dunlavey suggests that in order for rental rates to be competitive with the private-sector rental market, an operating subsidy may be necessary. The amount of the subsidy will be the difference between the rent collected and the amount needed to fund the debt service on the bonds and the cost of operating the Project.

It is currently estimated that the Project will provide 58 studio and one-bedroom apartments in a six-story building of about 61,000 square feet, a 29-space parking garage, and common spaces such as laundry and mail rooms, a fitness center and recreation space. The total project cost is estimated at approximately \$25 million. It is anticipated that construction will be completed for a Fall 2011 opening.

E. THE CITY UNIVERSITY OF NEW YORK – LEASE AGREEMENT AT 395 HUDSON STREET, NEW YORK:

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 twenty year lease agreement for approximately 138,000 rentable square feet of space at 395 Hudson Street, New York, New York, on behalf of the Central Office. The lease shall be subject to approval as to form by the University Office of the General Counsel.

EXPLANATION: The University's central computer center and support staff has been located at 555 West 57th Street since 1973. However, to better meet the changing technological and power requirements of the computer center, as well as provide the additional space needed to accommodate the CUNYFirst project, the University has determined that a relocation of the computer center and its associated functions will be necessary. After a long site search, the facility at 395 Hudson Street in Manhattan was selected as the most favorable site. This facility has approximately 138,000 rentable square feet of space available for long-term lease. The site is very accessible to public transportation systems. The space includes a modern data center raised floor area, as well as built-out office and support space. The facility also provides the computer center with a back-up generator – which is not available at the current 57th Street location. The availability of both an existing data center infrastructure, as well as built-out offices, will save the University significant sums of money on renovation costs.

The main leasing terms are as follows:

Term: Approximately twenty years to start upon completion of certain landlord work.
 Area: Approximately 138,000 rentable square feet of space located on the 5th and 6th Floors.

Annual Base Rent: First Five Year Period: \$5,382,000 (\$39.00/SF)
 Second Five Year Period: \$6,348,000 (\$46.00/SF)
 Third Five Year Period: \$7,038,000 (\$51.00/SF)
 Fourth Five Year Period: \$7,728,000 (\$56.00/SF)

The landlord, at landlord cost, will perform certain work on the leased floors pursuant to University specifications. The landlord will also provide base cleaning and maintenance service for building systems. The University will reimburse the landlord for its share of increases in direct operating costs, and in real estate taxes, over a base year, The University will also pay for its electrical usage. The lease will provide the University with renewal and expansion options as well as a free rent period.

F. LAGUARDIA COMMUNITY COLLEGE - AMENDMENT TO LEASE AGREEMENT AT 30-20 THOMSON AVENUE, LONG ISLAND CITY, NEW YORK:

RESOLVED, That the Board of Trustees of The City University of New York authorize the Senior Vice Chancellor for Legal Affairs to execute an amendment to a prior resolution (Cal. No. 5D, September 22, 2008) in order to add approximately 23,000 rentable square feet of space at 30-20 Thomson Avenue, Long Island City, New York, on behalf of LaGuardia Community College. The lease amendment shall be subject to approval as to form by the University Office of the General Counsel.

EXPLANATION: LaGuardia Community College has a lease at 30-20 Thomson Avenue for a total of 181,495 square feet of space for classroom and office use located on all, or parts, of the 1st, 2nd and 3rd Floors. The lease began in February 2009 and has a term of eleven years. The college is presently occupying about 60,000/SF of space on the 3rd Floor and will phase into the other spaces on the 1st and 2nd floors pursuant to a schedule detailed in the lease agreement.

The landlord has additional space available on part of the 1st Floor. This lease amendment will allow the college to add up to 23,000/SF of additional space on the 1st floor to its lease agreement. The additional space will be used for general classrooms and other college-related programs and functions.

The principal leasing terms of the amendment will follow the master lease:

Term: Approximately eleven years to start upon completion of landlord work of the additional space.

Estimated Base Rent:

The total annual base rental for the entire existing premises is \$4,900,365 (\$27.00/SF for 181,495/square feet of space).

The base annual rent for the additional space will be at a cost not to exceed \$621,000 (\$27.00/SF for 23,000 square feet of space).

The landlord, at landlord cost, will perform certain work on the leased floors pursuant to University specifications. The landlord will maintain building systems. The University will reimburse the landlord for its share of increases in real estate taxes, over a base year, the University will also pay for its electrical usage and cleaning. The lease also provides for renewal terms at the University's option.

G. THE CITY UNIVERSITY OF NEW YORK – LEASE EXTENSION AT 620 ISHAM STREET (aka 108 COOPER STREET), NEW YORK, NY:

RESOLVED, That the Board of Trustees of The City University of New York authorize the Senior Vice Chancellor for Legal Affairs to execute a lease extension of not more than 18 months, on behalf of the University, for approximately

9,184 net square feet of space comprising 16 classrooms and ancillary space at 620 Isham Street (aka 108 Cooper Street), New York, New York. The lease shall be subject to approval as to form by the University Office of the General Counsel.

EXPLANATION: The University is currently on a month-to-month lease agreement for the space at 620 Isham Street (aka 108 Cooper Street) in the Washington Heights section of Manhattan. The former lease expired in January 2009. At this conveniently located site, known as "CUNY in the Heights", the University offers general educational programs to the residents of Upper Manhattan. The programs at this location are under the joint administration of Hostos Community College and Borough of Manhattan Community College. The lease extension will extend the University's occupancy through June 30, 2010. The current annual rent is \$252,150.00 (\$27.46/SF). The rent for the extension term will be at a cost not to exceed \$275,520.00 (\$30/SF). Landlord will maintain the premises and provide heat and electricity.

