

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

**HELD**

**JANUARY 25, 2016**

**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 A. Berry, Vice Chairperson**

**Valerie Lancaster Beal  
Wellington Z. Chen  
Una S. T-Clarke  
Rita DiMartino  
Freida D. Foster  
Judah Gribetz**

**Jill O'Donnell-Tormey  
Peter S. Pantaleo  
Carol A. Robles-Roman  
Barry F. Schwartz  
Charles A. Shorter**

**Joseph K. Awadje, ex officio**

**Terrence F. Martell, ex officio (non-voting)**

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

**Chancellor James B. Milliken  
EVC and University Provost Vita Rabinowitz  
EVC and C.O.O. Allan H. Dobrin  
President Diane B. Call  
President Lisa S. Coico  
President Scott E. Evenbeck  
President Ricardo R. Fernández  
President William J. Fritz  
President David Gomez  
President Karen L. Gould  
President Farley Herzek  
President Russell K. Hotzler  
President Thomas Ikenegbe  
President Marcia V. Keizs  
President Gail O. Mellow  
President Antonio Pérez**

**President Jennifer Raab  
President Chase Robinson  
President Jeremy Travis  
President Mitchel Wallerstein  
Dean Ayman El-Mohandes  
Dean Ann Kirschner  
Vice Chancellor Judy Bergtraum  
Vice Chancellor Brian Cohen  
Vice Chancellor Frank D. Sánchez  
Vice Chancellor Matthew Sapienza  
Vice Chancellor Pamela Silverblatt  
Vice Chancellor Gillian Small  
Associate VC Andrea Shapiro Davis  
University Dean John Mogulescu  
RF President Richard F. Rothbard  
Senior Advisor Marc V. Shaw**

The absence of Trustees Hugo M. Morales and Brian D. Obergfell was excused.

**Chairperson Benno Schmidt** called the meeting to order, and stated that the Board will go into Executive Session to discuss collective bargaining matters after the conclusion of the Public meeting. He read the following notice into the record of the 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 Session of this afternoon’s meeting of the **Board of Trustees** live on cable Channel 75. The meeting is also being webcast live at [www.cuny.edu/livestream](http://www.cuny.edu/livestream) providing service worldwide through personal computers and mobile devices. The Public Session of this afternoon’s Board meeting will be available as a podcast within 24 hours and can be accessed through the **CUNY** website.

**Chairperson Schmidt** stated that he would like to congratulate **Trustee Barry Schwartz**, who was honored by the Anti-Defamation League New York Region at their 2015 Human Relations Award Luncheon on December 9, 2015.

**Chairperson Schmidt** stated that during the weekend of February 12-14, 2016, the Black, Puerto Rican, Hispanic & Asian Legislative Caucus will be hosting its annual conference in Albany. Several Trustees will be attending, led by **Vice Chairperson Philip Berry**. **CUNY** will be conducting its annual luncheon at the conference on Saturday, February 13<sup>th</sup>. There will be a special recognition of the 50<sup>th</sup> anniversary of the establishment of the Search for Education, Elevation, and Knowledge program, more commonly known as SEEK, which was signed into law by Governor Nelson Rockefeller in 1966. There will be appropriate award presentations to prominent alumni, and a 50<sup>th</sup> anniversary video—produced by **CUNY-TV**—will be premiered at this event.

**Chairperson Schmidt** stated that during the September Board meeting, he reported on the establishment and composition of the **Brooklyn College**, **Lehman College**, and **Macaulay Honors College** search committees. He added that he would like to thank all the members of these committees for their continuing work.

**Chairperson Schmidt** stated that since the last regular Board meeting, a search committee for a new Dean of the **CUNY School of Law** has been formed, and is being chaired by **Trustee Peter Pantaleo**. **Trustees Judah Gribetz** and **Carol Robles-Roman** are serving as members.

**Chairperson Schmidt** added that **John Jay College President Jeremy Travis** is representing the college presidents. Student, faculty and alumni representatives to this committee are participating as members, consistent with Board guidelines. There will of course be an appropriate occasion for the Board to express its appreciation to **Dean Michelle Anderson** for her ten years of exemplary service. As a latest example, he noted that *PreLaw* magazine just ranked the **CUNY School of Law** as the number one law school in the country for public interest law. Congratulations, **Dean Anderson!**

**Chairperson Schmidt** stated that on behalf of the Board, he would like to extend his deepest condolences to the families of Professor Robert Sanchez-Delgado, who passed away on December 13, 2015, and Professor Ira N. Levine, who died on December 17, 2015. **CUNY** mourns the loss of these two dedicated colleagues from the chemistry department at **Brooklyn College**.

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

1. **Bronx Community College** History Professor Ahmed Reid was appointed as one of only five members of the United Nations Working Group of experts on people of African descent of the Human Rights Council. He will represent Latin America and the Caribbean. Congratulations!
2. **City College** Associate Professor of Chemical Engineering Marco J. Castaldi was awarded a three-year Fulbright Global Award for research in France and Italy; and, a group of researchers led by Biomedical Engineer Lingyan Shi at **City College's** Institute of Ultrafast Spectroscopy and Lasers has created a "Golden Window" for deep brain imaging. Congratulations!
3. **LaGuardia Community College** Associate Professor of English Naomi J. Stubbs received an "Award for Faculty" from the National Endowment for the Humanities for her impressive and field-changing work on the *Diary of Harry Watkins*—an American pre-Civil War actor and playwright. Congratulations!

**C. STUDENT AND ALUMNI HONORS:** **Chairperson Schmidt** called on **Trustee Rita DiMartino**, who announced the following:

1. Three **City College** undergraduates earned Benjamin A. Gilman International Scholarships for spring 2016. They are: Hannah McIntyre, Saffi Rahimtoola and Katiuska Roumenov. Congratulations to all!
2. A team of **LaGuardia Community College** students received honorable mention in the Federal Reserve Bank of New York's Annual College Federal Challenge competition. The students are members of **LaGuardia Community College's** Student Economics Club and were advised by Assistant Professor of Economics Choon-Shan Lai. 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 November 23, 2015 Board meeting.

#### **BARUCH COLLEGE**

1. \$134,000 **DOE/OFFICE OF SCIENCE** to Stefan Bathe, for "Partonic Energy Loss in Quark-Gluon Plas."
2. \$110,000 **NATIONAL SCIENCE FOUNDATION/MATHEMATICAL & PHYSICAL SCIENCES** to Louis-Pierre Arguin, for "Statistics of Extrema - Isordered Systems."
3. \$101,977 **PFOUND/HUDSON RIVER FOUNDATION** to Chester Zarnoch, for "Mech of Nutrient Ret in Restored Marshes."

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4. \$101,381 **DOE/OFFICE OF SCIENCE** to Jamal Jalilian-Marian, for “High Energy QCD in Heavy-Iron Collisions.”

**BRONX COMMUNITY COLLEGE**

1. \$100,000 **PINKERTON** to Elizabeth Payamps, for “Student Support.”  
2. \$100,000 **ROBIN HOOD** to Elizabeth Payamps, for “Student Support.”  
3. \$100,000 **CUNY BLACK MALE INITIATIVE** to Elizabeth Payamps, for “Student Support.”

**BROOKLYN COLLEGE**

1. \$309,226 **NEW YORK STATE DEPARTMENT OF EDUCATION** to Nancy Romer, for “Extended School Day.”  
2. \$270,000 **NEW YORK CITY DEPARTMENT OF YOUTH AND COMMUNITY DEVELOPMENT** to Diane Reiser, for “OST Middle School Expansion.”

