The Board of Trustees of The City University of New York (CUNY) met on January 30, 2017 at Baruch College Vertical Campus, New York, New York, pursuant to a Notice sent by the Office of the Secretary of the Board, as revised on January 24, 2017.


**Trustees Absent:** Robert F. Mujica, Jr. and Brian D. Obergfell

**Others present:** Chancellor James B. Milliken, EVC and University Provost Vita Rabinowitz, SAC and Board Secretary Gayle M. Horwitz, Interim General Counsel and VC Jane Sovern, SVC&CFO Matthew Sapienza, Vice Chancellor Judy Bergrtraum, Vice Chancellor Brian Cohen, Vice Chancellor Pamela Silverblatt, Vice Chancellor Gloriana Waters, Interim Vice Chancellor Christopher Rosa, and Associate VC Andrea Shapiro Davis; President Michelle Anderson, President Diane B. Call, Interim President Vincent Boudreau, President Rudolph Crew, President José L. Cruz, President Scott E. Evenbeck, President William J. Fritz, President Farley Herzek, President Russell K. Hotzler, President Thomas Isekenegbe, President Marcia V. Keizs, President Gail O. Mellow, President Antonio Pérez, President Jennifer Raab, President Chase Robinson, President Felix V. Matos Rodriguez, President Jeremy Travis, Dean Sarah Bartlett, Dean Mary Lu Bilek, Dean Ayman El-Mohandes, Dean Mary Pearl, University Dean John Mogulescu, Senior Advisor Marc V. Shaw, and Research Foundation President Richard Rothbard.

**CONVENING OF PUBLIC MEETING**
Chairperson Thompson called the Public Meeting to order at 4:35 p.m.

Chairperson Thompson announced that the Public Meeting is being transmitted live on cable Channel 75; it is also being webcast live at www.cuny.edu/livestream. The Public Meeting will be available as a podcast within 24 hours and can be accessed through the CUNY website.

Chairperson Thompson 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.”

CHAIRPERSON’S REPORT
Chairperson Thompson stated that the Search Committee for a new president of City College, which was formed in consultation with Chancellor James B. Milliken and charged in early December, is chaired by Vice Chairperson Barry Schwartz, with Trustees Una Clarke, Judah Gribetz, Mayra Linares-Garcia, and Ken Sunshine serving as members. Graduate Center President Chase Robinson represents the college presidents on this Search Committee. College constituency representatives, including faculty, students and an alumnus, have been appointed consistent with Board guidelines.

Chairperson Thompson stated that the Search Committee for a new president of John Jay College of Criminal Justice, which was formed in consultation with Chancellor Milliken and charged in early December, is chaired by Trustee Charles Shorter, with Trustees Wellington Chen, Jill O'Donnell-Tormey, and Sandra Wilkin serving as members. Brooklyn College President Michelle Anderson and Queensborough Community College President Diane Bova Call represents the college presidents on this Search Committee. College constituency representatives, including faculty, students and an alumnus, have been appointed consistent with Board guidelines.

Chairperson Thompson stated that the General Counsel and Vice Chancellor for Legal Affairs Search Committee, which was formed in consultation with Chancellor Milliken and charged in late December, is chaired by Trustee Lorraine Cortés-Vázquez. John Jay College President Jeremy Travis and CUNY School of Law Dean Mary Lu Bilek represent the college presidents on this Search Committee. College constituency representatives, including faculty and students, have been appointed consistent with University guidelines.
Chairperson Thompson stated that he would like to report that the Board held its Public Hearing on the Board Calendar on Monday, January 23, 2017. Trustee Cortés-Vázquez chaired the hearing that was also attended by University Faculty Senate (UFS) Chair and Trustee Kay Conway and University Student Senate (USS) Chair and Trustee Chika Onyejiukwa, and members of the chancellery. A summary of the proceedings has been circulated to the Trustees and the Chancellor’s cabinet, and a transcript is available in the Office of the Secretary.

Chairperson Thompson stated that last week, he had the pleasure of joining SUNY Chairman H. Carl McCall to celebrate the 25th Anniversary of The Queens Educational Opportunity Center. The Center is an amazing place and the evening was truly inspirational. The Center enrolls more than 1,000 students, providing academic, college preparation, professional and technical programs, as well as high school equivalency programs. In fact, it is the largest high school equivalency test site in the nation, administering more than 6,000 exams annually.

Chairperson Thompson stated that he would like to congratulate Trustee Cortés-Vázquez, who received a Health Leadership Award from the National Hispanic Health Foundation at the 13th Annual Hispanic Health Professional Student Scholarship Gala event on December 15, 2016.

Chairperson Thompson stated that Trustee Wilkin is being honored this evening at the City & State 50 over 50 awards gala. She has distinguished herself by helping the city and state in civic affairs and the University salutes her accomplishments. She will be joined tonight by President Jennifer Raab, whose dedication to public higher education has led Hunter College to new heights. Congratulations to you both.

**Statement of Chairperson Thompson:**
Chancellor Milliken put out a statement back in November 2016 that talked about the University’s ideals, principles, and beliefs, as well as the fact that the University is an institution that is there for everyone, and that CUNY has been that vehicle for people from all countries and all backgrounds. It was reissued recently along with some other comments in light of what is happening in Washington with the new administration with regard to the attempt to squash the American dream. In fact, it is an attempt to prevent immigration to this country, and that is what has made this nation great. It is unfortunate right now that there are those that do not understand this.

In addition to Chancellor Milliken’s strong statement, he spoke about what CUNY is as an institution so I would urge everyone to take a look at the statement. The Board of Trustees have expressed their support of Chancellor Milliken’s statement, and will also provide a statement as fiduciaries, to reemphasize the beliefs and core principles of the Trustees of this institution, and let me thank my colleagues for making that very clear that they wanted to be out there also as a group.
Lastly, I would like to give Governor Andrew Cuomo two thumbs up for making his legal staff available to represent people because it is an all-hands-on-deck opportunity, and thank you again Chancellor Milliken for your initial comments, which were a great comfort to a number of CUNY students and faculty. Your continued comments mean a lot.

COLLEGE AND FACULTY HONORS
Chairperson Thompson called on Trustee Fernando Ferrer, who announced the following:

1. Nine City College faculty are recipients of Mellon Faculty Fellowships Designed to increase diversity and the retention rate of CUNY faculty. They are: Assistant Professors Nancy Cardwell, Angela Chitkara, Abby Kornfeld, Katherine Ritchie, Boukary Sawadodo, Linda Villarosa, Missy Watson, Terri Watson and Yoko Inagi Ferguson. They will participate in the new CUNY Mellon Faculty Diversity Career Enhancement Initiative, launched by Chancellor Milliken. The fellowships are funded by a $500,000 grant from the Andrew W. Mellon Foundation. Congratulations to all!

2. Lehman College Department of Physics and Astronomy Professor Luis Anchordoqui and Research Associate Tom Paul are members of the Pierre Auger Observatory’s Prestigious 500-Member Collaboration of World-Class Scientists, and recently contributed to what could be a potentially significant discovery in the world of particle physics and astronomy. The cosmic ray observatory is located in Pampa Amarilla, Argentina.

STUDENT AND ALUMNI HONORS
Chairperson Thompson called on Trustee Clarke, who announced the following:

1. Hunter College Senior Faiza Masood (Fay-Zah Ma-Sood) was one of two students from New York to receive a prestigious Marshall Scholarship. Since the Program’s inception, she is the seventh CUNY student to be awarded this great honor. Congratulations!

2. Third-Year CUNY School of Law students Annemarie Caruso and Maggie Gribben were recently awarded Skadden Fellowships for 2017. Since the Program’s inception, twelve CUNY Law graduates have served as Skadden Fellows. Congratulations!

GRANTS
Chairperson Thompson 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 October 26, 2016 Board meeting.

BARUCH COLLEGE
1. $135,184 PUBFND/BENEFICENT TECHNOLOGY, INC. to Karen Luxton-Gourgey, for “Outreach Coordination Project.”
BRONX COMMUNITY COLLEGE
1. $1,200,000 UNITED STATES DEPARTMENT OF EDUCATION to Michelle Danvers-Foust, for “Student Support.”
2. $500,000 ENVIRONMENTAL PROTECTION FUND to Angela Wambugu Cobb, for “Institutional Improvement.”
3. $430,972 UNITED STATES DEPARTMENT OF EDUCATION to Alex Ott, for “Student Support.”
4. $145,975 CAPITAL ONE to Alex Ott, for “Training.”
5. $100,000 NEW YORK STATE DEPARTMENT OF LABOR to Ruby Chua, for “Training.”
6. $100,000 NEW YORK CITY COUNCIL to Elizabeth Payamps, for “Student Support.”

BROOKLYN COLLEGE
1. $284,301 UNITED STATES DEPARTMENT OF EDUCATION to Lorraine Mondesir, for “Childcare Access Means Parents in School.”
2. $276,039 DEPARTMENT OF HEALTH AND HUMAN SERVICES/NATIONAL INSTITUTES OF HEALTH to Louise Hainline, for “Biometrical Research Training for Minority Honor Students.”
3. $157,000 NATIONAL INSTITUTES OF HEALTH to Luis Quadri, for “Interrogation of Mycobacterium Kansasii with Forward Genetics.”