H. THE CITY UNIVERSITY OF NEW YORK – STUDENT HOUSING FACILITY AT 45-56 PEARSON STREET, LONG ISLAND CITY, NEW YORK:

RESOLVED, That the Board of Trustees of The City University of New York ("CUNY") authorize the Senior Vice Chancellor for Legal Affairs of CUNY to negotiate and execute agreements with J Group Holdings, LLC, and/or its affiliates, including: a Conveyance Agreement for the transfer of the property located at 45-56 Pearson Street in Long Island City to a CUNY-related entity; a Ground Lease; an Affiliation Agreement regarding the ongoing cooperation of CUNY and participating colleges; and such other agreements or documents as needed relating to the design, construction, equipping, furnishing, and management of a student housing facility containing approximately 600 beds at the location indicated. These agreements shall be subject to approval by the University Office of the General Counsel.

EXPLANATION: In January 2008, CUNY completed a market demand study for student housing at four Manhattan Colleges (Baruch College, John Jay College, Hunter College, and the Graduate Center). An RFP was issued on June 23, 2008, for a student housing proposal which would accommodate 400-600 beds in a location convenient to all four schools. Given to the location of the selected site, the demand study was expanded to include LaGuardia Community College, which will also participate in the project.

J Group Holdings, LLC, the selected developer, will provide all expertise, labor, and resources to secure financing, design, construct, and manage the project, which will contain approximately 600 beds and related amenities. The land will be donated to a CUNY-related entity via the Conveyance Agreement for a nominal fee. The CUNY-related entity will then lease the property to the developer for the purposes of constructing and operating the housing facility. The Affiliation Agreement will obligate CUNY to ongoing marketing efforts of the facility to target schools. The Affiliation Agreement will also contain a non-compete clause which will restrict CUNY from operating or supporting a competing facility until stabilization of the project, and other commitments which foster the general support of the project. The project will be supported by revenues generated and will involve no expenditure of funds by CUNY.

Projected occupancy will be no later than July 31, 2011.

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

A. THE CITY UNIVERSITY OF NEW YORK – POLICY ON DRUGS AND ALCOHOL:

RESOLVED, That The City University of New York Policy on Drugs and Alcohol be adopted effective July 1, 2009.

**THE CITY UNIVERSITY OF NEW YORK
POLICY ON DRUGS AND ALCOHOL**

The City University of New York ("CUNY") is an institution committed to promoting the physical, intellectual, and social development of all individuals. As such, CUNY seeks to prevent the abuse of drugs and alcohol, which

can adversely impact performance and threaten the health and safety of students, employees, their families, and the general public. CUNY complies with all federal, state, and local laws concerning the unlawful possession, use, and distribution of drugs and alcohol.

Federal law requires that CUNY adopt and implement a program to prevent the use of illicit drugs and abuse of alcohol by students and employees. As part of its program, CUNY has adopted this policy, which sets forth (1) the standards of conduct that students and employees are expected to follow; (2) CUNY sanctions for the violation of this policy; and (3) responsibilities of the CUNY colleges/units in enforcing this policy. CUNY's policy also (1) sets forth the procedures for disseminating the policy, as well as information about the health risks of illegal drug and alcohol use, criminal sanctions for such use, and available counseling, treatment, or rehabilitation programs, to students and employees; and (2) requires each college to conduct a biennial review of drug and alcohol use and prevention on its campus.

This policy applies to all CUNY students, employees and visitors when they are on CUNY property, including CUNY residence halls, as well as when they are engaged in any CUNY-sponsored activities off campus.

CUNY STANDARDS OF CONDUCT

The unlawful manufacture, distribution, dispensation, possession, or use of drugs or alcohol by anyone, on CUNY property (including CUNY residence halls), in CUNY buses or vans, or at CUNY-sponsored activities, is prohibited. In addition, CUNY employees are prohibited from illegally providing drugs or alcohol to CUNY students. Finally, no student may possess or consume alcoholic beverages in any CUNY residence hall, regardless of whether the student is of lawful age. For purposes of this policy, a CUNY residence hall means a residence hall owned and/or operated by CUNY, or operated by a private management company on CUNY's behalf.

In order to make informed choices about the use of drugs and alcohol, CUNY students and employees are expected to familiarize themselves with the information provided by CUNY about the physiological, psychological, and social consequences of substance abuse.

CUNY SANCTIONS

Employees and students who violate this policy are subject to sanctions under University policies, procedures and collective bargaining agreements, as described below. Employees and students should be aware that, in addition to these CUNY sanctions, the University will contact appropriate law enforcement agencies if they believe that a violation of the policy should also be treated as a criminal matter.

STUDENTS

Students are expected to comply with the CUNY and college policies with respect to drugs and alcohol. Any student found in violation may be subject to disciplinary action under Article 15 of the Bylaws of the Board of Trustees, which may result in sanctions up to and including expulsion from the University.

In addition, any student who resides in a CUNY residence hall and who is found to have violated any CUNY or college policy with respect to drugs and alcohol may be subject to sanctions under the CUNY Residence Hall Disciplinary Procedures, up to and including expulsion from the residence hall.

In lieu of formal disciplinary action, CUNY may, in appropriate cases, seek to resolve the matter through an agreement pursuant to which the student must see a counselor or successfully participate in a drug and alcohol treatment program.

In accordance with the Federal Educational Rights and Privacy Act ("FERPA"), CUNY may also choose—when appropriate—to contact parents or legal guardians of students who have violated the CUNY policy on drugs and alcohol.