**CITY COLLEGE**

1. \$1,008,056 **NEW YORK CITY COUNCIL** to Ramona Hernandez, for “Libraries and Archives.”  
2. \$550,431 **NATIONAL SCIENCE FOUNDATION** to Hernan Makse, for “Collaborative Research in Computational Neuroscience: Targeted Stimulations in Brain Network of Networks.”  
3. \$448,222 **NATIONAL SCIENCE FOUNDATION** to Ana Carnaval, for “Dimensions US-BIOTA-Sao Paulo: A Multidisciplinary Framework for Biodiversity Prediction in the Brazilian Atlantic Forest Hotspot.”  
4. \$422,148 **UNIVERSITY OF WISCONSIN** to Felice Ghilardi, for “Do Single Neurons Need to Sleep and Why?”  
5. \$392,462 **NEW YORK CITY DEPARTMENT OF TRANSPORTATION** to Camille Kamga, for “Transportation Systems Development Agreement - Active Traffic Demand Management.”  
6. \$376,218 **NATIONAL SCIENCE FOUNDATION** to Eisele Doerthe, for “MRI: Acquisition of a Multi-Functional Near-Field Scanning Optical Microscopy (NSOM) System to Establish a Cross-Disciplinary Nano-Imaging/Spectroscopy Laboratory at CCNY.”  
7. \$330,000 **NEW YORK STATE DEPARTMENT OF HEALTH** to John Martin, for “Collaborations to Accelerate Research Translation (CART) and Innovative, Developmental or Exploratory Activities (IDEA) in Spinal Cord Injury Research.”  
8. \$298,600 **NATIONAL SCIENCE FOUNDATION** to Sally Hoskins, for “Leveraging Faculty Expertise in CREATE Pedagogy to Transform Teaching and Maximize Student Outcomes through Courses Focused on Scientific Literature at 2- and 4-Year Institutions.”  
9. \$274,996 **NATIONAL INSTITUTE OF FOOD AND AGRICULTURE** to George John, for “City University of New York Food Materials Mentoring Program (CUNY-FMMP).”  
10. \$257,111 **NEW YORK CITY DEPARTMENT OF EDUCATION** to Richard Steinberg, for “Middle School Science Professional Development.”

11. \$229,329 **VIRGINIA POLYTECHNIC INSTITUTE AND STATE UNIVERSITY** to Nir Krakauer, for “Feed the Future Innovation Lab for Integrated Pest Management – Biodiversity and Climate Change Assessment for IPM in Nepal.”
12. \$160,000 **NATIONAL SCIENCE FOUNDATION** to Parameswaran Nair, for “Collaborative Research: Investigations on Fluids, Gauge Fields, Matrix Models and Gravity.”
13. \$139,625 **NAVY** to Yingli Tian, for “Tracking and Predicting Fine Scale Sea Ice Motion by Constructing Super-Resolution Images and Fusing Multiple Satellite Sensors.”
14. \$110,000 **UNIVERSITY OF MARYLAND** to Peter Romanov, for “Science and Management Support for NPP VIIRS Snow EDRs.”
15. \$102,670 **NEW YORK STATE ENERGY RESEARCH & DEVELOPMENT AUTHORITY** to Michael Bobker, for “Workforce Training for Energy Efficiency.”
16. \$100,000 **NEW YORK STATE DEPARTMENT OF HIGHER EDUCATION** to Millicent Roth, for “City College Academy for Professional Preparation.”

#### GRADUATE SCHOOL AND UNIVERSITY CENTER

1. \$376,566 **NATIONAL SCIENCE FOUNDATION** to Tony Ro, for “Cortical Dynamics in Visual Perceptions.”
2. \$213,002 **UNIVERSITY OF CALIFORNIA, SANTA BARBARA / IES** to Bruce Homer, for “Focused Computer Games to Promote Specific Cognitive Skills.”
3. \$203,500 **HUMANITY UNITED** to Thomas Weiss, for “Global Centre for the Responsibility to Protect Engagement with UN Human Rights.”
4. \$200,000 **NATIONAL ENDOWMENT FOR THE HUMANITIES** to Donna Ray Thompson, for “Visual Culture of the American Civil War and its Aftermath.”

#### HUNTER COLLEGE

1. \$278,686 **CENTERS FOR DISEASE CONTROL AND PREVENTION/NATIONAL CENTER FOR CHRONIC DISEASE PREVENTION & HEALTH PROMOTION** to Lorna Thorpe, for “New York University, City University of New York Health Promotion & Prevention.”
2. \$205,000 **NEW YORK COMMUNITY TRUST** to Gail McCain, for “Hunter-Bellevue Nursing Fund.”
3. \$188,241 **WASHINGTON UNIVERSITY/NIH NATIONAL INSTITUTE OF NEUROLOGICAL DISORDERS & STROKE** to Harris Philip Zeigler and Paul Feinstein, for “Functional Segregation within the Whisker-Barrel Neuraxis.”
4. \$168,326 **NORTHWESTERN UNIVERSITY/NATIONAL INSTITUTE ON DRUG ABUSE** to Jeffrey Parsons, for “Efficacy of Internet-Based HIV Prevention.”
5. \$140,698 **LAVELLE FUND FOR THE BLIND, INC.** to Rosanne Silberman, for “Training Program for Teachers of Orientation & Mobility Skills for People with Visual Impairments.”
6. \$122,750 **NEW YORK STATE EDUCATION DEPARTMENT** to Rosanne Silberman, for “Intensive Teacher Institute for Teachers of the Blind/Visually Impaired.”
7. \$120,000 **NATIONAL SCIENCE FOUNDATION** to David Mootoo, for “Synthetic Tools for Glycobiology Research.”

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8. \$107,485 **RUTGERS UNIVERSITY** to Jack Caravanos and Andrew Burgie, for “Hazardous Worker Training Program.”
9. \$100,000 **COLUMBIA UNIVERSITY/NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION** to William Solecki, for “Supporting Regional Implementation of Integrated Climate Resilience.”

**JOHN JAY COLLEGE OF CRIMINAL JUSTICE**

1. \$1,000,000 **UNITED STATES DEPARTMENT OF JUSTICE – OFFICE OF JUSTICE PROGRAMS** to David Kennedy, for “National Center for Building Community Trust and Justice.”
2. \$415,000 **MAYOR AND CITY COUNCIL OF BALTIMORE – BALTIMORE POLICE DEPARTMENT** to David Kennedy, for “Reducing Serious Violence in Baltimore, Maryland.”
3. \$266,513 **LAURA AND JOHN ARNOLD FOUNDATION** to Ann Jacobs, for “Developing a National Agenda for Pretrial Research.”
4. \$184,503 **UNITED STATES DEPARTMENT OF JUSTICE – FEDERAL BUREAU OF INVESTIGATION** to Maria Hartwig, for “Implicit Influences in Investigative Interviews: Expansion and Cross-Cultural Validation.”
5. \$155,253 **UNITED STATES DEPARTMENT OF JUSTICE – FEDERAL BUREAU OF INVESTIGATION** to Maria Hartwig, for “Moving Forward: Bringing about Change in Interrogation Practice.”
6. \$100,000 **NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES** to Ann Jacobs, for “Prison to College Pipeline.”

**LEHMAN COLLEGE**

1. \$797,400 **NEW YORK STATE HIGHER EDUCATION SERVICES CORPORATION** to Herminio Martinez, for “New York State GEAR UP.”
2. \$630,432 **UNITED STATES DEPARTMENT OF EDUCATION** to Harriet Fayne, for “Teacher Quality Partnership Evaluation.”
3. \$265,732 **NATIONAL SCIENCE FOUNDATION** to Donna McGregor, for “Flipping Chemistry and Biology Classes to Increase Student Engagement and Performance and Effect Cultural Change in Institutes of Higher Education.”
4. \$257,475 **PERFECT CHOICE STAFFING** to Milton Santiago, for “RN Completion/MSN Program.”
5. \$245,399 **NEW YORK STATE EDUCATION DEPARTMENT** to Anne Campos and Jaye Jones, for “Adult Learning Center ELCivics.”
6. \$124,172 **BRONX LEBANON HOSPITAL** to Milton Santiago, for “Master of Nursing Program.”

**NEW YORK CITY COLLEGE OF TECHNOLOGY**

1. \$1,073,743 **NEW YORK STATE DEPARTMENT OF EDUCATION** to Bonne August, for “Perkins.”
2. \$626,133 **UNITED STATES DEPARTMENT OF EDUCATION** to Jonas Reitz, for “Opening Gateways to Student Success: STEM.”