CITY COLLEGE
1. $970,000 NEW YORK CITY COUNCIL to Ramona Hernandez, for “Libraries and Archives.”
2. $737,956 NEW YORK CITY DEPARTMENT OF SMALL BUSINESS SERVICES to Michael Bobker, for “Building Operator Training.”
3. $501,209 VARIOUS PRIVATE SOURCES to Vincent Boudreau, for “Colin Powell Center for Policy Studies.”
4. $428,849 UNIVERSITY OF WISCONSIN to Felice Ghilardi, for “Do Single Neurons Need to Sleep and Why?”
5. $201,435 SHARED SERVICES CENTER to Maria Tzortziou, for “Research Opportunities in Space and Earth Sciences 2013.”
6. $197,240 SHARED SERVICES CENTER to Kyle McDonald, for “Research Opportunities in Space and Earth Sciences 2013 (ROSES-2015).”
7. $190,001 COLUMBIA UNIVERSITY to Lia Krusin-Elbaum, for “Columbia University Materials Research Science and Engineering Center.”
9. $150,905 COLUMBIA UNIVERSITY to James Booth, for “Characterization of Oceanic Post-Cold Frontal Clouds and Their Model Representation.”
10. **$150,678**  
**NEW YORK STATE DEPARTMENT OF TRANSPORTATION** to Camille Kamga, for “University Transportation Research Consortium - NYMTC.”

11. **$121,000**  
**UNIVERSITY OF MARYLAND** to Peter Romanov, for “Science and Management Support for NPP VIIRS Snow EDRs.”

12. **$115,068**  
**SHARED SERVICES CENTER** to Kyle McDonald, for “Earth and Atmospheric Sciences ROSES-2015/Science Utilization of the Soil Moisture Active-Passive Mission.”

13. **$102,040**  
**UNIVERSITY OF MARYLAND** to Alex Gilerson, for “CREST Ocean Color LISCO (AERONET Site) Cruise Data & Matchup.”

14. **$100,000**  
**UNIVERSITY OF MARYLAND** to Samir Ahmed, for “A New Technique for VIIRS Detection and Delineation of Karenia Bevis HABS in the West Florida Shelf without the Need for a Flourescence Channel.”

15. **$100,000**  
**UNIVERSITY OF MARYLAND** to Naira Chaouch, for “CICS: River and Lake Ice Mapping Using NPP/JPSS VIIRS Sensor to Support NOAA NWS.”

**GRADUATE SCHOOL AND UNIVERSITY CENTER**

1. **$126,921**  
**NEW YORK STATE EDUCATION DEPARTMENT** to Gita Martohardjono, for “Multilingual Literacy SIFE Screener.”

**HUNTER COLLEGE**

1. **$939,448**  
**FHI 360/UNITED STATES AGENCY FOR INTERNATIONAL DEVELOPMENT** to Martha Bragin, for “Kabul & Heart University Counseling Partnership with Hunter College of CUNY.”

2. **$362,338**  
**NEW VISIONS FOR PUBLIC SCHOOLS** to Matthew Caballero, for “Urban Teacher Residency Grant.”

3. **$349,575**  
**UNITED STATES DEPARTMENT OF EDUCATION** to Jennifer Hayashida, John Chin, and Paul McPherron, for “Hunter College AANAPISI Project: Improving Learning Environment & Academic Outcomes for API Students.”

4. **$199,167**  
**UNITED STATES DEPARTMENT OF EDUCATION** to Elizabeth Cardoso, for “Long-Term Training: Rehabilitation Counseling.”

5. **$143,446**  
**NORTHEASTERN UNIVERSITY/NATIONAL INSTITUTE ON DRUG ABUSE** to Jeffrey Parsons, for “Efficacy of Internet-Based HIV Prevention.”

6. **$139,692**  
**UNITED STATES DEPARTMENT OF DEFENSE OFFICE/OFFICE OF NAVAL RESEARCH** to Mary Cavanaugh and Manny Gonzalez, for “Fatherhood Initiative.”

7. **$112,320**  
**NATIONAL SCIENCE FOUNDATION** to Jessica Rothman, for “Exploring the Links Between Biodiverse Foods, Nutritional Quality, and Food Security.”

**JOHN JAY COLLEGE OF CRIMINAL JUSTICE**

1. **$2,000,000**  
**UNITED STATES AGENCY FOR INTERNATIONAL DEVELOPMENT** to Javier Osorio, for “Promoting Quantitative Analysis Capabilities and Applied Research on Citizen Security in Central America.”

2. **$619,010**  
**UNITED STATES DEPARTMENT OF EDUCATION** to Anthony Carpi and Kate Szur, for “A Success Pipeline for Hispanic Students: Expanding a Model...”
Transfer Articulation Program by Supporting Cohort Identity, Academic Progress, and Learner-Centered Curriculum.”

3. $587,292 ROBIN HOOD FOUNDATION to Dara Byrne, for “Acceleration, Completion, Engagement (ACE) Program.”

4. $316,753 CITY OF KALAMAZOO, MI to David Kennedy, for “Reducing Serious Violence in Kalamazoo.”

5. $300,000 THE CITY OF YORK, PENNSYLVANIA to David Kennedy, for “Reducing Serious Violence in York, PA.”

6. $271,975 SAVANNAH RIVER NUCLEAR SOLUTIONS to Anthony Carpi, for “Determination of Mercury Reduction and Volatilization Mechanisms for Soil at the Oak Ridge Y-12 National Security Complex.”

7. $265,000 MAYOR’S OFFICE OF CRIMINAL JUSTICE to Jeffrey Butts, for “Sustaining the Assessment of New York City’s Anti-Violence Initiative.”

8. $254,871 NEW YORK CITY HUMAN RESOURCES ADMINISTRATION to Will Simpkins and Chantelle Wright, for “NYC/HRA/CUNY/COPE/John Jay.”

9. $242,197 GOVERNMENT OF THE VIRGIN ISLANDS (DEPARTMENT OF PROPERTY AND PROCUREMENT) to David Kennedy, for “Technical Assistance and Strategies for the Territory of the Virgin Islands.”

10. $135,688 UNITED STATES DEPARTMENT OF EDUCATION VIA BOROUGH OF MANHATTAN COMMUNITY COLLEGE to Kate Szur, for “Title III: HSI STEM Articulation Digital Pathways Initiative.”

11. $105,242 NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES to Ann Jacobs, for “ATI Program, College Initiative.”

12. $100,000 NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES to Ann Jacobs, for “Prison to College Pipeline (P2CP).”

KINGSBOROUGH COMMUNITY COLLEGE

1. $149,941 CAPITAL ONE FOUNDATION to Babette Audant, for “Data Tracking Strategy to Inform Institutional Growth & Improve Student Outcomes.”

LEHMAN COLLEGE

1. $1,811,315 UNITED STATES DEPARTMENT OF EDUCATION to Herminio Martinez, for “Lehman College Title III – National Development Program (ALPHA Two).”

2. $180,259 NATIONAL AERONAUTICS AND SPACE ADMINISTRATION to Luis Anchordoqui, for “U.S. Participation in the Extreme Universe.”

3. $121,035 NEW YORK CITY COUNCIL to Traci Palmieri, for “Middle Schools Visit.”

NEW YORK CITY COLLEGE OF TECHNOLOGY

1. $944,176 NEW YORK STATE DEPARTMENT OF EDUCATION to Bonne August, for “Perkins.”

2. $400,000 NEW YORK STATE DEPARTMENT OF EDUCATION to Bonne August, for “CSTEP.”
3. $297,232 DEPARTMENT OF HEALTH AND HUMAN SERVICES/SUBSTANCE ABUSE AND MENTAL HEALTH SERVICES ADMINISTRATION to Carmel Dato, for “Educating Nursing and Human Services Students.”

4. $200,000 NEW YORK STATE DEPARTMENT OF EDUCATION to Bonne August, for “Teacher Leader Quality Partnership Program.”

5. $151,795 UNITED STATES DEPARTMENT OF DEFENSE to Delaram Kahrobaei, for “Homorphic Encryption & Applications.”

6. $142,312 UNITED STATES DEPARTMENT OF EDUCATION to Hong Li, for “Digital Pathways Project.”

QUEENS COLLEGE

1. $1,198,536 NATIONAL SCIENCE FOUNDATION to Stephen Farenga, for “Preparation of STEM Majors and Recruitment of STEM Graduates to Increase the Number of Highly Qualified STEM Teachers.”

2. $986,562 UNITED STATES DEPARTMENT OF EDUCATION to Eva Fernandez, for “STEM Bridges Across Eastern Queens.”

3. $685,934 NATIONAL INSTITUTES OF HEALTH to Yoko Nomura, for “The Infants of Superstorm Sandy: The Epigenetic and Developmental Impact of a Natural Disaster.”

4. $575,000 UNITED STATES DEPARTMENT OF EDUCATION to Patricia Rachal and Susanne Morrow, for “The New York Deaf-Blind Collaborative.”

5. $462,000 NATIONAL INSTITUTES OF HEALTH to Alicia Melendez, for “Role of Autophagy and Retromer Genes in GLP-1/Notch Signaling.”

6. $450,000 NEW YORK CITY COUNCIL to Theodore Brown, for “Tech Incubator.”

7. $433,206 NATIONAL SCIENCE FOUNDATION to Eleanor Armour-Thomas, Leslee Grey, Stephen Farenga, Yung-Chi Chen, and Line Saint-Hilaire, for “Facilitating Teachers’ and Young Children’s Science Learning through Iterative Cycles of Teacher Professional Development.”