EMPLOYEES

Any employee found to have violated this CUNY policy may be subject to disciplinary action, in accordance with the procedures set forth in applicable CUNY policies, rules, regulations, and collective bargaining agreements. Sanctions may include a reprimand, suspension without pay, or termination of employment. In lieu of formal disciplinary action, CUNY may, in appropriate cases, seek to resolve the matter through an agreement pursuant to which the employee must successfully participate in a drug or alcohol treatment program.

RESPONSIBILITIES OF CUNY COLLEGES/UNITS

Each college or unit of the University should make its best efforts to educate employees and students about this policy and the risks associated with the unlawful possession, use, or distribution of illegal drugs and alcohol. The President of each college or unit may choose to ban alcohol at on-campus functions or at any particular function. This policy, together with information about the health risks of illegal drug and alcohol use, criminal sanctions for such use, and counseling, treatment, or rehabilitation programs available to employees or students, must be distributed annually to all employees and students. The Chief Student Affairs Officer shall be responsible for the distribution of this material to students, and the Director of Human Resources shall be responsible for the distribution of the material to employees.

The Vice President for Administration, or person performing the equivalent function at each college or unit of CUNY, shall be responsible for conducting a biennial review to determine the effectiveness of CUNY's drug and alcohol program at its college or unit, and to ensure that sanctions for drug and alcohol violations are consistently enforced. Upon completion, the biennial review must be sent to the University's Executive Vice Chancellor and Chief Operating Officer. This biennial review must include the number of drug and alcohol-related violations and fatalities that occur on the college's campus or as part of the college's activities, as well as the number and type of sanctions imposed as a result of drug and alcohol-related violations and fatalities that occur at the college as part of its activities.

EXPLANATION: Federal law requires all institutions of higher education to certify to the Secretary of Education that they have adopted and implemented a program to prevent the use of illicit drugs and abuse of alcohol by students and employees. The program must at a minimum require an annual distribution to students and employees about the institution's policy prohibiting illegal use of drugs and abuse of alcohol, as well as the health risks of such use; possible institutional and criminal sanctions; and available counseling, treatment, and rehabilitation programs. In addition, each institution of higher education is required to conduct a biennial review of its program to determine its effectiveness and to ensure that the sanctions are enforced.

Although CUNY has long had rules prohibiting the unlawful possession, distribution and use of illegal drugs and alcohol on University/college premises or as part of University/college activities, this policy is needed in order to fully comply with the above-described federal law and to delineate clearly which individuals and offices at the colleges are responsible for the necessary drug and alcohol education and biennial review.

The policy sets forth a clear standard of conduct prohibiting the unlawful manufacture, distribution, dispensation, possession or use of drugs or alcohol on CUNY property (including CUNY residence halls), in CUNY buses or vans, and in CUNY-sponsored activities. It also prohibits CUNY employees from illegally providing drugs and alcohol to CUNY students. Finally, it prohibits the possession or consumption of alcoholic beverages in CUNY residence halls. The policy sets forth the CUNY sanctions for violation of those standards and the responsibilities of the CUNY colleges/units with regard to drug and alcohol education, the annual dissemination of information to students and employees, and the biennial review. The Office of the General Counsel, working with other University offices, will be providing additional information to the colleges to use in their annual distributions.

B. THE CITY UNIVERSITY OF NEW YORK – RESIDENCE HALL DISCIPLINARY PROCEDURES:

RESOLVED, That The City University of New York Residence Hall Disciplinary Procedures be adopted, effective July 1, 2009.

CUNY RESIDENCE HALL DISCIPLINARY PROCEDURES**I. Introduction**

These procedures are intended to apply to all CUNY owned and/or operated residence halls, including those operated by CUNY and those operated by a private company on behalf of CUNY. The purpose of these procedures is to protect the health and safety of the entire residence hall community by providing for discipline of students who live in residence halls who violate the rules governing student conduct applicable to CUNY students. At the same time, these procedures are designed to ensure that the due process rights of student residents accused of engaging in inappropriate conduct are respected.

II. Applicable Rules of Conduct

All students who live in CUNY residence halls are expected to behave lawfully and responsibly. They are expected not to engage in conduct that threatens or causes harm to others or interferes with the working or learning environment of others. All resident students must comply with local, state and federal laws, including the Henderson Rules (N.Y. State Education Law, Article 129-A) and with CUNY and College policies, including College rules governing appropriate conduct in the residence hall. Students who violate their College's rules concerning behavior in the residence hall will be subject to discipline under these residence hall disciplinary procedures. To the extent that the conduct at issue also violates local, state or federal law (including the Henderson Rules) or other CUNY or College policies, a student will be subject to discipline under Article XV of CUNY's Bylaws ("Article XV") as an alternative to disciplinary proceedings invoked under these residence hall procedures. In cases in which the conduct is serious and the sanction might involve suspension or expulsion from the University, rather than a sanction solely relating to future conduct and tenure at the residence hall, Article XV procedures should be invoked instead of residence hall disciplinary procedures.

Further, if a student's conduct threatens harm to him or herself or others or substantially disrupts the learning or working environment of others, and is connected to a mental health or other medical issue, that conduct should be addressed under CUNY's Medical Withdrawal and Re-entry Policy and Procedures ("Medical Withdrawal Policy").

III. Emergency Situations**A. Emergency interim removal**

If a resident'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 resident may be removed from the residence hall for a period not to exceed seven business days, pending the results of administrative proceedings or, where mental health issues are present, psychological evaluation.

The fact that a resident has threatened to commit or attempted to commit suicide, however, may not, in and of itself, be used as the basis for an emergency interim removal. In such a circumstance, the resident shall be referred to a mental health professional under the Medical Withdrawal Policy for an assessment of whether the resident presents a direct threat to him or herself or others.