3. \$281,958 **UNITED STATES DEPARTMENT OF HEALTH & HUMAN SERVICES** to Carmel Dato, for "Educating Nursing and Human Services Students to Identify, Provide Intervention and Referral of Individuals at Risk of Substance Abuse Disorder."
4. \$247,713 **UNITED STATES DEPARTMENT OF EDUCATION** to Sandie Han, for "MSEIP: Women and Minorities in STEM."
5. \$190,000 **NEW YORK STATE DEPARTMENT OF EDUCATION** to Bonne August, for "Smart Scholars: City Poly Cohort 3."
6. \$135,000 **NEW YORK STATE DEPARTMENT OF EDUCATION** to Bonne August, for "Smart Scholars: City Poly."
7. \$135,000 **NEW YORK STATE DEPARTMENT OF EDUCATION** to Bonne August, for "Smart Scholars: P-Tech."

#### QUEENS COLLEGE

1. \$1,619,378 **NEW YORK CITY DEPARTMENT OF HEALTH AND MENTAL HYGIENE** to Steven Markowitz, for "New York City Community Air Survey Program."
2. \$1,600,000 **UNITED STATES DEPARTMENT OF ENERGY** to Steven Markowitz, for "Former Worker Surveillance Program."
3. \$713,163 **NEW YORK CITY DEPARTMENT OF SMALL BUSINESS SERVICES** to Eva Fernandez, for "Tech Talent Pipeline Residency at Queens College."
4. \$450,000 **NEW YORK CITY COUNCIL** to Theodore Brown, for "Queens College Technology Incubator."
5. \$334,567 **NEW YORK CITY DEPARTMENT OF EDUCATION** to Robin Hizme, for "Townsend Harris High School Collaboration Program."
6. \$307,988 **NEW YORK STATE EDUCATION DEPARTMENT** to Craig Michaels and Robert Vago, for "Advanced Certification, Post-Master's Clinically-Rich Intensive Teacher Institute in Bilingual Education and English."
7. \$198,918 **NATIONAL SCIENCE FOUNDATION** to Igor Kuskovsky, for "UNS: Performance Optimized Intermediate Band Photovoltaic Devices Based on Type-II Quantum Dots."
8. \$150,000 **NEW YORK COMMUNITY BANK** to Vivian Charlop, for "Kupferberg Presents Series for the 2015-2016 Season."
9. \$130,721 **NEW YORK UNIVERSITY SCHOOL OF MEDICINE** to Sherry Baron, for "Health Promotion and Disease Prevention Research Center."
10. \$121,643 **IBM** to Andrew Rosenberg, for "Babel."

#### YORK COLLEGE

1. \$600,000 **UNITES STATES DEPARTMENT OF EDUCATION** to Panayiotis Meleties, for "PBI Program."
2. \$420,000 **NATIONAL AERONAUTICS AND SPACE ADMINISTRATION** to Nazrul Khandaker, for "NASA MAA Program."
3. \$363,604 **NATIONAL INSTITUTE OF GENERAL MEDICINE** to Louis Levinger, for "Investigate Newly Discovered Mutations in the Mitochondrial tRNAs of Pediatric Patients with Illness Suggestive of a Mitochondrial Etiology."

**E. ORAL REPORT OF THE CHANCELLOR:** Chancellor James B. Milliken presented the following report:

When the legislature established the current structure for the governance and financing of **The City University of New York**, it used clear and unequivocal language to set apart **CUNY's** special mission. The law provides that the University will be "an independent system of higher education" that must be "responsive to the needs of its urban setting" and operate as "an integrated system," with close collaboration between the community colleges and the senior colleges. It adds that **CUNY** must maintain its traditional commitments to both academic excellence and equal access to students, faculty and staff, continuing its history as a highly diverse institution.

In perhaps its most important mandate, the legislature said, "The City University is of vital importance as a vehicle for the upward mobility of the disadvantaged in the City of New York."

As **CUNY** begins the new year, it is focused on developing a new University-wide strategic plan; a new University Master Plan, opening new schools and programs; finding new ways to ensure its students' success; and, to better serve New York. As the University undertakes this important work, it is useful to recall this unique mandate and special responsibilities, not just for the future prosperity of the city and state, but for expanding opportunities to the many underrepresented communities **CUNY** has always served with enthusiasm and distinction.

Much depends on **CUNY's** success in continuing to raise its academic profile, to scale up the highly successful programs for supporting New York City students who arrive with big dreams but often also with remedial needs, and to attract and retain the finest faculty. Succeeding at these tasks, with the support and guidance of the Board, will ensure that hope among the student body—among the largest, most diverse and hard-working anywhere—gets translated into prosperity and fulfillment, as it has for more than 160 years.

**CUNY** is highly regarded around the world for its mission and the success it enjoys in fulfilling its essential work, and its faculty and students continue to earn important recognition. Within the last few weeks, **CUNY's** online Bachelor's degree programs, offered by the **School of Professional Studies**, were ranked number 11 in the country by *U.S. News & World Report*, a gratifying recognition of the University's efforts to expand the availability and increase the quality of its online offerings. The **CUNY School of Law** continues to gain recognition nationally, and a few days ago, it was cited as the number one public interest law program in the country, moving ahead of Berkeley.

The new medical school, opening in the fall, will similarly have a distinctive mission in line with **CUNY's** values: its students will in many instances come from underrepresented communities and many of its graduates are expected to return to underserved neighborhoods to contribute to improvements in health care.

**CUNY** has also earned recognition for its efforts to ensure that its colleges are increasingly accessible to veterans and for offering support tailored to their needs. I am very pleased that the number of military-friendly campuses at the University has expanded from 7 last year to 17 this year. **CUNY** colleges are working hard to give these deserving men and women the education and skills they need to follow their service in the military with rewarding careers. The University is proud to have them.

Students clearly recognize the value of a **CUNY** education, graduating record numbers of students, giving them the capabilities and credentials they need to realize their dreams, raise families and contribute to the region's prosperity. This is a result of very purposeful attention to student success and progress, not only to student access. This focus on success—particularly graduation—is part of a national movement, but in many ways, such as with the Accelerated Study in Associate Programs (ASAP) initiative, **CUNY** has been leading the way.



The University is keenly aware that it is not sufficient only to be successful, but that it must do it as efficiently as possible. **CUNY** is entrusted with public funds and has a responsibility to be the best steward possible, having an impressive record of consolidating back office operations and sharing services among all its colleges, perhaps more extensively than any other university system in the nation. And, while the University has had success with a number of productivity initiatives, it will pursue opportunities for further savings.

Much of this has been possible because while **CUNY** is one of the largest university systems in the country, its natural advantage is that it is in one city. This allows the University to do things no other similarly large institution can do, combining functions that can be done in shared locations. The many instances at **CUNY** include: admissions, financial aid, payroll, benefits, testing, security, information technology and capital construction. This extensive shared services model allows the University to reduce redundancies and keep total University administrative costs down.

As reported to the Board in the fall, the University has realized substantial savings at the Central Administration for the current fiscal year, with a hiring freeze along with reductions of 10 percent to the purchasing and temporary personnel budgets. It is expected that these actions will result in year-to-year savings of at least 6 percent for Fiscal Year 2016, and probably significantly greater. In an era of limited investment in public higher education, a more cost-effective operation allows for reallocating resources to the classroom, and that must always be the University's goal.

On January 13<sup>th</sup>, Governor Andrew Cuomo outlined the Executive Budget, and I would like to comment on some of the positive aspects of the proposed budget. These include the Performance Funding Initiative, which Governor Cuomo has made a priority, and which is already making a difference at **CUNY** colleges. The Governor's leadership with the Predictable Tuition Policy provides an important opportunity to supplement state investment in the University, as **CUNY** plays a key role in Governor Cuomo's plan for education in, and after transition, from prison. I enthusiastically support his renewed efforts to pass a Dream Act for New York which would benefit so many **CUNY** students.