8. $404,227 THE KUPFERBERG FOUNDATION to Vivian Charlop, for “Kupferberg Annual Gift.”

9. $351,667 NEW YORK CITY DEPARTMENT OF HEALTH AND MENTAL HYGIENE to Steven Markowitz, for “New York City Community Air Survey Program.”

10. $311,876 NATIONAL INSTITUTES OF HEALTH to Zahra Zakeri, for “MARC Undergraduate Student Training in Academic Research at Queens College.”


12. $250,000 UNITED STATES DEPARTMENT OF EDUCATION to Sara Woolf, for “Integrated Master’s Program in Early Childhood Special and Bilingual Education.”

13. $249,673 UNITED STATES DEPARTMENT OF EDUCATION to Emilia Lopez, for “Culturally Responsive Intervention Project: Training School Psychologists”
14. **$226,600** United States Department of Education to Mirian Detres-Hickey, for “DSSS: Disable Student Services.”

15. **$208,333** Air Force Office of Scientific Research to Andrew Rosenberg, for “SPARKLER: Scalable Prosodic, Anomaly and Relational Knowledge Exploration of Language with Enhanced Robustness.”

16. **$168,092** New York City Department of Health and Mental Hygiene to Steven Markowitz, for “New York City Community Air Survey Program.”

17. **$167,378** New York State Department of Education to Jennifer Eddy, for “World Language Pathways Curriculum and Assessment Initiative.”

18. **$160,000** Verizon Foundation to Diane Gahagan, for “Industry Specialized Training.”

19. **$142,721** National Science Foundation/Binational Science Foundation to Azriel Genack, for “NSF/DMR/BSF: Universality and Control of Wave Propagation Inside Random Media.”

20. **$125,000** Air Force Office of Scientific Research to Andrew Rosenberg, for “SPARKLER Scalable Prosodic Anomaly and Relational Knowledge Exploration of Language with Enhanced Robustness.”

21. **$109,203** New York City Department of Education to Robin Hizme, for “Townsend Harris High School Collaboration Program.”

22. **$106,553** Centers for Disease Control/Mount Sinai Research Hospital to Steven Markowitz, for “Prognosis and Determinants of Asthma Morbidity in World Trade Center Rescue and Recovery Workers.”

**College of Staten Island**

1. **$414,579** New York State Department of Education to Lisa Ebert and Shawn Landry, for “Liberty Partnerships Program.”

2. **$128,342** Department of Health and Mental Hygiene to Christopher Cruz Cullari, for “Creative Exchange Program.”

3. **$121,035** New York City Council to Ralf Peetz, for “Middle Schools Visits – CSI.”

4. **$120,000** Craig H. Neilson Foundation to Maria Knikou, for “Transspinal Simulation to Increase Neuroplasticity.”

**Chancellor’s Report**

Chancellor Milliken opened up his report by stating that this is an especially meaningful time for this meeting because of a number of recent developments, some very positive for CUNY’s future and some a source of deep concern for the institution and the students. In that latter case, I refer to the new administration’s recent orders restricting travel, including those with student visas who have been studying at CUNY. One of the proudest strengths of CUNY, going back to its founding, is the contributions that immigrants make, as students, staff, and faculty. They have long brought remarkable creativity, talent and drive, not just to the University, but as graduates to the city and country. Today, about forty percent of CUNY’s undergraduates were born in another country and...
they are some of the most outstanding students that the University has. Not only does CUNY not discriminate in any way, but I am particularly proud of the fact that CUNY offers more support and guidance to immigrant students and that is unmatched by any other university, and I am proud that the Board of Trustees are such strong supporters of the policies and practices of CUNY that have provided support to the students over the years.

As Chairperson Thompson mentioned, I wrote again to the CUNY community, reaffirming the University’s unwavering support for the immigrants and foreign students in the community, especially at this critical moment. My colleagues at the campuses who talk to students and others every day join me in appreciating the Board’s continued strong support of CUNY. It lets the students know that they can rely on the University’s leaders and sends a message to the elected leaders about the values of CUNY and why they matter.

As I said, there is also some very positive news, and I am pleased that the University has in the last few days released its strategic framework, which articulates a vision for reinvigorating CUNY’s special admission into the 21st Century. I am also pleased that the path forward for that vision has been brightened by Governor Cuomo’s Executive Budget. Despite all the challenges for higher education across the country, New York has continued to support its public universities, and for that reason I am optimistic about the future of the nation’s largest public university. Governor Cuomo’s budget proposals offer critical support for the students and CUNY. The chancellery is, of course, especially pleased with Governor Cuomo’s Excelsior free tuition proposal. It is a welcome initiative that will put high-quality education within reach of even more lower- and middle-income students. In addition to addressing cost, it promotes timely completion, which is one of CUNY’s highest priorities. It underscores the importance of higher education in creating opportunities for New Yorkers and advancing the prosperity of the state.

The chancellery also very much appreciated Governor Cuomo’s support for passage of the Dream Act, which will extend financial aid and other benefits to CUNY’s many outstanding undocumented students. This has consistently been a high priority of this Board. The administration is also grateful for Governor Cuomo’s commitment to the Predictable Tuition Plan, which will help ensure financial stability for the University, allowing families to plan ahead and provide important funding for academic programs and student services. The University has a significant financial obligation to fund the support for the talented faculty and staff, and in my view there is no better use of state funding, of city funding, and of tuition funding, than attracting and retaining high-quality faculty. Even with the tuition increases contemplated in the Request and in the Executive Budget, CUNY’s in-state tuition will continue to be well below the average for public universities in this country, and when combined with Pell Grants and New York’s TAP program, it will keep college affordable for CUNY’s residents. Most of the undergraduate students pay no tuition, and the vast majority of the graduates leave CUNY with no federal debt.
The University is also gratified by the significant investment in the Executive Budget for critical maintenance at the senior and community colleges, and Senior Vice Chancellor and Chief Financial Officer (SVC&CFO) Matthew Sapienza will provide more detail on the operating and capital provisions of the budget when he is called on later in the meeting.

CUNY recently received a remarkable affirmation of the effectiveness of its mission. The University's role in advancing low-income students to the middle class and beyond is well-known, and an important new study, by a group of respected economists, offers stunning confirmation of this accomplishment. They analyzed an extraordinarily large body of income data and created a mobility index for colleges across the country. A number of CUNY's colleges, not surprisingly, ranked near the top. But what the research emphasized was the scale of the University's success. As an article in the *New York Times* put it: "The new data shows, for example, that The City University of New York system propelled almost six times as many low-income students into the middle class and beyond as all eight Ivy League campuses, plus Duke, M.I.T., Stanford and Chicago, combined." I hope this finding gives you as much pride in CUNY's accomplishments as it does me.

The way that the University will accelerate its performance and update its mission for the 21st Century are articulated in the new strategic framework. The administration will have many opportunities over the next few months to discuss specific strategies and implementation, and I look forward to the Board's involvement. The framework was under development at the same time as the University's four-year Master Plan, which this Board adopted in the fall, and many of the goals are reflected in that document as well. In addition, when the Budget Request was adopted by the Board, the chancellery also presented, for the first time, a four-year financing plan, which reflected a funding plan for the strategies set forth in the framework. Furthermore, there has been considerable consultation and lots of work on individual elements of the plan, led by a steering committee of faculty, students, and presidents. CUNY has had specific working groups on the student experience and global engagement. The University benefitted by having presidential task forces on experiential learning and online education, as well as outside expert advice on fundraising, business process design, and a task force on remediation led by Executive Vice Chancellor and University Provost Vita Rabinowitz. This focus and more has led to the development of a thoughtful, comprehensive plan. As former President Eisenhower once said, it is the planning, not the plan that is important, and this plan will no doubt be improved upon as work is continued. But I am pleased about where CUNY is today and the response from others has been heartening.

In a new economy that increasingly requires education beyond high school for economic success, the University commits to raising graduation rates significantly so that more students will benefit from the much higher career achievements that diplomas allow. CUNY will partner with the Department of Education (DOE) to ensure that more students graduated from city high schools will be prepared to succeed in college. The University will reform CUNY’s remediation program—a major effort that relies on evidence-based strategies and national best practices that the University believes will be more effective in getting students into degree-granting courses sooner.
CUNY needs to increase its full-time faculty and its academic advising. This will give students greater workplace experience and networks to improve prospects for careers. The plan is referred to as Connected CUNY, because much of its success depends on how the University collaborates to leverage its strengths—internally, partnering with the state and city, with public schools, with other universities, with philanthropies, and with the private sector.

One critical part of the plan, and one that will receive some special attention today, is the development of a new administrative model to ensure a more efficient and effective administration, delivering better services to colleges, students, faculty, and staff, saving tens of millions of dollars a year, which can be devoted to the classroom and student success. This new model will promote financial transparency and accountability, and give New Yorkers confidence that their taxpayer dollars will produce exceptional returns. In that regard, I have joined in the recommendation of a Standing Committee on Audit, and I am pleased that the Board will consider that. Also, I am pleased to report that as part of CUNY’s administrative reorganization, the University is establishing a new senior position, reporting to the Chancellor and working closely with the Board, with responsibility for enterprise risk management.