Following an emergency interim removal of a student, the next step in the applicable and appropriate process (either under these procedures, the Medical Withdrawal Policy, or Article XV) should be taken as soon as soon as practicable, and in no event later than the time deadlines outlined in the applicable policy.

B. Emergency interim relocation

A student may be relocated from one area of a residence hall to a different location in that building or, if applicable, to a different building in the complex. This relocation may be made permanent or temporary until a permanent space is located by the residence hall staff. The interim relocation shall become immediately effective without prior notice whenever there is evidence that the student's continued presence in the current residence poses a significant disruption to other persons or property or to the stability and continuance of normal housing functions.

Following an emergency interim relocation of a student, the next step in the applicable and appropriate process (either under these procedures, the Medical Withdrawal Policy, or Article XV) should be taken as soon as soon as practicable, and in no event later than the time deadlines outlined in the applicable policy.

IV. Disciplinary Process in the Residence Hall**A. Role of the Residence Hall Peer Review Board**

Whether its residence hall is managed by a CUNY college directly or by a private company, each college is encouraged to establish a Residence Life Peer Review Board ("Peer Review Board") in its residence hall, comprised of students who live in the residence hall, which will play a significant role in the internal disciplinary process. The Peer Review Board process provides the opportunity for students to function as leaders in their residential communities and offers accused students the opportunity to have their behavior evaluated by their peers. The college shall determine whether to establish a Peer Review Board after consulting with the elected student representatives or officers of the residence hall association, or if there are no elected student representatives or officers of the residence hall association as of June 1 of the prior academic year, then with the elected student representatives or officers of the student government organization (hereinafter "Elected Student Representatives or Officers"). If the college establishes a Peer Review Board, it must, in consultation with the Elected Student Representatives or Officers, establish a selection and training process for Peer Review Board members, with requirements for a minimum GPA consistent with the College's requirements for Student Government representatives.

The Peer Review Board's role will be to preside at internal residence hall disciplinary hearings, if practicable. The Peer Review Board members will be advised and supported by a professional staff member of the residence hall. That advisor will review the recommendations of the Peer Review Board after each hearing, particularly the sanctions recommended, as discussed below.

The Peer Review Board will adjudicate at a hearing if its members have been selected and trained, and if the hearing can occur in a timely fashion during the semester (and not during exam, break or holiday periods). If the Board is unavailable to adjudicate, the Residence Hall Director or designee will preside.

B. Role of the Residence Hall Director

Each residence hall, whether managed directly by a CUNY college or by a private management company, will have a director whose responsibilities will include oversight of the residence hall internal disciplinary process. The Residence Hall Director ("RHD") or designee will conduct investigations of complaints and conciliation conferences and will also either advise the Peer Review Board during disciplinary hearings or will conduct those hearings if it is impracticable for the Peer Review Board to do so.

V. Disciplinary Procedures**A. Complaint and Investigative Process**

A complaint may be submitted by anyone, including resident advisors ("RAs"), residence hall staff, or other students in the residence hall. The complaint must be in writing. Intentionally providing false information is a serious

offense that will subject a person providing such intentionally false information to disciplinary action. Further, retaliation of any kind against witnesses or other participants in the investigative process is strictly prohibited and may result in separate disciplinary action.

The complaint should be submitted to the RHD or designee for investigation, with a copy provided to the College's Chief Student Affairs Officer. The RHD or designee will assess the incident and identify any alleged policy violations. If he or she determines that policies may have been violated, he or she will investigate by interviewing witnesses and gathering relevant documents. Investigations should be completed within thirty days, except that they must be completed within seven days if the student has been removed from the residence hall under the emergency interim removal procedure or if the student has been relocated within the residence hall or complex under the emergency interim relocation procedure.

After the investigation has been completed, the RHD or designee will determine if residence hall, CUNY and/or College policy was violated. If so, the RHD or designee will refer the incident for informal conciliation through the residence hall's procedures. Alternatively, in the event of a determination (in consultation with the College's Chief Student Affairs Officer) that the matter presents a serious violation of CUNY and/or College policies (including but not limited to the Henderson Rules) for which the appropriate sanction might involve suspension or expulsion from the University, the RHD or designee will refer the case to the College's Chief Student Affairs Officer for further action under Article XV of CUNY's Bylaws or, if applicable and appropriate, the Medical Withdrawal Policy.

B. The Conciliation Process

The first step in the conciliation process ordinarily should be a meeting between the accused student and the RHD or designee. In cases involving minor infractions, a policy clarification notice letter may be sent in lieu of initiating the conciliation process. Should the student wish to contest the policy clarification letter and have a Conciliation Conference instead, the student must send a written request for a Conference to the RHD within five business days from receipt of the policy clarification letter.

The RHD or designee will conduct the Conciliation Conference. At the Conference, the findings of the investigation will be discussed with the student with an effort toward resolving the case. There are three potential outcomes to a Conciliation Conference. First, the case may be resolved by mutual agreement, which may include the imposition of sanctions for violations of policy (if a student admits responsibility for such violations). Second, if no agreement is reached, the matter may proceed to a formal disciplinary hearing. Third, if the student effectively demonstrates that the investigation's findings are incorrect, the allegations may be dismissed as unfounded.

Failure to attend an assigned Conciliation Conference may result in the student's being charged with an additional violation of residence hall rules and the scheduling of a disciplinary hearing.