Governor Cuomo also proposed a major shift in funding from the state to the city, which would trigger a significant investment toward settling labor contracts. It would appear that there will be more discussion on this proposal, but the position remains clear: the interest in the financial stability and adequate investment that will allow **CUNY** to continue to serve over 500,000 students and the people of New York.

In the City Preliminary Budget issued last week, there was also important support for **CUNY**. This included additional funding for scaling up the immensely successful ASAP program, of which Mayor de Blasio has been a great champion. He also announced funding for two collaborative programs with the city's schools, as well as continued funding for the Civic Justice Corps Program at **John Jay College**. The University is grateful for this support.

In the coming months, the University will work with the state and city on **CUNY's** budget and seek to conclude fair contracts with its faculty and staff, not losing sight of the greatest interests at stake—the education and the futures of the over 500,000 students served every day by **The City University of New York**. That is the reason why the effort to maintain a financially strong **CUNY** and to support a talented faculty matters so much. **CUNY's** success is essential to the vitality of New York and the opportunities of its people.

**Statement of Vice Chancellor Matthew Sapienza:**

In regards to the Fiscal Year 2017 State Executive Budget, on the community college side, the Executive Budget recommends an overall state aid increase of \$4.5 million. Although the state base aid formula remains flat, overall state support is increased by \$9.2 million due to enrollment gains. This increase is somewhat offset, however, by current year legislative funding of \$4.7 million that is not included in the Executive proposal. The restoration of this funding, including support for ASAP and childcare centers, will

be part of the University's legislative agenda for the community colleges, along with the base aid increase of \$250 per FTE that was approved by the Board back in November. **CUNY** is pleased that Governor Cuomo's proposal also includes an additional \$500,000 community school grant, bringing to three, the total number of awards that would be available to the community colleges for next year.

For the senior colleges, the Executive proposal increases the overall appropriation by \$66.4 million, a 2.8 percent increase, which is comprised of two main components: tuition and fringe benefits. The financial plan provides additional revenue appropriation of \$51.5 million, in line with a \$300 tuition increase, and a \$16.6 million increase in funding for fringe benefits. Current year legislative funding for the Joseph S. Murphy Institute and the Graduate Pipeline Program are not included in the Executive Budget, and slightly offset these increases.

Regarding tuition, the State Executive Budget includes an extension of the Predictable Tuition Policy for an additional five years at up to \$300 per year. The Board approved a request for such an extension at its November 2015 meeting. The Executive proposal stipulates that administrative cost savings be implemented to mitigate the need for tuition increases, and that all annual increases must be approved by the **Board of Trustees**, based upon inflationary indices. The University is very grateful for Governor Cuomo's recognition of an extension of the Predictable Tuition Policy, as well as for the continuation of performance improvement funding of \$12 million.

As the Chancellor mentioned, the Executive Budget also proposed shifting 30 percent of senior college operating expenses and debt service costs to New York City to align funding with its governance structure. For FY2017, this amount is \$485 million. If enacted, \$240 million would then be made available for the costs of retroactive salary increases related to new collective bargaining agreements.

I would also like to briefly describe the impact to **CUNY** of Mayor de Blasio's Preliminary Budget for FY2017. The budget proposal included \$3 million to cover the cost of rental space that is needed for the expansion of the ASAP program. The University had included these funds in the Budget Request that was approved by the Board back in November, and is grateful that it is being covered. The Mayor's plan also adds funding for two new collaborative programs with the Department of Education—Algebra for All and College Visits, as well as continuous funding for the Civic Justice Corps program at **John Jay College**.

**Statement of Vice Chancellor Judy Bergtraum:**

Governor Cuomo's FY2016-17 State Executive Budget recommends \$247.6 million in new appropriations: \$103 million for critical maintenance in senior colleges—that is the same amount **CUNY** received last year; \$52.7 million in critical maintenance projects at the community college level to match funding received from the city—that is higher than last year; the fourth year appropriation of \$55 million for the **CUNY** 2020 grant; and, \$37 million appropriated for operating expenses for the Dormitory Authority of the State of New York (DASNY) and for the Construction Fund.

Mayor de Blasio issued his Preliminary Budget last week. **CUNY** seldom sees additional capital funding at this time of year. But this year, there were some additions. The FY2017 Preliminary Capital Budget reflects an addition of \$14.5 million for programmatic initiatives and energy efficiency projects. This amount includes \$9 million for the ACE program at **Borough of Manhattan Community College** and **Queensborough Community College**, \$3 million for the construction of a student success center at **Bronx Community College**, and \$2.5 million for capital construction associated with the ASAP program.

**CUNY** is pleased that Mayor de Blasio decided to support its energy conservation projects, as well as the successful ASAP program. The next city budget, the Mayor's Executive Budget for FY2017, will be issued in April or May. During that budget period, the University will begin to see some funds added by the borough presidents.

Upon motions duly made, seconded and carried, the following resolutions were adopted: (Calendar Nos. 1 through 5)

**NO. 1. CHANCELLOR'S UNIVERSITY REPORT:** RESOLVED, That the Chancellor's University Report for January 26, 2015 (including Addendum, Errata, and Table Items) be approved:

**A. ADDENDUM**

**TRANSFER OF FACULTY FROM BROOKLYN, HUNTER AND LEHMAN COLLEGES TO THE CUNY GRADUATE SCHOOL OF PUBLIC HEALTH AND HEALTH POLICY (GSPHHP)**

RESOLVED, That effective January 29, 2016 the following faculty members be transferred from Brooklyn, Hunter and Lehman Colleges to the CUNY Graduate School of Public Health and Health Policy (GSPHHP):

NAME (Last, First)	PRESENT RANK	FORMER COLLEGE, SCHOOL AND DEPARTMENT	NEW SCHOOL	SENIORITY DATE	FULL-TIME APPOINTMENT DATE (COLLEGE)
<b>TENURED MEMBERS</b>					
Aguirre-Molina, Marilyn	Professor	<b>Lehman College;</b> School of Health Sciences, Human Services and Nursing; <i>Health Sciences</i>	GSPHHP	9/1/2007	9/1/2007
Auerbach, Marilyn	Associate Professor	<b>Hunter College;</b> School of Urban Public Health	GSPHHP	2/1/1985	2/1/1985
Berney, Barbara	Associate Professor	<b>Hunter College;</b> School of Urban Public Health	GSPHHP	9/1/2003	9/1/2003
Borrell, Luisa	Professor	<b>Lehman College;</b> School of Health Sciences, Human Services and Nursing; <i>Health Sciences</i>	GSPHHP	1/25/2008	1/25/2008
Caravanos, Jack	Professor	<b>Hunter College;</b> School of Urban Public Health	GSPHHP	7/1/1990	7/1/1990
Dowd, Jennifer B.	Associate Professor	<b>Hunter College;</b> School of Urban Public Health	GSPHHP	9/1/2008	9/1/2008
Eastwood, Elizabeth	Associate Professor	<b>Brooklyn College;</b> School of Natural and Behavioral Sciences; <i>Health and Nutrition Sciences</i>	GSPHHP	9/1/2003	9/1/2003
Fahs, Marianne	Professor	<b>Hunter College;</b> School of Urban	GSPHHP	5/1/2004	5/1/2004