As mentioned, CUNY’s four-year financial plan calls for the reallocation of $75 million on a recurring basis after four years. This will be possible only through a new focus on the delivery of administrative services in the most cost-effective way. Over the past four months the University has worked with McKinsey & Company on what CUNY is referring to as the Administrative Excellence Initiative, and it is a key part of strategic planning. The work with McKinsey was extensive, and involved hundreds of participants from across the CUNY system and at the Central Office. Among the most important outcomes of this work was an agreement on a system administrative architecture.

Systems are commonly referred to as centralized or decentralized, and at CUNY you can find specific instances that might be characterized as one or the other, and unfortunately sometimes both with the duplication that it brings. The University developed an approach working with McKinsey and its colleagues at the colleges—a new federated model. Those things that should be centralized, like spending policies, will be. Those things that should be decentralized, like routine maintenance, will be. Those expert functions, that are not part of central management and are not required in 24 locations, like a 24/7 computer help desk, would be managed as a shared service with campus customers involved in governance. With this conceptual framework in mind, I am excited about the work that the University will embark on.

SVC&CFO Sapienza has been leading CUNY’s work with McKinsey and he will be the primary presenter on this initiative today, but I want to say just a few words to get started—which of course cannot be done without a power point.
PRESENTATION ON ADMINISTRATIVE EXCELLENCE INITIATIVE

Topics For Discussion

- Summary of Process
- Current State of Administrative Operations
- Recommendations for New Operating Model

Administrative Excellence Initiative
Project Objectives:

- Identify opportunities to improve administrative service levels to the end user, reduce costs and reinvest in CUNY’s strategic priorities
- Prioritize these opportunities by feasibility and size of impact
- Outline a roadmap for implementation
- Engage stakeholders across CUNY in the development and prioritization and execution of these opportunities

Summary Observations

- While CUNY has generated significant administrative savings over the past two years, our operating model is in need of a fresh, comprehensive rethinking—like most institutions, the current state reflects decades of evolution, leaving CUNY without a consistent, optimal approach to its business functions
- CUNY’s current administrative operating model suffers from gaps in service delivery and some duplication, leading to savings opportunities
- A new administrative operating model could provide CUNY with both administrative savings and improved service levels
- Our $75M operating savings target is achievable, along with potential for a significant improvement in service levels
- Capturing this opportunity will require a significant level of planning and execution rigor that few university systems have been able to achieve
Exploring CUNY’s administrative operating model:

Through this effort, we sought to identify several types of
opportunities:

- Efficiencies in administrative operations that can be reinvested in
  our mission
- Improved effectiveness in administrative functions
  — More consistent service levels
  — Better user satisfaction
  — Lower potential for risk
- New sources of revenue related to our existing assets

...that caused us to examine five questions about our administrative operating model:

1. **Scope of services**: What administrative services we provide?
2. **Service delivery model**: How are these services delivered?
3. **Service placement**: Where are these services performed?
4. **Economic model**: How are these services funded?
5. **Governance and performance management**: How are these services managed and by whom?

### The in-scope elements of the administrative operating model

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<tr>
<th>Operating model element</th>
<th>Service Scope (WHAT)</th>
<th>Service delivery model (WHERE)</th>
<th>Service placement (WHEN)</th>
<th>Economic model (WHY)</th>
<th>Governance and performance management (WHO)</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Finance HR IT Facilities Enrollment Procurement Enterprise Risk Management Public Services Functions</td>
<td>Process standardization Automation Self service Compliance and risk management Training and skills</td>
<td>Shared centrally Duplicated on various campuses Managed locally on campus</td>
<td>Funding mechanism Transparency</td>
<td>KPIs Visible performance Active performance management Voice of customer Priority and budget Formal governance</td>
</tr>
</tbody>
</table>

### Service Scope of administrative services

<table>
<thead>
<tr>
<th>Function</th>
<th>Sub-function</th>
<th>Sub-function</th>
</tr>
</thead>
<tbody>
<tr>
<td>System Management</td>
<td>System-level planning and budgeting</td>
<td>System-level planning and budgeting</td>
</tr>
<tr>
<td></td>
<td>Strategic planning and evaluation</td>
<td>Strategic planning and evaluation</td>
</tr>
<tr>
<td>Enterprise Risk Management</td>
<td>Business continuity</td>
<td>Business continuity</td>
</tr>
<tr>
<td></td>
<td>Health and safety</td>
<td>Health and safety</td>
</tr>
<tr>
<td></td>
<td>Operational risk</td>
<td>Operational risk</td>
</tr>
<tr>
<td></td>
<td>Financial risk</td>
<td>Financial risk</td>
</tr>
<tr>
<td></td>
<td>Compliance</td>
<td>Compliance</td>
</tr>
<tr>
<td>Enrolment</td>
<td>System-level decision-making</td>
<td>System-level decision-making</td>
</tr>
<tr>
<td></td>
<td>Application processing</td>
<td>Application processing</td>
</tr>
<tr>
<td></td>
<td>Financial aid</td>
<td>Financial aid</td>
</tr>
<tr>
<td></td>
<td>Student engagement</td>
<td>Student engagement</td>
</tr>
<tr>
<td></td>
<td>Student support</td>
<td>Student support</td>
</tr>
<tr>
<td></td>
<td>Student services</td>
<td>Student services</td>
</tr>
<tr>
<td>Capital &amp; Facilities</td>
<td>Capital planning</td>
<td>Capital planning</td>
</tr>
<tr>
<td></td>
<td>Construction and renovation</td>
<td>Construction and renovation</td>
</tr>
<tr>
<td></td>
<td>Real estate</td>
<td>Real estate</td>
</tr>
<tr>
<td></td>
<td>Facility management</td>
<td>Facility management</td>
</tr>
<tr>
<td></td>
<td>Space and ventilation</td>
<td>Space and ventilation</td>
</tr>
<tr>
<td></td>
<td>Campus administration</td>
<td>Campus administration</td>
</tr>
<tr>
<td>Finance</td>
<td>Financial planning and budgeting</td>
<td>Financial planning and budgeting</td>
</tr>
<tr>
<td></td>
<td>Auditing</td>
<td>Auditing</td>
</tr>
<tr>
<td></td>
<td>Treasury</td>
<td>Treasury</td>
</tr>
<tr>
<td></td>
<td>Contingency</td>
<td>Contingency</td>
</tr>
</tbody>
</table>

*The data in this slide is not necessarily congruent with the organizational structure of the central office or colleges.*
Annual operating spend in scope for this diagnostic was ~$1.3B:

![Graph showing annual expense in scope for current projects and total spend.]

Process timeline: this effort included extensive engagement with CUNY leadership and staff
- September
- October
- November
- December

- Interviewed/processed owners and collected data
d- Interviewed/processed owners and collected data
- Worked with deep-dive campuses: collected campus data
- Developed high-level plans to implement potential changes and align stakeholders

Findings: Summary of current state

<table>
<thead>
<tr>
<th>Operating model element</th>
<th>Current state</th>
</tr>
</thead>
<tbody>
<tr>
<td>Focus of services</td>
<td>* Administrative functions total ~$1.3B in operating spend (including processed spend)</td>
</tr>
<tr>
<td>Service delivery model</td>
<td>* Limited standardization of administrative processes</td>
</tr>
<tr>
<td></td>
<td>* Mix of automated and manual processes (e.g., payroll, application processing)</td>
</tr>
<tr>
<td></td>
<td>* Self-service through CUNYFirst for select functions (e.g., procurement) but lacking in others (e.g., benefits)</td>
</tr>
<tr>
<td></td>
<td>* Limited compliance built into processes and alignment of resources toward greatest risk</td>
</tr>
<tr>
<td>Service placement</td>
<td>* Arrive including services shared centrally, services managed locally on campuses, and services duplicated between centers and campuses</td>
</tr>
<tr>
<td>Economic model</td>
<td>* Shared or centralized services funded through mixture of central budget allocations</td>
</tr>
<tr>
<td></td>
<td>* No clear system for reporting shared service costs back to campuses.</td>
</tr>
<tr>
<td>Governance and performance management</td>
<td>* Minimal measurement and active management of administrative performance (e.g., cycle times, financial)</td>
</tr>
<tr>
<td></td>
<td>* Ad hoc measurement of user satisfaction (e.g., budget &amp; finance survey)</td>
</tr>
<tr>
<td></td>
<td>* Some oversight committees of certain shared functions (e.g., IT steering committee), but these functions have minimal user governance with real authority</td>
</tr>
</tbody>
</table>
Objectives of new model: CUNY’s new operating model needs to achieve five clear objectives

1. Must be a highly-efficient operating model that avoids unnecessary duplication

2. Deliver improved levels of service to end users

3. Must guard against financial, operational and reputational risk

4. Must be a solution that maximizes the chance of a successful implementation

5. Should enable CUNY to direct resources towards highest-value activities in support of CUNY’s students, teaching, research and community engagement

Impact: What would success look like under the new operating model?