C. Disciplinary Hearing

1. Notice to Students

Notice of the charge(s) and the time and place of the hearing must be sent to the student's college e-mail address and, by regular mail or hand delivery, to the student's residence hall address or by regular mail to the student's other current resident address, if the student is no longer living in the residence hall (or, if unknown, the student's permanent home address). The notice must contain a summary of the student's procedural rights at the hearing, as listed below. The student should be given a minimum of five business days notice of the date of the hearing.

2. Summary of Student Procedural Rights at the Hearing

- The right to a confidential, closed hearing.
- The right to present the student's version of the incident.
- The right to present witnesses and documentary evidence on the student's behalf.

- The right to cross-examine witnesses presenting evidence at the hearing.
- The right to receive copies of documents introduced into evidence at the hearing.
- The right to be represented by legal counsel or an advisor at the student's expense; the advisor does not act as an advocate for the resident and is not authorized to address the Peer Review Board or Hearing Officer, as applicable. The advisor must indicate relevant professional affiliation (if any), as well as name and relationship to the accused student. RAs are not permitted to serve as advisors to accused students. The process will not be delayed due to the unavailability of an advisor.
- The right to take written notes during the hearing, but not to use recording devices. The RHD's office, however, will be responsible for recording the hearing, and must make a copy of that recording available to the student upon request.
- The right to a written decision based on a preponderance of the evidence.
- The right to appeal a determination after a hearing.

3. General Rules

In general, the model for the disciplinary hearing is an administrative proceeding, not a criminal or civil trial. Accordingly, criminal or civil trial procedures and rules of evidence do not apply. As long as the student rights outlined in this policy are observed, adjudicator(s) have considerable discretion with respect to procedural requirements so as to facilitate a fair and expeditious decision.

Hearings will be closed to the public, except that an open hearing may be held, at the discretion of the presiding adjudicator(s), if requested by the accused student. The Peer Review Board must select three members to hear each case and one of the three as chairperson to preside at the hearing. The case against the accused student will be presented by the RHD or designee.

The chairperson of the Peer Review Board (or Hearing Officer) will inform the accused student of the charges, the hearing procedures, and his or her rights. The student shall then be asked for a plea of "responsible" or "not responsible." If the student pleads "responsible," he or she will be given an opportunity to explain his or her actions and to discuss the appropriate sanction, if any. If the student pleads "not responsible," the hearing will proceed to determination on the student's culpability.

If the accused student does not attend the hearing, and does not present a reasonable excuse for non-attendance to the RHD or designee, the hearing may be held in the student's absence. The Peer Review Board, or Hearing Officer, as applicable, will consider the evidence and make a determination based on the evidence available. The absence of a student may give rise to an inference of responsibility, but may not be treated, by itself, as sufficient to demonstrate responsibility by a preponderance of the evidence.

4. Witnesses

The accused student and Peer Review Board or Hearing Officer, as applicable, may request the presence of relevant witnesses. In sensitive cases, including but not limited to harassment or assault, the Peer Review Board or Hearing Officer, as applicable, may choose not to request the presence of the alleged victim at the hearing, particularly when there are independent witnesses to the alleged harassment or assault.

Witnesses may participate in the judicial process by answering questions posed during the hearing or by providing a signed statement to the RHD or the Peer Review Board or Hearing Officer, as applicable. Witnesses will be asked to affirm that their statements are truthful. Questions may be posed to witnesses by Peer Review Board members or the Hearing Officer (as applicable), the accused student, and the staff member presenting the case against the student.

5. Documentary Evidence

Accused students may introduce documentary evidence on their behalf at the hearing. CUNY adheres to federal law, the Federal Education Rights and Privacy Act ("FERPA"), which governs the permissible release of

“education records.” Education records include records relating to students’ residency in residence hall. Except in emergency situations or for other good cause, requested copies will be provided to an accused student prior to a disciplinary hearing on that student’s case. However, redactions will be made to the copies if required by law.

6. Determination

a. Responsibility

Once all of the evidence is presented, the hearing will be adjourned for the Peer Review Board, or the Hearing Officer, as applicable, to make a determination. A student will be found responsible for a violation of residence hall rules if the case against the student was demonstrated by a preponderance of the evidence. In other words, the evidence must demonstrate that it was “more likely than not” that the accused student was responsible for a violation. A simple majority of the three Peer Review Board members hearing a case may recommend a determination and sanctions. That recommendation on responsibility and sanctions will be reviewed by the Peer Review Board’s advisor, who may make adjustments as necessary to ensure that the sanctions are appropriate.

A written decision will be issued and appropriate sanctions, if any, imposed, within seven business days from the date of the hearing. The decision will be sent by the RHD by regular mail to the accused student’s residence hall mailbox or delivered by hand to the accused student’s room and to the student’s college e-mail address. In the event that the accused student is no longer residing in the residence hall, the RHD will send the decision to the student’s new address, or, if unknown, to the student’s permanent home address.

b. Sanctions

Students who are found responsible for a violation(s) may be subject to one or more sanctions. Accused students may also agree to sanctions in order to resolve a case during the conciliation process. The following is a list of possible sanctions.

Warning: Written notice that the student has violated a rule and that continuation or repetition of the wrongful conduct may result in more severe disciplinary action.

Censure: Written reprimand for violation of a specified rule.

Loss of Privileges: Exclusion from participation in privileges for a specified period of time, including possible exclusion from certain areas of the residence hall.

Relocation: Interim or permanent relocation to another room/location within the hall.

Restitution: Reimbursement for damage to or misappropriation of property. It may also include restoring the property to its original condition, engaging in activities related to personal and/or academic growth and reflection, and/or providing service to the residence hall community.

Denial of renewal: Denial of renewal option for future residence at the hall.