NAME (Last, First)	PRESENT RANK	FORMER COLLEGE, SCHOOL AND DEPARTMENT	NEW SCHOOL	SENIORITY DATE	FULL-TIME APPOINTMENT DATE (COLLEGE)
		Public Health			
Freudenberg, Nicholas	Distinguished Professor	<b>Hunter College;</b> School of Urban Public Health	GSPHHP	7/1/1990	7/1/1990
Gallo, William T.	Professor	<b>Hunter College;</b> School of Urban Public Health	GSPHHP	8/26/2009	8/26/2009
Grassman, Jean	Associate Professor	<b>Brooklyn College;</b> School of Natural and Behavioral Sciences; <i>Health and Nutrition Sciences</i>	GSPHHP	1/28/1999	1/28/1999
Grov, Christian	Associate Professor	<b>Brooklyn College;</b> School of Natural and Behavioral Sciences; <i>Health and Nutrition Sciences</i>	GSPHHP	9/20/2007	9/20/2007
Horiuchi, Shiro	Professor	<b>Hunter College;</b> School of Urban Public Health	GSPHHP	9/1/2007	9/1/2007
Levin, Betty Wolder	Professor	<b>Brooklyn College;</b> School of Natural and Behavioral Sciences; <i>Health and Nutrition Sciences</i>	GSPHHP	9/1/1986	9/1/1986
Mirer, Franklin E.	Professor	<b>Hunter College;</b> School of Urban Public Health	GSPHHP	9/1/2006	9/1/2006
Nash, Denis	Professor	<b>Hunter College;</b> School of Urban Public Health	GSPHHP	8/25/2010	8/25/2010
Navder, Khursheed P.	Professor	<b>Hunter College;</b> School of Urban Public Health	GSPHHP	9/1/1998	9/1/1998
Oppenheimer, Gerald	Professor	<b>Brooklyn College;</b> School of Natural and Behavioral Sciences; <i>Health and Nutrition Sciences</i>	GSPHHP	7/1/1990	7/1/1990
Plichta, Stacey B.	Professor	<b>Hunter College;</b> School of Urban Public Health	GSPHHP	9/1/2008	9/1/2008

<b>NAME (Last, First)</b>	<b>PRESENT RANK</b>	<b>FORMER COLLEGE, SCHOOL AND DEPARTMENT</b>	<b>NEW SCHOOL</b>	<b>SENIORITY DATE</b>	<b>FULL-TIME APPOINTMENT DATE (COLLEGE)</b>
Roberts, Lynn	Assistant Professor	<b>Hunter College;</b> School of Urban Public Health	GSPHHP	2/1/1998	2/1/1998
Romero, Diana R.	Associate Professor	<b>Hunter College;</b> School of Urban Public Health	GSPHHP	9/1/2007	9/1/2007
Schooling, C. Mary	Professor	<b>Hunter College;</b> School of Urban Public Health	GSPHHP	8/25/2010	8/25/2010
Spark, Arlene	Professor	<b>Hunter College;</b> School of Urban Public Health	GSPHHP	9/1/1998	9/1/1998
Thorpe, Lorna	Professor	<b>Hunter College;</b> School of Urban Public Health	GSPHHP	11/16/2009	11/16/2009
Yeh, Ming-Chin	Associate Professor	<b>Hunter College;</b> School of Urban Public Health	GSPHHP	9/1/2003	9/1/2003

<b>NAME (Last, First)</b>	<b>PRESENT RANK</b>	<b>FORMER COLLEGE, SCHOOL AND DEPARTMENT</b>	<b>NEW SCHOOL</b>	<b>SENIORITY DATE</b>	<b>FULL TIME APPOINTMENT DATE (COLLEGE)</b>
<b>UNTENURED MEMBERS</b>					
Echeverria, Sandra	Associate Professor	<b>Hunter College;</b> School of Urban Public Health	GSPHHP	8/26/2015	8/26/2015
Geltman, Elizabeth	Associate Professor	<b>Hunter College;</b> School of Urban Public Health	GSPHHP	8/27/2012	8/27/2012
Gaba, Ann	Assistant Professor	<b>Hunter College;</b> School of Urban Public Health	GSPHHP	8/26/2009	8/26/2009
Haley, Sean J.	Assistant Professor	<b>Brooklyn College;</b> School of Natural and Behavioral Sciences; <i>Health and Nutrition Sciences</i>	GSPHHP	8/25/2010	8/25/2010
Johnson, Glen	Associate Professor	<b>Lehman College;</b> School of Health Sciences, Human Services and Nursing; <i>Health Sciences</i>	GSPHHP	8/25/2011	8/25/2011
Jones, Heidi	Assistant Professor	<b>Hunter College;</b> School of Urban Public Health	GSPHHP	8/26/2010	8/26/2010

## Board of Trustees Minutes of Proceedings, January 25, 2016

NAME (Last, First)	PRESENT RANK	FORMER COLLEGE, SCHOOL AND DEPARTMENT	NEW SCHOOL	SENIORITY DATE	FULL TIME APPOINTMENT DATE (COLLEGE)
Kelvin, Elizabeth	Assistant Professor	<b>Hunter College;</b> School of Urban Public Health	GSPHHP	8/26/2009	8/26/2009
Leung, May May	Assistant Professor	<b>Hunter College;</b> School of Urban Public Health	GSPHHP	8/25/2010	8/25/2010
Manze, Meredith	Assistant Professor	<b>Hunter College;</b> School of Urban Public Health	GSPHHP	8/27/2014	8/27/2014
Maroko, Andrew	Assistant Professor	<b>Lehman College;</b> School of Health Sciences, Human Services and Nursing; <i>Health Sciences</i>	GSPHHP	8/25/2010	8/25/2010
Pavilonis, Brian	Assistant Professor	<b>Hunter College;</b> School of Urban Public Health	GSPHHP	8/27/2014	8/27/2014
Sembajwe, Grace	Associate Professor	<b>Hunter College;</b> School of Urban Public Health	GSPHHP	1/27/2012	1/27/2012
Shen, Gordon	Assistant Professor	<b>Brooklyn College;</b> School of Natural and Behavioral Sciences; <i>Health and Nutrition Sciences</i>	GSPHHP	8/26/2015	8/26/2015
Tsui, Emma	Assistant Professor	<b>Lehman College;</b> School of Health Sciences, Human Services and Nursing; <i>Health Sciences</i>	GSPHHP	8/25/2011	8/25/2011
Waldron, Levi	Assistant Professor	<b>Hunter College;</b> School of Urban Public Health	GSPHHP	8/27/2013	8/27/2013
Wyka, Katarzyna E.	Assistant Professor	<b>Hunter College;</b> School of Urban Public Health	GSPHHP	8/25/2011	8/25/2011

**EXPLANATION:** By resolution by the Board of Trustees at its November 23, 2015 meeting, the CUNY School of Public Health will transition from the school's existing consortial model, including five CUNY administrative units, to a unified graduate school which will be renamed the CUNY Graduate School of Public Health and Health Policy, under the auspices of the Graduate School and University Center. The Board resolution further provided that all current faculty in public health, regardless of senior college home, could apply to transfer their appointments to the new school. Pursuant to the Board's resolution, the transfer of individuals to the new school will not affect their seniority. Accordingly, the seniority date for the transferred individuals shall be the same date as their original appointment to CUNY.

Each impacted instructional staff member has been advised of his/her seniority date in the new school.

**NO. 2. APPROVAL OF MINUTES:** RESOLVED, That the minutes of the regular Board meetings and Executive Session of November 23, 2015 be approved.

**NO. 3. COMMITTEE ON FACULTY, STAFF AND ADMINISTRATION:** RESOLVED, That the following items be approved:

**A. THE CITY UNIVERSITY OF NEW YORK - CONTINUATION OF MILITARY LEAVE AND EMPLOYER-PAID HEALTH AND WELFARE BENEFITS COVERAGE FOR UNIVERSITY EMPLOYEES RECALLED FROM THE RESERVES TO ACTIVE MILITARY SERVICE:**

RESOLVED, That the Board of Trustees of The City University of New York, in response to the continuing need for employees in the National Guard and Reserves to be activated for Military Service in response to the events of September 11, 2001, and in light of the continuing evolution of the response to September 11, 2001 into a wider campaign against terror, including military action in Afghanistan, hereby authorizes the continuation of Military Leave and Health & Welfare benefits for University employees in accordance with the following policies. These policies apply to employees of The City University of New York who are members of the National Guard, Reserve forces, or Reserve components of the Armed Forces of the United States.