- $71M in annualized savings
  - Inclusive of all cost savings for redeployment
  - Inclusive of recurring revenue and amortized income stream from capital assets
  - Not inclusive of financial benefits from improved service levels (e.g., faster applications processing)

- Improved service levels on services most important to end users, e.g.,
  - Application processing
  - Payroll and benefits management
  - Procurement

- Financial and operating sustainability of administrative operating model
  - Recurring financial benefits
  - Dramatically improved capabilities among administrative staff
  - New continuous improvement culture

- Comprehensive risk management system characterized by:
  - Clear policies
  - Transparency on risk
  - Risk-based allocation of compliance resources
  - Materially reduced exposure to risk

There are three common operating models for university systems

<table>
<thead>
<tr>
<th>Operating Model</th>
<th>Defining characteristics</th>
</tr>
</thead>
<tbody>
<tr>
<td>Decentralized</td>
<td>* Small central administration focused on strategy, policy, and risk management</td>
</tr>
<tr>
<td></td>
<td>* Campuses given a budget and target metrics focused on outcomes and efficiency, and full accountability for delivery</td>
</tr>
<tr>
<td>Federated</td>
<td>* Specific criteria for how and where different types of functions are delivered based on best practice</td>
</tr>
<tr>
<td></td>
<td>* User governance with accountability on shared activities</td>
</tr>
<tr>
<td></td>
<td>* Minimal duplication between central and campus</td>
</tr>
<tr>
<td></td>
<td>* Robust performance management, with transparency on performance and service levels</td>
</tr>
<tr>
<td>Centralized</td>
<td>* Most administrative functions controlled centrally (with some maintained campus presence)</td>
</tr>
<tr>
<td></td>
<td>* User governance with consequences for central administrative leaders</td>
</tr>
<tr>
<td></td>
<td>* Robust performance management with transparency to users</td>
</tr>
</tbody>
</table>
Recommendations

**Move to a NEW federated operating model**

- Transition administrative functions, based on clear criteria, into appropriate central, shared services or campus-based environment
- Standardize major transactional processes with clear owners and document standard operating procedures
- Automate rules-based processes using existing and expanded CUNYFirst capability
- Provide self-service tools where possible for functions such as payroll and benefits
- Embed risk management into standard processes
- Enhance training for administrative staff, particularly in CUNYFirst capabilities
- Eliminate duplication
- Adopt chargeback mechanisms for shared services that incent campus improvement
- Adopt a performance management program for administrative functions
- Develop an Administrative Services Governance Committee and End User Advisory Council for shared services that will, respectively, have oversight over and provide feedback to the shared services functions

Summary of proposed model: A new Federated operating model will look very different from CUNY’s model today

Service placement: Administrative services can be grouped into four categories, which help determine the ideal service placement:

<table>
<thead>
<tr>
<th>Type</th>
<th>Description</th>
<th>Centralized approach</th>
<th>Placement</th>
</tr>
</thead>
<tbody>
<tr>
<td>Systems</td>
<td>System-level planning, evaluation, budgeting and policy functions</td>
<td>Management: Central</td>
<td>Delivery: Central</td>
</tr>
<tr>
<td>Expert</td>
<td>High-skills (e.g., enterprise application development)</td>
<td>Management: Central</td>
<td>Governance: Central</td>
</tr>
<tr>
<td>Transactional</td>
<td>Routine (e.g., payroll)</td>
<td>Management: Consolidated</td>
<td>Governance: Shared by central and campus</td>
</tr>
<tr>
<td>Enduser</td>
<td>End user responsiveness is strategically important (e.g., campus strategic</td>
<td>Campus: Central</td>
<td>Management: Campus</td>
</tr>
<tr>
<td></td>
<td>planning)</td>
<td></td>
<td>Delivery: Campus</td>
</tr>
<tr>
<td></td>
<td>High-touch (e.g., routine maintenance)</td>
<td></td>
<td>Governance: Campus, with central involvement or exceptions</td>
</tr>
</tbody>
</table>

[Diagram showing the above data]
Top Opportunities

Facilities
- Consolidate central administrative office space
- Expansion of presenter’s maintenance and energy reduction efficiency
- Establishment of a project control room and a centralized project management processes
- Develop additional space for planning in headquarters
- Optimize resource levels based on end-user needs
- Improve performance on student performance studies
- Reinitialization of enterprise activities in a shared services environment
- Standardization of accounting and ledger systems across affiliated entities
- Automate payroll processes beginning with the employee vulnerability
- Ensure proper controls and compensation for better training, accountability, and diversity
- Provide self-service access to benefits administration for all employees
- Reinforce IT service desk, consolidating remote services in a shared services center
- Consolidate campus data centers and explore on-demand virtualization
- Streamline and automate undergraduate application processing
- Centralize and improve enterprise applications to support financial aid
- Optimize short-term facilities rentals
- Assess opportunity for solar installation

Procurement
- Explore alternative funding sources for centrally managed public benefit functions

Finance
- Create a central function for assessing and coordinating risk-related functions across the system

Human Resources
- Explore alternative funding sources for centrally managed public benefit functions

Information Technology
- Explore alternative funding sources for centrally managed public benefit functions

Abstract Monetization
- Explore alternative funding sources for centrally managed public benefit functions

Public Benefit
- Explore alternative funding sources for centrally managed public benefit functions

Risk Management
- Explore alternative funding sources for centrally managed public benefit functions

Risk Management: Observations and Recommendations

Observations
- Responsibility for risk is distributed throughout the organization and while many risks have owners, there is no individual with comprehensive responsibility for risk management
- Risk control processes can be more integrated into business processes
- Risk management resources are not always directed to areas with greatest levels of risk

Recommendations
- Implement a new Enterprise Risk Management (ERM) function that owns the full set of risks
- Institutionalize lines of defense to manage enterprise risk effectively (e.g., managed, monitored, and audited)
- Change governance model as a part of the establishment of CUNY’s ERM function
- Establish an independent Audit Committee of the Board of Trustees that has responsibility for overseeing all types of risk
- Hire a Chief Risk Officer who reports to the Chancellor

Critical success factors to realize full benefits of the new operating model

1. Senior leadership commitment to advocating the change initiatives.
2. Faculty and staff openness to benefits from the change initiatives, and partnership in the process.
3. Robust and continuous training and investment in staff
4. Clear definition of savings measurements that are built into financial plan
5. Commitment to making investments in technology and other areas, and demonstration of ROI
Chairperson Thompson stated that the Board should be provided with a copy of the Administrative Excellence Initiative report to track the time tables.

In response to questions from Trustee Shorter on a) will the Administrative Excellence Initiative include monitoring processes and metrics for each administrative area, b) whether it will be part of the McKinsey document in terms of the overall process, and c) how would the satisfaction service delivery be monitored beyond the risk management:

SVC&CFO Sapienza stated that developing metrics for each of these administrative areas, especially the ones that are going to go in the shared services centers, is critically important, and the Office of Budget and Finance (OBF) will develop the metrics internally in consultation with the campuses. As mentioned earlier, OBF had done some ad hoc user satisfaction surveys throughout the years for a lot of the administrative functions, but it has not been consistent. The satisfaction service delivery is very critical to the success of this plan, especially, hearing from the end users in terms of a) do they think that the changes CUNY is making are beneficial, and b) getting their recommendations because they are the ones that are using these applications every day.

In response to a question from Trustee Cortés-Vázquez on whether the six categories for service users across the enterprise would be impacted by the McKinsey study:

SVC&CFO Sapienza stated that the six categories are CUNY’s main administrative functions, which are essential to the University’s day-to-day functions, so OBF will be drilling down on them as part of this initiative, and many of the functions that are within the six categories would be the ones that will transition into shared services environments.

In response to questions from USS Chair and Trustee Onyejiukwa on a) defining who are the end users, and b) how do you measure whether there are approved levels of service:
SVC&CFO Sapienza stated that the University has a lot of end users—students, faculty, and staff, as well as CUNY’s oversight agencies and vendor community—so there are different ways to measure approved levels of service, for example, from a student perspective, a procurement perspective, or even a faculty perspective. The University has to serve a lot of different customers.

In response to questions from UFS Chair and Trustee Conway on a) the dollar amount of the investment in technology, and b) the investment in people or software/hardware applications:

SVC&CFO Sapienza stated that OBF does not have an investment number as of yet but most of the investment is a one-time investment. It could be software applications; it could be hardware, more so than people. But it is evident that CUNY needs to make enhancements to certain administrative functions, and this needs to be done through technology, whether that is procurement, payroll, or any of the other administrative functions. OBF will continue to give the Committee on Fiscal Affairs updates on this process.

In response to a question from Trustee Wilkin on how would strategic sourcing impact Minority Women Business Enterprise (MWBE) businesses:

SVC&CFO Sapienza stated that the MWBE function has become one of CUNY’s top priorities over the last several years. Governor Cuomo has put forth a goal of thirty percent of discretionary spending to be spent on MWBE businesses, and in the last fiscal year, the University has met that goal. For the first three quarters of the State’s fiscal year, for this year, CUNY is also above thirty percent. OBF is going to make sure that MWBE participation continues, even in those bulk-purchasing arrangements.

In response to a follow-up question from Chairperson Thompson on whether it is thirty percent on a central basis or the entire institution:

SVC&CFO Sapienza stated that the thirty percent is on the entire institution.

In response to another follow-up question from Trustee Ferrer on how many dollars does the thirty percent represent:

SVC&CFO Sapienza stated that he is not certain of the dollar amount but will provide him with the information. It is discretionary OTPS spending, so things like fringe benefits are excluded. OBF is working closely with the Empire State Development Corporation who manages this program.

SVC&CFO Sapienza added that OBF goes through every contract, and the contracts that are not included, setting MWBE goals.