Residence Hall Suspension: Exclusion from the residence hall for a specified period of time, after which the student is eligible to return. It may also include specified conditions for re-admission.

Expulsion: Permanent separation of the student from the residence hall and termination of a student’s housing or license agreement, as applicable.

D. Appeal

Students found responsible for violations after a disciplinary proceeding may submit a written appeal (via their email account or by regular mail) to the RHD. Unless the student has been subject to emergency interim removal or the written determination after the proceeding states that the student presents a 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 student may not be removed from the residence hall while his or her appeal is pending.

The appeal should include a written statement outlining the specific issues for which review is sought, and the grounds upon which exception is taken to the determination. Grounds for appeal are limited to the following:

- There is evidence that was not available at the hearing which, had it been available, would in all reasonable likelihood have produced a different finding on the student's responsibility for the alleged violation(s).
- The factual findings are "clearly erroneous" based on the evidence presented.
- There was a substantial procedural irregularity.
- The sanctions imposed are grossly disproportionate to the violation.

The Appeal Officer will be the RHD, as long as he or she was not involved in an earlier stage of the proceedings at the Hearing or Conciliation Conference, and did not conduct the investigation. If the RHD had involvement with the case at an earlier stage, he or she should designate a staff member to decide the appeal. If there are no residence hall staff members who have not been involved in an earlier stage of the proceeding or investigation, the appeal will be decided by the College's Chief Student Affairs Officer or designee. The Appeal Officer may, in his or her discretion, schedule a meeting with the student or decide the appeal solely on the content of the letter. The Appeal Officer may alter the findings if they are clearly erroneous, may reduce the sanctions imposed, and/or, in some cases, may remand for additional fact-finding to be made at a hearing. A determination on the Appeal should be issued within seven business days from the date of receipt of the appeal, and it should be mailed by regular mail or hand-delivered to the resident's residence hall address (or the resident's current address, if no longer living in the residence hall, or, if unknown, to the resident's permanent home address) and the resident's college e-mail address.

If and only if the sanction imposed is suspension or expulsion from the residence hall, a further appeal to the College's President will be permitted on any of the grounds listed above. That appeal must be received by the College's President no later than fourteen business days from the date of receipt of the Appeal Officer's decision on appeal. The College's President should issue a decision within fourteen business days from the date of receipt of the Appeal.

EXPLANATION: In the past few years, The City University of New York ("CUNY") has been introducing residence life options at a number of its colleges. The Towers is in operation at City College, Lehman College has opened a small residence facility near the campus; The Summit at Queens College will be opening in fall 2009; and plans are well underway for a residence hall at the College of Staten Island. In addition, Hunter College's Brookdale Residence Hall has been in operation for a number of years.

Those residential communities are quickly becoming an integral part of CUNY's mission by fostering growth and responsibility among our students. For CUNY's residence halls to function as effective learning communities, however, CUNY needs to ensure that all students who live in the residence halls behave lawfully and responsibly. These procedures are intended to protect the health and safety of the entire residence hall community by providing for discipline of students living in residence halls who engage in inappropriate behavior. At the same time, the procedures are designed to ensure that the rights of student residents accused of engaging in inappropriate conduct are respected. Finally, they are designed to ensure that the CUNY colleges are consistent in their approach to discipline in their residence halls, while at the same time leaving certain implementation details to the discretion of the individual colleges.

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

There was an amendment at the committee meeting that was adopted and then after the committee meeting that amendment was slightly modified with the consent of the members of the committee, so that the draft that is on file and that you are being asked to approve contains that additional modification. Very briefly, at the committee meeting the student representative asked that in determining whether to have peer review boards within each residence hall each college would consult with the student government organization. After the meeting was over we thought that in those colleges that have elected representatives within the residence halls, they would be the more appropriate body of students to consult with and so that amendment was further amended in that way.

In response to the statement of **General Counsel and Senior Vice Chancellor Frederick Schaffer, Chairperson Schmidt** wondered if he was correct in believing that all these disciplinary standards and procedures apply to the

student residence halls, but not the faculty residence halls?

General Counsel and Senior Vice Chancellor Frederick P. Schaffer continued with his statement, stating that yes, he did not think that CUNY has a faculty residence hall yet, but these apply only to the student residence halls.

C. BROOKLYN COLLEGE – STUDENT ACTIVITY FEE INCREASE, COLLEGE OF LIBERAL ARTS AND SCIENCES (DAY SESSION) AND GRADUATE DIVISION:

RESOLVED, That the student activity fees paid by Undergraduate College of Liberal Arts and Sciences (CLAS) students at Brooklyn College be increased by \$10.00 for the Fall and Spring semesters and by \$10.00 for Summer Session(s) effective the Fall 2009 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	59.70
College Assn./Student Govt.	04.00	04.00
NYPIRG	05.00	05.00
University Student Senate	<u>00.85</u>	<u>00.85</u>
Total Student Activity Fee	\$100.55	\$110.55

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 \$59.70 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, \$20.00 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 & Sciences (Day Session) Summer Sessions:

EARMARKED ALLOCATING BODY	CURRENT FEE	PROPOSED FEE
Student Government	\$02.50	\$02.50
Student Services Corp.	32.50	32.50
College Association	26.00	36.00
NYPIRG	05.00	05.00
University Student Senate	<u>00.85</u>	<u>00.85</u>
Total Student Activity Fee	\$66.85	\$76.85

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, \$20.00 for the Health Care Clinic, and \$5.00 for Child Care.