**1. Supplemental Military Leave**

- (a) The City University of New York will provide a temporary leave category called Supplemental Military Leave at full pay. Employees of The City University of New York who have been federally activated or activated by the Governor of New York State for military service between September 11, 2001 and December 31, 2016 will be granted Supplemental Military Leave with full pay after the exhaustion of military leave with full pay pursuant to Section 242 of the New York State Military Law. While on such Supplemental Military Leave, the eligible employee will be in full pay status for a period not exceeding 30 work days, in addition to the leave that had been granted pursuant to Section 242 of the New York State Military Law. The Statutory Entitlement period is 30 work days for all Public Servant Soldiers of the City of New York in compliance with Chapter 238 of the laws of 2008.
- (b) Employees shall be eligible to receive Supplemental Military Leave through December 31, 2016. Supplemental Military Leave shall not be granted for military service performed after December 31, 2016. In no event shall more than one such grant of Supplemental Military Leave be credited to any employee for activation related to the war on terror regardless of the number of times the employee is activated between September 11, 2001 and December 31, 2016.

**2. Military Leave at Reduced Pay**

- (a) Employees shall be eligible to receive Military Leave at Reduced Pay through December 31, 2016. Military Leave at Reduced Pay status commences after the employee has exhausted Military Leave pursuant to Section 242 of the New York State Military Law, Supplemental Military Leave as set forth in paragraph 1 above, and any leave credits, other than temporary disability leave or sick leave, which the employee elects to use.
- (b) Employees in Military Leave at Reduced Pay status will be paid their regular City University of New York salary (base pay) reduced by military pay (base pay plus housing and food allowances). The determination of rate of payment for the Military Leave at Reduced Pay will be based upon the employee's regular City University of New York salary as of his/her last day in full pay status and the employee's military pay on the first day of his/her activation, and shall not be subject to adjustment during the period of leave at reduced pay.

- (c) Employees eligible for Military Leave at Reduced Pay will not be eligible to earn annual and temporary disability leave/sick leave accruals or to receive credit for holidays.
- (d) In no event shall Military Leave at Reduced Pay be granted for military service performed after December 31, 2016.

### 3. Continued Health Insurance Coverage

Covered dependents of eligible employees of The City University of New York, who are currently enrolled in a health plan with family coverage through The City University of New York and who have been federally activated or activated by the Governor of New York State for military service related to the war on terror shall continue to receive health insurance coverage with no employee contribution for a period not to exceed 12 months from the date of activation as long as the employee remains in full-pay status. If the employee is on unpaid leave, health insurance coverage will terminate at the end of 4 months. Contribution-free health insurance coverage will end at such time as the employee's active duty is terminated or the employee returns to City University of New York employment or December 31, 2016, whichever occurs first.

### 4. Other Provisions

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

EXPLANATION: On October 22, 2001, November 18, 2002, March 29, 2004, February 28, 2005, January 8, 2007, January 28, 2008, January 26, 2009, January 4, 2010, January 23, 2011, January 24, 2012, February 6, 2013, February 24, 2014 and January 26, 2015 the Board of Trustees passed resolutions extending Military Leave and employer-paid health and welfare benefits coverage for University employees recalled from the Reserves to active military service in response to the events of September 11, 2001. This resolution authorizes the continuation of these benefits through December 31, 2016 in response to the need for employees to serve in the Armed Forces in light of the continuing evolution of the response to September 11, 2001 into a wider campaign against terror, including military action in Afghanistan.

This resolution, consistent with the policies being followed by the State of New York for its employees, authorizes, under certain conditions, the continuation of Supplemental Military Leave at full pay for 30 work days, in addition to the Military Leave provided pursuant to Section 242 of the New York State Military Law. Further, after exhaustion of the Supplemental Military Leave, this resolution authorizes a Military Leave at Reduced Pay for military service performed through December 31, 2016, whereby the employee will receive salary from The City University of New York equal to the difference between the employee's regular CUNY salary and the military pay he/she is receiving. Finally, this resolution authorizes the continuation (through December 31, 2016) of dependent health care coverage, under certain conditions, for employees recalled to active service related to the war on terrorism (less any period in which the employee remains in full-pay status).

### **B. THE CITY UNIVERSITY OF NEW YORK - INCORPORATION OF THE CUNY GRADUATE SCHOOL OF PUBLIC HEALTH AND HEALTH POLICY FOUNDATION, INC.:**

RESOLVED, That the Board of Trustees of The City University of New York authorizes the incorporation of the CUNY Graduate School of Public Health and Health Policy Foundation, Inc. pursuant to the provisions of the Not-for-Profit Corporation Law of the State of New York, and consents to the use of "CUNY Graduate School of Public Health and Health Policy" as part of the name of the Foundation. The



Certificate of Incorporation and Bylaws of the Corporation shall be subject to approval as to form by the Office of the General Counsel on behalf of the Board of Trustees.

EXPLANATION: The Foundation shall be formed to support and advance the educational and research activities of the CUNY Graduate School of Public Health and Health Policy by raising funds and making contributions and grants to the Graduate School of Public Health and Health Policy. The Foundation shall operate in compliance with the Financial Management Guidelines for College Foundations issued by the Office of the University Controller.

**C. HUNTER COLLEGE - NAMING OF THE OLSHAN PROFESSOR OF CLINICAL PRACTICE:**

RESOLVED, That the Board of Trustees of The City University of New York approve the naming of the "Olshan Professor of Clinical Practice" in the Hunter College School of Education.

EXPLANATION: The Olshan family has pledged \$1,100,000 to the Hunter College Foundation, Inc. ("the Foundation") to establish a fund for the "Olshan Professor of Clinical Practice" within the School of Education at Hunter College. The Olshan Professor, holder of the first named chair in the School of Education's history, will expand the School's development of clinical programs and spearhead research on the skills and practices used by high-performing K-12 teachers. The Olshan Professor will also analyze the methods used in the United States to recruit, train, evaluate and compensate teachers, with the expectation that findings will be shared not only with schools in the New York City Department of Education, but also through scholarly papers, professional colloquia and public lectures. As a result, the Olshan Professor is expected to have a national impact on teacher preparation programs at departments of education across the country.

Carol Olshan received her B.A. from Hunter College in 1963, followed by a Master's Degree in 1972. She was an elementary school teacher in East Harlem for 16 years, and remains a passionate advocate for the teaching profession and for Hunter's School of Education which, she says, "literally made me who I am today." She adds, "It gave me a profession, it gave me a feeling of value. I'd wanted to be a teacher since third grade, and Hunter College gave me the wherewithal to pursue my dream."

Morton L. Olshan is the Founder and Chairman of Olshan Properties and its related entities, and is recognized as one of the leaders in the commercial real estate industry. In addition to his distinguished real estate career, Mr. Olshan has been actively involved in numerous civic and social service organizations. He is a Trustee Emeritus of the Horace Mann School, where he served on the Executive Board and was Chair of the Physical Facilities Committee. He also served as a Board member of the New York Urban Coalition, the Community Preservation Corporation, and represented the New York City Comptroller's Office on the Board of Trustees of the Metropolitan Museum of Art. He currently serves as a member of The President's Council of the New York Public Library.

**D. THE CITY UNIVERSITY OF NEW YORK - AMENDMENT TO THE UNIVERSITY'S OPTIONAL RETIREMENT PLAN AND TAX DEFERRED ANNUITY PLAN:**

RESOLVED, That the Board of Trustees of The City University of New York authorizes the Administrator of The City University of New York Optional Retirement Plan ("ORP") and The City University of New York Tax Deferred Annuity Plan ("TDA Plan") to reduce the number of companies serving as record-keepers to each Plan, and to designate TIAA-CREF as the sole record-keeper for each Plan. The Administrator of the Plans is authorized to take any action, enter into any agreements, and adopt any amendments to the ORP and TDA Plan documents necessary to effect this change in record-keepers, subject to review as to form by the Office of General Counsel.

EXPLANATION: Currently, each company that provides investment choices to the ORP and the TDA Plan acts as a separate record-keeper for the participants who choose to invest in its investment

products. There are presently nine companies that are providing record-keeping services to either the ORP, the TDA Plan, or both.