In response to a question from Trustee Ferrer on providing the Board of Trustees with the exact count of the dollars, and the exclusions, if and how they apply:
SVC&CFO Sapienza stated that OBF will provide the Trustees with the requested data as it is all part of what is reported to the Empire State Development Corporation.

In response to a question from UFS Chair and Trustee Conway on whether the University has Albany’s buy-in, to the extent CUNY shifts more things centrally in terms of spending:

SVC&CFO Sapienza stated that a critical success factor is making sure that everyone at the state and city levels—the funders—are aware of what is being done at CUNY.

Chancellor Milliken added that he has problems with the assumption that CUNY is not going to shift more to these centers. At the end of the day, it will not be an increased central spend, it will be a significantly increased shared service spend where there will be meaningful college governance. It will be very different then moving things to a central location; things are going to move the other way.

In response to a question from Trustee Clarke on whether this process will slow down the campuses progress and growth, as well as their uniqueness:

Chancellor Milliken stated that this federated model is moving things away from being a fairly centralized system to being one that is more rational, where the functions are performed where it makes the most sense, and CUNY can most effectively perform them. After some experience with this, the University will see progress in that regard, and both the presidents and the Board will be pleased with a more rational model as it eliminates duplication. It is critically important that the Board embraces this, and the Central Office takes leadership with this especially if functions are being shifted in a new and more meaningful way. He added that he would like to thank the presidents, some of whom have been very involved in this process so far, all of whom have expressed a genuine openness, interest, and some enthusiasm about this work. At the end of the day, its success will depend as much on them as anyone.

Vice Chairperson Schwartz stated that the role of the Committee on Fiscal Affairs (CFA), at the urging of Chairperson Thompson, was to be kept up to speed as to how OBF was doing with McKinsey. CFA had progress sessions attended by myself and Committee Vice Chair Ferrer, Trustees Cortés-Vázquez and Mujica, Jr., as well as Chairperson Thompson, Jr. He added that he would like to urge Chancellor Milliken and SVC&CFO Sapienza to keep CFA abreast of the progress, which can in turn report to the full board, and then ultimately the end result will be in the services that are provided and that the customer is satisfied, and that the University, in fact, realizes this recurring $75 million to be restored and returned to the mission of CUNY.

Chancellor Milliken noted that the previously mentioned progression plan by Vice Chairperson Schwartz to CFA is a great idea.

Chairperson Thompson added that he would like to thank CFA for continuing to go above and beyond to assist the chancellery.
1. **CHANCELLOR’S UNIVERSITY REPORT:** Chairperson Thompson called for a motion to accept the Chancellor’s University Report for January 30, 2017, which was seconded by Trustee Cortés-Vázquez. He asked if there were any amendments. Upon hearing none, the following resolution was unanimously adopted by the Board:

   **RESOLVED,** That the Chancellor’s University Report for January 30, 2017 (including Addendum and Errata Items) be approved.

2. **APPROVAL OF MINUTES:** Chairperson Thompson called for a motion to accept the minutes of the regular Board meeting of October 26, 2016, which was seconded by Trustee Shorter. He asked if there were any amendments. Upon hearing none, the following resolution was unanimously adopted by the Board:

   **RESOLVED,** That the minutes of the regular Board meeting of October 26, 2016 be approved.

3. **COMMITTEE ON FISCAL AFFAIRS:**

   Committee Chair Barry Schwartz reported that the Committee on Fiscal Affairs met on January 9, 2017. After approval of the minutes of the October 24, 2016 meeting, the committee addressed the policy items on the agenda, and approved the following resolutions.

   Moved by Committee Chair Schwartz and seconded by Trustee Wellington Chen, the following resolution was adopted:

   **A. Borough of Manhattan Community College - Purchase Of Furniture:**

   **RESOLVED,** That the Board of Trustees of The City University of New York authorize Borough of Manhattan Community College to issue purchase orders to Haworth Inc., Herman Miller Inc., and Steelcase Inc. against existing New York State and New York City contracts, pursuant to law and University Regulations. Such purchases shall not exceed $1,900,000 for the fiscal year ending June 30, 2017.

   **EXPLANATION:** Borough of Manhattan Community College will use these contracts to purchase furniture to replace old and worn existing stock throughout the campus including the Library, ASAP spaces, Student One-Stop Center, Math Tutoring Lab, Faculty Research Science Lab and Allied Health Science Lab. In addition, as a result of space demands, the Reprographics Center will be relocated into a more efficient and better-ventilated space. All of these changes will improve both the learning and working environment within an aging property and will better serve the 23,000 students and workforce of 1,260 full-time and 1,600 part-time employees.

   BMCC has the University’s largest student enrollment in degree-granting programs in CUNY but its square foot to student ratio is the smallest. As a result, the utilization and demand on its infrastructure is significant. At the same time, the wear and tear on its furniture is even greater. Coupled with the rapid expansion of CUNY’s ASAP and related
programs, the college must constantly reprogram spaces to create even more efficient use of space to accommodate the student and increased faculty/advisor support staffing.

To accomplish this and keep up with service demands, the college is involved in an aggressive effort to reconfigure learning, office and student service support spaces in the following areas: ASAP, a new One Stop Student Center and creation of a new Math Tutorial Center. These programmatic efforts to provide the best learning and service environment for our students are aimed to improve student success and retention.

The year around student demands on BMCC’s few labs require that refurbishment of some Science and Health Science Labs and ensure that they are always up to date and within safety codes. The college needs to better organize the space, flow and volume of photocopying in the Reprographics Center to better service the pedagogical needs of the nearly 450 full-time and 1,100 adjunct faculty in a limited space. The instructional faculty are totally dependent on Reprographic Services for their coursework, class handouts, exams, etc.

Moved by Committee Chair Schwartz and seconded by Trustee Clarke, the following resolution was adopted:

B. **Borough of Manhattan Community College - Purchase of Construction Services:**

RESOLVED, That the Board of Trustees of The City University of New York authorize Borough of Manhattan Community College to issue purchase orders to Construction Force Services, Inc. for the purchase of various building construction services against existing State of New York Contract pursuant to law and University Regulations. Such purchases shall not exceed $950,000 for the fiscal year ending June 30, 2017.

EXPLANATION: Borough of Manhattan Community College will use this contract for building construction services to periodically supplement existing staff for various relocation and renovation projects throughout the campus. In order to augment current staffing on a seasonal basis while providing the fastest turnaround on remodeling and furniture installation projects, BMCC must use temporary contract labor. The tight scheduling of academic classes and the college’s maximum utilization of the facilities provide very narrow windows for project completion. The occasional use of temporary labor support enables the college to meet expected delivery of completed renovation and furniture installation work in time for each semester’s start.

All proposed facility-related improvements must be reviewed and approved by the Office of Facilities Planning, Construction and Management (FPCM). If appropriate, this review may include seeking approval from the Board of Trustees’ Committee on Facilities Planning and Management.
Committee Chair Schwartz stated that the next Calendar item pertains to the Subcommittee on Audit. Since Subcommittee Chair Mujica, Jr., could not be with us this evening, he would like to ask Chairperson Thompson, who also serves on the Subcommittee, to present Cal. No. 3.C.

Moved by Committee Chair Schwartz and seconded by Trustee Shorter, the following resolution was adopted:

C. **The City University of New York – Fiscal Year 2016 Audited Financial Statements:**

> RESOLVED, That the Board of Trustees of The City University of New York approves the University’s Fiscal Year 2016 audited Financial Statements.

**EXPLANATION:** The University is required to provide annual, audited and consolidated financial statements. These financial statements are considered consolidated because they include the University’s discretely presented component units, such as auxiliary enterprises, college associations and foundations, the Research Foundation, and the City University Construction Fund. The financial statements are independently audited by the University’s external auditor, KPMG LLP. For Fiscal Year 2016, KPMG issued an unmodified, or “clean”, opinion of the University’s financial statements.

On November 7, 2016, KPMG and University Management presented the Fiscal Year 2016 financial statements to the Board’s Subcommittee on Audit. At this meeting, the Subcommittee met independently with KPMG and subsequently with Management to discuss the financial statements. At the conclusion of the presentation and subsequent discussions, the Subcommittee unanimously approved the Fiscal Year 2016 financial statements.

**REPORT ON THE STATE EXECUTIVE BUDGET ANALYSIS**

SVC&CFO Sapienza reported that the State Executive Budget was issued about two weeks ago, and he would like to reiterate what Chancellor Milliken said earlier. It was a very positive proposal that was put forth by Governor Cuomo for CUNY. The Predictable Tuition Policy that was approved by the Board in October 2016 included an increase of up to $250 a year for four years. Governor Cuomo extended that for five years. It is critical, as explained in the October meeting, that the Predictable Tuition Policy continue to be extended. CUNY’s fringe benefits, the University’s cost increases that were included in the Budget Request—$36.2 million dollars—were also fully funded in the Governor’s Executive proposal. The retroactive collective bargaining costs, almost $254 million dollars for the senior colleges and Central Office with its faculty and staff unions that were announced over the summer were recognized in the Executive Budget as well. As Chancellor Milliken mentioned, Governor Cuomo included the DREAM Act as part of his Executive proposal. The Excelsior Scholarship Program to provide free tuition, to cover that last mile of tuition costs at CUNY and SUNY campuses, was included as well, and that is something to be excited about, that higher education and the students were a top priority in the Governor's proposals. There are some legislative adds, for example, the...
University’s ASAP program, SEEK, College Discovery, and childcare centers, which OBF will work with the Assembly and Senate to get restored. Overall, a very positive condition in terms of the State Executive Budget, both the senior and community colleges at this point are looking at overall funding increases for next year so the chancellery is very pleased.