And be it further

RESOLVED, That the student activity fee paid by students in the Graduate Division at Brooklyn College be increased by \$10.00 for the Fall and Spring semester and by \$10.00 for the summer sessions(s), effective the Fall 2009 semester, in accordance with the following schedule:

(3) Graduate Division:

EARMARKED ALLOCATING BODY	CURRENT FEE	PROPOSED FEE
Student Services Corp.	\$32.50	\$32.50
Student Government	16.75	16.75
College Association	15.00	25.00
University Student Senate	<u>00.85</u>	<u>00.85</u>
Total Student Activity Fee	\$65.10	\$75.10

LOCAL EARMARKINGS: The following local earmarkings exist within the Student Government fee: \$2.00 for the graduate student newsletter, \$1.00 for first-class mailings, \$2.00 for equipment, \$1.00 for personnel, and \$0.75 for audit. Within the College Association fee of \$25.00, the following local earmarkings will exist: \$20.00 for the Health Care Clinic and \$5.00 for Child Care.

(4) Graduate Summer Session:

EARMARKED ALLOCATING BODY	CURRENT FEE	PROPOSED FEE
Student Services Corp.	\$32.50	\$32.50
Student Government	02.50	02.50
College Association	15.00	25.00
University Student Senate	<u>00.85</u>	<u>00.85</u>
Total Student Activity Fee	\$50.85	\$60.85

LOCAL EARMARKINGS: Within the College Association fee of \$25.00, the following local earmarkings will exist: \$20.00 for the Health Care Clinic and \$5.00 for Child Care.

EXPLANATION: These student activity fee schedules represent an increase of \$10.00 for CLAS students during the Fall and Spring semesters and Summer Sessions and an increase of \$10.00 for Graduate Division students during the Fall and Spring semesters and Summer Sessions, which will be allocated by the College Association and locally earmarked to the Health Care Clinic.

Two referenda were held in conjunction with student government elections held April 27-29, 2009 to raise the Health Care Clinic earmarking from \$10.00 to \$20.00. The vote on the CLAS referendum was 612 in favor and 584 opposed, with 12% of the eligible students voting. The vote on the Graduate Division referendum was 24 in favor and 11 opposed, with 1% 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.

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
HUNTER COLLEGE	
Felix Rohatyn	Doctor of Humane Letters
Elizabeth Rohatyn (To be awarded at a special awards ceremony in Fall 2009)	Doctor of Humane Letters
LEHMAN COLLEGE	
Steven Mirsky (To be awarded at the Lehman College Convocation on September 16, 2009)	Doctor of Science

Upon motion duly made, seconded and carried, the public meeting was adjourned to go into Executive Session at 5:44 P.M.

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 22, 2009

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

The Executive Session was called to order at 5:47 P.M.

There were present:

**Benno Schmidt, Chairperson
Philip Alfonso Berry, Vice Chairperson**

**Valerie Lancaster Beal
Wellington Z. Chen
Rita DiMartino
Hugo M. Morales
Peter S. Pantaleo
Kathleen M. Pesile**

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

Simone Lamont, 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
EVC and University Provost Alexandra Logue
Executive Vice Chancellor and C.O.O. Allan H. Dobrin
Vice Chancellor Ernesto Malave
Vice Chancellor Pamela Silverblatt
Vice Chancellor Gillian Small
Vice Chancellor Gloriana Waters
Vice Chancellor Iris Weinshall
RF President Richard F. Rothbard
University Dean Robert Ptachik**

The absence of Trustees Joseph J. Lhota 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 6:16 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 22, 2009

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

The Public Session reconvened at 6:18 P.M.

There were present:

Benno Schmidt, Chairperson
Philip Alfonso Berry, Vice Chairperson

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

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

Simone Lamont, 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
Towanda Lewis
Steven Quinn
Anthony Vargas

Chancellor Matthew Goldstein
Executive Vice Chancellor and C.O.O. Allan H. Dobrin
President Russell K. Hotzler
President Marcia Keizs
President Christoph M. Kimmich
President Carolyn G. Williams
Vice Chancellor Ernesto Malave

Vice Chancellor Pamela Silverblatt
Vice Chancellor Gloriana Waters
Vice Chancellor Iris Weinshall
RF President Richard F. Rothbard
President Designate Karen L. Gould
President Designate William L. Pollard

The absence of Trustees Joseph J. Lhota and Carol A. Robles-Roman was excused.

Upon motions duly made, seconded and carried, the following resolution were adopted: (Calendar Nos. 9 through 12)

NO. 9. BROOKLYN COLLEGE – DESIGNATION OF PRESIDENT:

RESOLVED, That Karen L. Gould be designated president of Brooklyn College as of August 15, 2009, at a compensation to be recommended by the Chancellor to the Board, subject to financial ability.

EXPLANATION: The Search Committee, chaired by Trustee Joseph J. Lhota, and following the conclusion of an extensive national search, recommended four finalists for the Brooklyn College presidency. The Chancellor is recommending Karen L. Gould as president. Dr. Gould is currently the Provost and Senior Vice President for Academic Affairs at California State University, Long Beach. She was previously the Dean of the McMicken College of Arts and Sciences at the University of Cincinnati, and Dean of the College of Arts and Letters at Old Dominion University. She holds a Ph.D. in Romance Languages (French with Italian subfield) from the University of Oregon, a B.A. from Occidental College, and a Diplome d'etudes from the Sorbonne. An internationally known scholar in the field of French-Canadian literature and former editor of the interdisciplinary journal, Québec Studies, Dr. Gould is the author or co-editor of six books and more than 50 articles and essays on contemporary Quebec literature, francophone women writers, and the modern French novel.