However, more than 90% of the assets in both Plans are held by TIAA-CREF. TIAA-CREF was chosen to be the sole record-keeper after the completion of a review by the Plans' advisor, Cammack Retirement.

There are a number of advantages to using a sole record-keeper, including:

- Substantially reduced costs across the Plans;
- Significant simplification of operations, resulting in fewer compliance and audit issues; and
- The ability to offer focused communication and education services to participants of the Plans, including the ability to offer a consolidated benefits statement to all participants.

**Chairperson Schmidt** stated that **Trustee Valerie Beal, University Faculty Senate Chair and Trustee Terrence Martell**, and others have done a wonderful job in simplifying CUNY's ORP and TDA plans, ensuring that it is efficient.

#### **E. THE CITY UNIVERSITY OF NEW YORK - AMENDMENT TO SECTION 6.1 OF THE BYLAWS:**

RESOLVED, That Section 6.1 and of the Bylaws of the Board of Trustees be amended to add two new titles in the CUNY School of Medicine; and be it further

RESOLVED, That the Board of Trustees waive the requirement in Section 5.1 of Article V that amendments to the Bylaws be proposed at a meeting preceding the meeting at which a vote is taken to permit a vote at this meeting in connection with this amendment.

***NOTE: New material is highlighted, deleted material is in brackets.***

#### **SECTION 6.1. INSTRUCTIONAL STAFF.**

The board hereby establishes the following instructional staff titles:

Chancellor  
 Chancellor emeritus  
 Executive vice chancellor  
 Chief operating officer  
 Senior vice chancellor  
 Vice chancellor  
 Associate vice chancellor  
 University provost  
 Secretary of the board  
 University administrator  
 University associate administrator  
 University assistant administrator  
 President  
 Dean of the City University School of Law  
 Dean of the Graduate School of Journalism  
 Dean of the Graduate School of Journalism  
 Dean of the Sophie Davis School of Biomedical Education  
 Senior vice president  
 Vice president  
 Assistant vice president  
 Senior university dean  
 University dean

University associate dean  
University assistant dean  
Dean  
Associate dean  
Assistant dean  
Administrator  
Associate administrator  
Assistant administrator  
Distinguished professor  
University professor  
Professor  
Associate professor  
Assistant professor  
Einstein professor  
Visiting distinguished professor  
Clinical Professor  
Distinguished lecturer  
Distinguished lecturer – medical series  
Distinguished lecturer – law school series  
Medical professor (basic sciences)  
Associate medical professor (basic sciences)  
Assistant medical professor (basic sciences)  
Medical lecturer  
Adjunct medical professor (basic sciences)  
Adjunct associate medical professor (basic sciences)  
Adjunct assistant medical professor (basic sciences)  
Adjunct medical lecturer  
Medical professor (clinical)  
Associate medical professor (clinical)  
Assistant medical professor (clinical)  
Adjunct medical professor (clinical)  
Adjunct associate medical professor (clinical)  
Adjunct assistant medical professor (clinical)  
Law school distinguished professor  
Law school university professor  
Law school non-teaching adjunct  
Law school professor  
Law school associate professor  
Law school assistant professor  
Law school instructor  
Law school library professor  
Law school library associate professor  
Law school library assistant professor  
Law school adjunct professor  
Law school adjunct associate professor  
Law school adjunct assistant professor  
Law school adjunct instructor  
Law school lecturer  
Visiting professor  
Visiting associate professor  
Visiting assistant professor  
Adjunct professor  
Adjunct associate professor  
Adjunct assistant professor

Adjunct lecturer  
 Affiliated professional  
 Professor of Military Science  
 Affiliated medical professor  
 Associate affiliated medical professor  
 Assistant affiliated medical professor  
 Affiliated medical lecturer  
 Affiliated medical teacher

**EXPLANATION:** The amendment to Article 6.1 adds two new titles in the CUNY School of Medicine: Affiliated Medical Lecturer and Affiliated Medical Teacher.

The titles of Affiliated Medical Lecturer and Affiliated Medical Teacher are being added to supplement the titles needed for instruction at the CUNY School of Medicine, which has received preliminary accreditation by the Liaison Committee on Medical Education (LCME) to begin offering an M.D. granting program in August 2016. In order to meet the LCME requirement that clinical medical faculty supervising student learning experiences at hospitals have appointments on the institution's faculty, on December 1, 2014, the Board approved the creation of three titles in an Affiliated Medical Professor series. The University is now creating two additional titles – Affiliated Medical Lecturer and Affiliated Medical Teacher – to permit the appointment of non-physician qualified health care professionals who will be actively engaged in the training and supervision of medical students. As with the other titles for affiliated medical faculty, individuals in these affiliated titles will not receive compensation from or have employment status at CUNY.

**NO. 4. COMMITTEE ON STUDENT AFFAIRS AND SPECIAL PROGRAMS: RESOLVED,** That the following item be approved:

**A. THE CITY UNIVERSITY OF NEW YORK - DELEGATION OF AUTHORITY TO GENERAL COUNSEL TO DESIGNATE THE NEW YORK STATE COMPTROLLER AS AN EDUCATION OFFICIAL OF THE CITY UNIVERSITY OF NEW YORK UNDER FERPA:**

RESOLVED, That the Board of Trustees hereby delegates to the General Counsel of The City University of New York the authority to designate the New York State Comptroller, and his/her agents and representatives, to act as an education official of The City University of New York for the purpose of conducting audits of CUNY programs pursuant to the State Comptroller's authority under New York State law. In such designation, the General Counsel shall set forth the conditions under which the State Comptroller and his/her agents and representatives shall be granted access to "education records" under the Family Educational Rights and Privacy Act (FERPA) while conducting such audits.

**EXPLANATION:** The State Comptroller at times conducts audits of CUNY programs in accordance with his/her authority under Article V, Section 1 of the State Constitution and Section 8 of the State Finance Law. In the course of these audits, the State Comptroller and his/her agents and representatives may need to review records which constitute "education records" under FERPA, which prohibits an educational institution from disclosing a student's personally identifiable education records to third parties unless the student consents or a particular exception applies. One exception under FERPA is that education records may be provided to "State and local educational officials" so long as they are "necessary in connection with the audit and evaluation of any federally or State supported education program." 20 U.S.C. 1232g(b)(5), see also 34 CFR 99.31(a)(3) and 34 CFR 99.35.

Although the State Comptroller is not an "educational official" of CUNY at this time, the United State Department of Education has determined, in the case of SUNY, that it would be consistent with FERPA for SUNY's governing body to designate the Comptroller as its representative for the purpose of conducting audits of State-supported education programs, and SUNY has done so.

This resolution would enable CUNY to take action appropriate action that would allow the State Comptroller to have access to records necessary to conduct its audits of CUNY programs without having to issue subpoenas (which involves another FERPA exception). The authority to designate the State Comptroller as an educational official is being delegated to the General Counsel to ensure that FERPA and all its implementing regulations are complied with and that the confidentiality of student education records is protected when they are provided to the State Comptroller's office.

**NO. 5. EXECUTIVE COMMITTEE: Notice of Actions Taken (January 4, 2016), for informational purposes:**

**A. THE CITY UNIVERSITY OF NEW YORK - APPROVAL OF SELECTION OF SOLIDDD CORP. TO PARTICIPATE IN THE START-UP NY PROGRAM THROUGH MEDGAR EVERS COLLEGE:**

RESOLVED, That the Executive Committee of the Board of Trustees of The City University of New York approves the selection of Soliddd Corp. ("SolidDDD") to participate in the Start-Up NY program (the "Program") through Medgar Evers College. The President of Medgar Evers College and the General Counsel are each authorized to execute and submit all documents that are necessary or useful to effectuate SolidDDD's participation in the Program. SolidDDD's participation in the Program shall be subject to all University and New York State requirements. All Program documents to be executed for the University shall be subject to approval as to form by the University Office of General Counsel.