Vice Chancellor Judy Bergtraum stated that there is $256 million in new funding. CUNY received $284 million for critical maintenance. Last year, the University received $142 million, the year before that it was $103 million. For critical maintenance projects at the community colleges, CUNY received $80 million. Last year, CUNY received $60 million, and the two prior years $20 million. The University is in the fifth year of CUNY 2020, and has over $200 million to spend. CUNY is at the second level, and if the critical maintenance money is added, the University will have received a significant amount of allocation this year. It is a really good story for CUNY.

In response to a question from UFS Chair and Trustee Conway on what proportion of the current CUNY undergraduates are ineligible for the Excelsior Scholarship Program:

SVC&CFO Sapienza stated that OBF is currently working on the data for which students are ineligible for the Excelsior Scholarship Program. Chancellor Milliken testified in front of the Assembly and Senate Higher Education committees last week, and the Excelsior Scholarship program was of great interest at the hearing. The Offices of Enrollment Management, and Institutional Research and Assessment are doing the research to determine how many students would be eligible under the current criteria, and it should be available shortly.

In response to another question from UFS Chair and Trustee Conway on elaborating on the new not-for-profit organizations line:

SVC&CFO Sapienza stated that the Executive proposal also included an add of $35 million to the senior college operating budget. The source of those funds would be revenues from CUNY’s not-for-profit organizations, so what the language calls for is that ten percent of those revenues would be dedicated to tuition assistance for needy students.

In response to more questions from UFS Chair and Trustee Conway on a) who mandates the foundation’s spending, and b) whether the spending is directed towards students:

SVC&CFO Sapienza stated that the largest component of funding that the campus foundations spend is on student support and scholarships. In terms of this proposal, it is something that, again, would be an overall add to the senior colleges, and something that will be discussed as part of the negotiations with the assembly in the Senate.

In response to questions from Trustee Cortés-Vázquez on a) whether the campus foundations are supporting scholarships and student services at a higher rate than ten percent, and b) whether this is the new language in the Executive State Budget:
SVC&CFO Sapienza stated that the campus foundations support scholarships and student services at a higher rate than ten percent, and new language was included in the Executive proposal for only CUNY this year.

In response to another question from Trustee Cortes-Vazquez on whether the University’s capital funds are subject to MWBE:

Vice Chancellor Bergtraum stated that every contract has a thirty percent spend for MWBE.

Chairperson Thompson added that most of our capital projects are executed in a different place, which does have the same thirty percent spend. For example, the Dormitory Authority of the State of New York (DASNY), also has a thirty percent threshold, so it fits in the same area.

5. COMMITTEE ON ACADEMIC POLICY, PROGRAM, AND RESEARCH:
Committee Chair Wellington Chen reported that at the January 9, 2017 meeting of the Committee on Academic Policy, Program, and Research, the committee approved the following resolutions.

Moved by Committee Chair Chen and seconded by Trustee Rita DiMartino, the following resolutions were adopted:

A. **College of Staten Island – Ed.D. in Community-Based Leadership:**

RESOLVED, That the program in Community-Based Leadership offered at the College of Staten Island and leading to the Doctor of Education, be approved, effective January 30, 2017, subject to financial ability.

**EXPLANATION:** The proposed Ed.D. in Community-Based Leadership will prepare individuals interested in the well-being of children and adolescents for leadership roles in education. The focus of this program is more holistic and integrative than traditional school leadership programs and it encompasses matters beyond curriculum and instruction including areas such as social work, nutrition, and parental literacy and wellness. Graduates of the program will be prepared to conduct evidence based research to apply to their professional settings. Because this is the College’s first doctoral program in education, a Master Plan Amendment will be sought.

B. **Borough of Manhattan Community College - A.S. in Public Health:**

RESOLVED, That the program in Public Health offered at Borough of Manhattan Community College and leading to the Associate of Science, be approved, effective January 30, 2017, subject to financial ability.

**EXPLANATION:** The proposed program in Public Health responds to an increasing demand for professionals educated in the field, particularly from underrepresented groups. The College has signed an articulation agreement with York College to facilitate
the transfer of students who wish to continue their studies in Public Health beyond the associate’s degree.

C. **Borough of Manhattan Community College - A.A. in Gender and Women’s Studies:**

RESOLVED, That the program in Gender and Women’s Studies offered at Borough of Manhattan Community College and leading to the Associate of Arts, be approved, effective January 30, 2017, subject to financial ability.

**EXPLANATION:** This proposed interdisciplinary program is one more effort on BMCC’s part to strategically take existing offerings and package them as free standing degree programs. This will allow academic departments and programs more easily to identify and advise interested students and improve graduation rates. An articulation agreement with John Jay has been established which will facilitate the transfer of students continuing on for further education.

D. **School of Professional Studies - B.A. in Liberal Studies:**

RESOLVED, That the program in Liberal Studies offered by The School of Professional Studies of the Graduate School and University Center and leading to the Bachelor of Arts be approved, effective January 30, 2017, subject to financial ability.

**EXPLANATION:** This proposed degree completion program which will be offered 100% on-line will provide adult degree seeking students a flexible curriculum that will respond to their specific interests, maximize the transfer of credits and equip students with competencies very much in demand by employers such as project management, advanced writing skills and evidence-based analysis.

5. **COMMITTEE ON FACULTY, STAFF AND ADMINISTRATION:**

Committee Chair Fernando Ferrer reported that the Committee on Faculty, Staff and Administration (CFSA) considered the following items at its meeting on January 18, 2017.

Moved by Committee Chair Ferrer and seconded by Trustee Mayra Linares-Garcia, the following resolution was adopted:

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, 2017 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, 2017. Supplemental Military Leave shall not be granted for military service performed after December 31, 2017. 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, 2017.

2. Military Leave at Reduced Pay

(a) Employees shall be eligible to receive Military Leave at Reduced Pay through December 31, 2017. 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, 2017.

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, 2017, 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.


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, 2017, 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, 2017) 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).

Moved by Committee Chair Ferrer and seconded by Trustee Charles Shorter, the following
resolutions were adopted:

B. Medgar Evers College - Amendment to the Governance Plan:

RESOLVED, That the proposed amendment to the Governance Plan of Medgar Evers
College be adopted, effective January 31, 2017.

EXPLANATION: The proposed amendment to Article 13 of the Governance Plan of
Medgar Evers College adds the Department of Student Affairs and Services to the list of
departments recognized as academic units in the Governance Plan. This department
was inadvertently excluded from the Governance Plan when it was amended in 2013.
The College Council approved this proposed amendment on October 24, 2016, and it is
recommended by the College President.

GOVERNANCE PLAN OF MEDGAR EVER COLLEGE OF
THE CITY UNIVERSITY OF NEW YORK

ARTICLE 1 - POWERS AND FUNCTIONS OF THE COLLEGE COUNCIL

Section 1. Powers of the College Council. The College Council shall be established and recognized as
the sole governance body of Medgar Evers College and shall be responsible for the formulation of policy
subject to and in accordance with the New York State Education Law and the Bylaws and policies of the
Board of Trustees of The City University of New York, including the formulation of policy regarding:

a. Curriculum, academic programs, academic requirements and standing, grading practices and
standards, the awarding of credits, and recommendations concerning the awarding of
degrees.

b. Professional development of faculty and instructional staff.

c. Long-range planning to achieve the overall goals of the College and to promote the best
interests of its students and faculty consistent with the College’s educational mission.

d. Campus life and activities that support the educational program of the College.

e. Practices and procedures for safeguarding academic freedom and other rights critical to the
academic excellence of the College.

f. Implementation of recommendations from the Standing Committees and temporary
committees of the College Council.

g. Other policy matters which may come to the attention of, or be assigned to the College
Council.

Section 2. Additional Powers of the College Council. The College Council shall also have responsibility:

a. To propose amendments to and revisions of this Governance Plan and to make
recommendations to other bodies with jurisdiction over The City University of New York.

b. To advise the President in the determination of budgetary priorities.

c. To advise the President and the Provost concerning policies and procedures pertaining to faculty personnel matters.

ARTICLE 2 - MEMBERSHIP OF THE COLLEGE COUNCIL

Section 1. Members. The members of the College Council shall consist of:

a. The President, the Provost and the Deans of each of the three Schools. The President shall be entitled to vote only to break a tie.

b. Fifty faculty members elected as follows:
   (i) The Chairperson of each Department. If a Chairperson declines to serve as a member, the Department shall elect another member in his/her place.
   (ii) The remaining faculty members shall be elected at large by the faculty of each School in proportion to the average number of faculty in each School for the two years prior to the election.

c. One adjunct faculty member elected by the adjunct faculty.

d. One employee in a higher education officer title elected by the employees in that title.

e. One employee in a college laboratory technician title elected by the employees in that title.

f. One employee in a classified civil service title elected by the employees in that title.

g. The President of the Student Government Association, the Presidents of each of the classes and six other students of whom two shall be elected at large by the students in each of the three Schools. No more than one student elected from a School shall be from the same Department.

h. The President of the Community Council.

i. The President of the Alumni Association.