Statement of Dr. Karen L. Gould:

I want to thank the Chancellor and the Trustees for their confidence in me. This is a thrilling opportunity, a wonderful institute. I want to thank **Trustee Lhota** as well and the search committee and all of the **Brooklyn College** community for being so welcoming during my visit on campus. It is a marvelous place with a rich and wonderful tradition and I know that together we will chart another decade of excellence. I want to thank you all for giving me this terrific opportunity.

NO. 10. MEDGAR EVERS COLLEGE – DESIGNATION OF PRESIDENT:

RESOLVED, That William L. Pollard be designated president of Medgar Evers College as of August 1, 2009, at a compensation to be recommended by the Chancellor to the Board, subject to financial ability.

EXPLANATION: The Search Committee, chaired by Board of Trustees Vice Chairperson Philip A. Berry, and following the conclusion of an extensive national search, recommended four finalists for the Medgar Evers College presidency. The Chancellor is recommending William L. Pollard as president. Dr. Pollard was most recently the Vice President, Office of Access and Advancement of Public Black Colleges and Universities at the National Association of State Universities and Land-Grant Colleges. Previously Dr. Pollard was the President of the University of the District of Columbia, the Founding Dean and Dean of the Syracuse University College of Human Services and Health Professions, the Dean of the Syracuse University School of Social Work, and the Dean and Founder of the School of Social Work at Grambling State University. Dr. Pollard holds a Ph.D. in policy and planning from the University of Chicago (where his dissertation committee included Dr. John Hope Franklin), an M.S.W. from the University of North Carolina, and a B.A. from Shaw University. With numerous published works to his credit, Dr. Pollard has lectured extensively on cultural and racial diversity in venues across the country.

Statement of Dr. William L. Pollard:

I, too, want to join my colleague in saying that I am very excited about this opportunity to serve **CUNY** and **Medgar Evers College**. I want to express my deep thanks to the Chancellor for recommending me. A special thanks to **Vice Chair Philip Berry** for chairing the search committee that recommended me also. I would be remiss if I did not say as well thanks to the students and the faculty at **Medgar Evers College** who spent a considerable amount of time helping me to get oriented and to raise the kind of questions to help me to think through what we had before us. And, of course, I could not leave without thanking **President Edison Jackson** for leaving the institution in the shape that it is now in, allowing me to continue on this path. Thank you very much.

NO. 11. RESOLUTION OF APPRECIATION – CHRISTOPH M. KIMMICH:

WHEREAS, Dr. Christoph M. Kimmich's distinguished career at CUNY spans thirty-six years; and

WHEREAS, His career at CUNY includes his exemplary service as Interim Chancellor from December 1997 to August 1999; and

WHEREAS, Dr. Kimmich was named eighth President of Brooklyn College by the Board of Trustees in February 2000; and

WHEREAS, As president he quickly implemented a strategic plan with goals of a rejuvenated core curriculum, an influx of new faculty, gains in the quality of students, an expanding electronic campus, new construction and an improved physical plant; and

WHEREAS, Dr. Kimmich first came to Brooklyn College in 1973 as an associate professor of history and became chairman of the department in 1980 where he helped to revise the history curriculum and mold elements of Brooklyn College's core curriculum; and

WHEREAS, Dr. Kimmich served Brooklyn College as associate provost from 1984 to 1988 and as provost from 1988 to 1997; and

WHEREAS, Dr. Kimmich is the author of several books on German foreign policy and many articles on German history and has received many distinguished honors throughout his career, including the Republic of Hungary's Order of Merit, Commander's Cross and the Yigal Allon Award for Excellence by the American Friends of the Open University of Israel; now therefore be it

RESOLVED, That the Board of Trustees of The City University of New York expresses its heartfelt appreciation to Dr. Christoph Kimmich for his exemplary dedication and distinguished service to both Brooklyn College and The City University of New York.

Statement of President Christoph M. Kimmich:

Thank you very much for those generous words and thank you earlier for the honor that you did me by putting my name on what is surely the most beautiful reading room in the **Brooklyn College** Library. Under the circumstances brevity is probably the best course to take. It has been enormously rewarding both personally and professionally to serve as President of **Brooklyn College** in a decade that saw such reinvigorating change at the University. It has been no less rewarding to have had the opportunity to work with, to learn from the stellar colleagues sitting around this table and, of course, the faculty and the students that are the pride of the University. I am grateful and I leave with good memories.

NO. 12. RESOLUTION OF APPRECIATION – EDISON O. JACKSON:

WHEREAS, Dr. Edison O. Jackson was named President of Medgar Evers College in 1989 by the Board of Trustees; and

WHEREAS, During Dr. Jackson's twenty years of distinguished leadership of Medgar Evers College he advocated for an extensive capital campaign for the college that resulted in new construction including the completed School of Business and Student Services Building and the soon to be completed academic complex; and

WHEREAS, Since 1989 student enrollment has increased over 71% at Medgar Evers College, a record increase at the University, and student performance has improved as well, with pass rates on education and on nursing licensure exams reaching 95% and 100% respectively; and

WHEREAS, Dr. Jackson created and led the development of the Black Male Initiative, a program that is strongly supported by the Board, and which reflects Dr. Jackson's deep concern about the plight of young African Americans; and

WHEREAS, Dr. Jackson is a nationally prominent educator, community activist and writer on issues of particular concern about the education of minority students; now therefore be it

RESOLVED, That the Board of Trustees of The City University of New York expresses its heartfelt appreciation to Dr. Edison O. Jackson for his exemplary dedication and distinguished service as President of Medgar Evers College.

Upon motion duly made, seconded and carried, the meeting was adjourned at 6:30 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.)