EXPLANATION: The Program authorizes the creation of tax-free zones on eligible university campuses in New York State for new and expanding businesses. Under New York State law five CUNY campuses, including Medgar Evers College, have been designated by the Board to participate in the Program. CUNY campuses other than the five designated by the Board may apply to host tax-free zones in competition with other universities.

Tax-free zones may be located within eligible College campuses, affiliated business incubators, and certain off-campus space affiliated with participating Colleges. Businesses locating within these tax-free zones will be generally exempt from State taxes, and the income paid to new employees of such businesses will be fully or partially exempt from State income taxes, for a period of ten years. In order to participate in the Program, businesses must be either a start-up or a high-tech business, must create new jobs, must not compete with any existing business within the immediate community but outside the tax-free zone, must be aligned with or further the academic mission of the host campus, and must provide positive community and economic benefits. Businesses applying to participate in the Program are subject to approval by CUNY and the NYS Commissioner of Economic Development.

The five campuses designated by the Board are permitted to include an unlimited amount of campus and affiliated space in the Program. CUNY has worked with New York State Empire State Development, which administers the Program, to solicit potential businesses on an ongoing basis, and the College identified SolidDDD as offering a particularly strong fit for its academic programs. Pursuant to University policy, SolidDDD was evaluated and recommended for selection into the Program by a committee of College and Central Office staff, and by the College President and the Vice Chancellor for Facilities Planning, Construction and Management (or their designees).

**B. COLLEGE OF STATEN ISLAND - EXECUTION OF NEW LEASE FOR 120 STUYVESANT PLACE, STATEN ISLAND, NEW YORK:**

RESOLVED, That the Executive Committee of the Board of Trustees of The City University of New York authorizes the General Counsel to execute a new lease for fifteen years, for 16,150 rentable square feet of space on the first floor, at 120 Stuyvesant Place, Staten Island, New York, on behalf of the College of Staten Island. The lease shall be subject to approval as to form by the University Office of General Counsel.

EXPLANATION: To better serve the diverse higher educational needs of Staten Island, the College is broadening its geographic location and physical space by opening a satellite campus in the St. George section of the borough. The growing economic development of the St. George area, as well as being home to one of the borough's best transportation hubs, will enhance the College's opportunity to advance its mission of access and excellence.

The satellite campus in St. George would be located at 120 Stuyvesant Place. The proposed new lease will provide for 16,150 rentable square feet of administrative offices and academic space constituting the entire first floor of the building. The term of the lease will be for fifteen years and start upon substantial completion of the landlord's work. The base rent for the term will start at \$616,126 (\$38.15/RSF) per annum and will increase by 10% every five (5) years for the balance of the term. The rent includes the amortized cost of leasehold improvements built to the University's specifications by the landlord and increases of 1.5% per annum in lieu of operating expense escalations.

The Landlord shall be responsible for exterior, structural and roof repairs. The University will be responsible for its proportionate share of any increase on current real estate taxes.

**C. CUNY GRADUATE SCHOOL OF PUBLIC HEALTH AND HEALTH POLICY - EXECUTION OF LEASE AMENDMENT FOR 55 WEST 125<sup>TH</sup> STREET, NEW YORK, NEW YORK:**

RESOLVED, That the Executive Committee of the Board of Trustees of The City University of New York authorizes the General Counsel to execute a lease amendment for approximately fifteen years, for 29,104 rentable square feet of space on the fifth and sixth floors, at 55 West 125th Street, New York, New York, on behalf of the CUNY Graduate School of Public Health and Health Policy. The lease amendment shall be subject to approval as to form by the University Office of General Counsel.

EXPLANATION: The CUNY Graduate School of Public Health and Health Policy is currently located at 55 West 125th Street. The College currently occupies 26,000/RSF of space on the entire 7th floor and part of the 8th floor pursuant to a lease that started on August 3, 2015 and will expire on November 30, 2030. The base rent for the current space is \$981,500 (\$37.75/RSF) per annum.

The proposed new lease amendment will provide the college with an additional 29,104/RSF rentable square feet of offices and academic space constituting the entire 5th and part of the 6th floors of the building. The term of the lease amendment for the additional space will start upon substantial completion of the landlord's work and will expire on November 30, 2030, along with the existing space. The rent for the additional space will start at approximately \$1,251,472 (\$43.00/RSF) per annum. The combined base rent for the current space and the additional space will be approximately \$2,225,100 (\$40.38/RSF) and will increase by 12.5% on every fifth anniversary of the original start date of the lease.

The Landlord shall be responsible for all repairs, including the HVAC system. The landlord will also provide janitorial and pest control services to the School. The University will be responsible for interior maintenance and its proportionate share of any increases in current real estate taxes.

**Statement of Trustee Freida Foster:**

At the end of last year, there were negative and politically charged statements targeting Muslim-Americans and Muslims. There was a concern that **CUNY**, in spite of its progressive programs, tolerance, and acceptance, was not ready to take a position on the treatment of its Muslim students. Given the concerns that were highlighted in the press, it was disheartening to see that **The City University of New York** had not taken a more immediate, hard-line stance against the behaviors that students are taught to reject, so much so that students even questioned **CUNY's** position on the matter. Earlier this month, however, there was in our city an announcement of a landmark settlement. This involves a federal lawsuit brought by the American Civil Liberties Union and the New York Civil Liberties Union regarding the constitutionality of the New York Police Department's surveillance program of Muslim-American communities. The settlement established a Civilian Monitor appointed by Mayor de Blasio and will reinforce further existing safeguards against discrimination, including surveillance based solely on race, religion, or ethnicity. I want to strongly commend the **CUNY School of Law**, under the leadership of **Dean Anderson**, and particularly the students and faculty associated with the CLEAR project (Creating Law Enforcement Accountability and Responsibility) for their long-standing research and advocacy, which played a key role in the positive outcome of the settlement. This development is a victory for all New Yorkers in the city, including the **CUNY** community, who have the right to be free from discrimination while law enforcement focuses effectively on counterterrorism strategies. Even though the University's victory does little to ease the concerns of police violence ending in the unjust deaths of so many, this development is certainly a clear message of where **CUNY** stands as an institution. As an educational institution, the University must use its platform to find the teachable moments. Far too many opportunities to provide those teaching moments may have gone without effect. The leaders of the **CUNY** system have a responsibility to stand behind its students and call out the perpetrators of such behaviors. The settlement is a win-win for all the parties, and the **CUNY School of Law's** clinical program richly deserves appreciation and recognition.

**Upon motion duly made, seconded and carried, the public meeting was adjourned at 5:07 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.)**





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

**HELD**

**JANUARY 25, 2016**

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

The Executive Session was called to order at 5:09 P.M.

There were present:

**Benno Schmidt, Chairperson  
Philip A. Berry, Vice Chairperson**

**Wellington Z. Chen  
Una S. T-Clarke  
Rita DiMartino  
Freida D. Foster  
Judah Gribetz**

**Jill O'Donnell-Tormey  
Peter S. Pantaleo  
Carol A. Robles-Roman  
Barry F. Schwartz  
Charles A. Shorter**

Joseph K. Awadje, ex officio

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

**Chancellor James B. Milliken  
EVC and University Provost Vita Rabinowitz  
EVC and C.O.O. Allan H. Dobrin  
Vice Chancellor Judith Bergtraum  
Vice Chancellor Brian Cohen  
Vice Chancellor Frank Sánchez**

**Vice Chancellor Matthew Sapienza  
Vice Chancellor Pamela Silverblatt  
Vice Chancellor Gillian Small  
Associate VC Andrea Shapiro Davis  
Special Advisor Marc V. Shaw**

The absence of Trustees Valerie L. Beal, Hugo M. Morales, and Brian D. Obergfell was excused.

The Board went into Executive Session to collective bargaining matters.

Upon motion duly made, seconded and carried, the Executive Session was adjourned at 6:05 P.M.

**SECRETARY AND SENIOR VICE CHANCELLOR JAY HERSHENSON**