Section 2. Term of Service. The elected members of the College Council shall serve for two years. No elected member of the College Council shall serve for more than two consecutive terms.¹

Section 3. Alternates. The faculty, voting by School, shall elect ten alternates at large in proportion to the number of faculty at each School. The students, voting by School, shall elect six alternates, two from each School. The faculty and student alternates shall be those persons receiving the most votes after the regular members, and they shall be ranked by School in the order of the number of votes they receive. To the extent there are absences among the faculty or student members of the College Council, the highest ranked alternates in attendance of that group and from that School may speak and vote in the place of the absent members; if the absent member is a Department Chairperson, the alternate should be from the same Department if one is present. If a faculty member of the College Council resigns or receives a letter of non-reappointment during his/her term, that member shall be replaced immediately by the highest ranked alternate from that School, who shall become a member of the College Council. If a student member of the College Council resigns, that member shall be replaced immediately by the highest ranked alternate from that School, who shall become a regular member of the College Council.

ARTICLE 3 – ELECTIONS

Section 1. Call for Elections to the College Council. The Chairperson of the College Council or his/her designee shall call, in writing, for all elections to the College Council and to its standing committees (other

¹ Service under the prior governance plan shall count in applying this term limit provision.
than student Members) by April 15th of each year.² Additionally, the Chairperson or designee shall inform all constituencies of their election responsibilities and shall certify the results of elections.

Section 2. Time for Elections. Elections of members of the College Council and its standing committees (other than student members) shall be held by the end of the first full week in May.³ Election of student members shall be held by September 30th of each year.

Section 3. Method of Voting. Each constituency eligible to elect Members of the College Council shall do so by signed, secret ballot at a meeting called for that purpose. The Chairperson of the College Council may also make provisions for voting by absentee ballot or electronically.

Section 4. Election Results. Election results shall be certified by the Chairperson of the College Council no later than five work days following the date of the election.

Section 5. Student Representatives. The Student Government Association shall be responsible for conducting the election of student Members of the College Council and its standing committees, with the assistance of the Vice President for Student Affairs and Services or a designee.

ARTICLE 4 - OFFICERS OF THE COLLEGE COUNCIL

Section 1. Chairperson. The President of the College shall be the Chairperson of the College Council and shall preside at its meetings.

Section 2. Vice Chairperson. The Vice Chairperson of the College Council shall be a faculty Member elected by the faculty Members of the College Council. The Vice Chairperson shall preside at meetings of the College Council in the absence of the Chairperson.

Section 3. Secretary. The Secretary of the College Council shall be elected by its Members. The Secretary shall send notices of meetings and shall keep and disseminate accurate minutes of the meetings of the College Council.

Section 4. Parliamentarian. The Parliamentarian shall be appointed by the Chairperson with the approval of the Executive Board. The Parliamentarian shall be versed in parliamentary the rules and procedures as set forth in Robert’s Rules of Order Newly Revised and shall advise the Chairperson on questions of procedure at meetings of the College Council. The Parliamentarian may vote only if he/she is a Member of the College Council.

Section 5. Election of Officers and Term of Office. The election of officers shall be held at the first meeting of the College Council in the fall semester. The term of office for the elected officers of the College Council shall be two years except that officers shall remain in office until their respective successors are duly elected.

ARTICLE 5 – MEETINGS OF THE COLLEGE COUNCIL

Section 1. Rules of Order. Meetings of the College Council shall be conducted in accordance with the Open Meetings Law of New York State and, to the extent consistent with said law, with the current edition of Robert’s Rules of Order Newly Revised.

² Except that in the 2013-14 academic year, the call for elections shall occur by September 6, 2013.

³ Except that in the 2013-14 academic year, such elections shall be held by September 20, 2013.
Section 2. Number of Meetings and Methods of Calling Meetings. The College Council shall convene for at least two (2) regular meetings each semester. Special or emergency meetings of the College Council may be convened by any of the following methods:

a. By call of the Chairperson of the College Council.
b. By a vote of the Executive Board.
c. By a written petition of at least one-third of the Members of the College Council

Section 3. Participation in Meetings. The meetings of the College Council are open to the public. However, only Members (or alternates acting for absent Members) may speak on issues before the College Council.

Section 4. Agenda Items: The agenda shall be prepared by the Executive Board. Any Member of the College Council may propose agenda items to the Executive Board. No item may be added to the agenda approved by the Executive Board except by or with the permission of the Chairperson of the College Council.

ARTICLE 6 - THE EXECUTIVE BOARD OF THE COLLEGE COUNCIL

Section 1. Members. The Executive Board of the College Council shall have the following Members:

a. The President, who shall serve as Chairperson of the Executive Board. The President shall preside at all meetings of the Executive Board.
b. The duly elected Vice Chairperson of the College Council.
c. The duly elected Secretary of the College Council, who shall serve as the Secretary of the Executive Board.
d. The Provost and two Deans designated by the President.
e. Four faculty Members elected by and from the faculty Members of the College Council at its first meeting of the academic year.
f. The President of the Student Government Association.

Section 2. Duties and Responsibilities. The Executive Board shall have the following duties and responsibilities:

a. To schedule and prepare the agenda of all College Council meetings. All notices of such meetings shall contain the agenda as adopted by the Executive Board.
b. To conduct business between regular meetings of the College Council, including all actions that the College Council is authorized to take. The College Council reserves the right to review all actions taken by the Executive Board to determine whether or not they should become permanent policy, except time-sensitive actions taken because they were required by law or by the University's policies or because of the need to deal with exigent circumstances requiring immediate action.
c. To publish and distribute meeting notices and agenda at least one calendar week preceding the scheduled meeting of the College Council. Such notices shall be posted in visible locations throughout the College and distributed to the entire College community, with individual notice given to all Members of the College Council.
d. To maintain all records of the College Council, one copy of which shall be housed on reserve in the Library and available for examination.
e. To fulfill other responsibilities as assigned by the College Council.

Section 3. Notice of Meeting. The Members of the Executive Board shall be given written notice and an agenda at least three business days in advance of the date of an Executive Board meeting.
ARTICLE 7 – COMMITTEES OF THE COLLEGE COUNCIL

Section 1. Election of Faculty Members of Standing Committees.

a. The faculty Members of the College Council shall elect four faculty Members to each Standing Committee. Such Members shall serve for two years and may not serve for more than two consecutive terms. No more than one of these Members may be from the same Department, and no more than two may be from the same School. No Member of the College Council may serve on more than one Standing Committee. At the first meeting of the College Council in the fall semester, the Council shall accept nominations for and shall elect faculty Members to each Standing Committee where there are vacancies due to the resignation or expiration of the term of any existing Member.

b. The faculty at each School shall elect one Member to each standing committee (except the Committee on Governance). Such Members shall serve for two years and may not serve more for than two consecutive terms. No person may stand for election to both a Standing Committee and the College Council or serve on more than one Standing Committee. At the same time it elects members to the College Council, the faculty at each School shall elect faculty members to each Standing Committee where there are vacancies due to the resignation or expiration of the term of any existing Member.

c. If a faculty Member of a standing committee resigns or is non-reappointed, the College Council shall elect a replacement from the same School.

Section 2. Election of Committee Chairpersons. At the first meeting of each Standing Committee, the members shall elect the Chairperson.

Section 3. Standing Committees. The Standing Committees of the College Council shall be:

a. Curriculum Committee
   (1) Functions. The Curriculum Committee shall recommend college-wide policy in matters pertaining to academic programs, including new or amended programs, courses and curricula. It shall also review the implementation of policies, programs, courses and curricula.
   (2) Membership. The Curriculum Committee shall consist of the Provost, the Chief Student Affairs Officer, seven faculty members elected as provided in Section 1 above and one student elected by and from the student members of the College Council.

b. Committee on Student Life
   (1) Functions. The Committee on Student Life shall recommend policies and practices regarding the improvement and expansion of student services. It shall survey the faculty and students, on at least an annual basis, to determine views on these aspects of student affairs.
   (2) Membership. The Committee on Student Life shall consist of the Chief Student Affairs Officer, seven faculty members elected as provided in Section 1 above, three students elected by and from the student members of the College Council, the Athletic Director and the Director of Student Life.

c. Administrative Advisory Committee
   (1) Functions. The Administrative Advisory Committee shall recommend policy and practices on issues related to administrative support activities of the College (e.g., office services and equipment, security, and space allocation).
   (2) Membership. The Administrative Advisory Committee shall consist of the Vice President for Administration and Finance, the College Director of Facilities, seven faculty members
elected as provided in Section 1 above, one person elected by and from the Members of the College who are in higher education officer, college laboratory technician and classified civil service titles, the Director of Security and two students elected by and from the student members of the College Council.

d. Committee on Governance
(1) Functions. The Committee on Governance shall review, on a continuing basis, the structure and process of governance at the College and shall recommend amendments to the Governance Plan.
(2) Membership. The Committee on Governance shall consist of the President or his/her designee, four faculty members selected by the President, four faculty members elected by and from the faculty Members of the College Council, the President of the Student Government Association and one student elected by and from the student members of the College Council, the Members of the College Council who are in higher education officer, college laboratory technician and classified civil service titles, and the Presidents of the Community Council and the Alumni Association.

Section 4. Special Committees. The College Council may establish special committees and provide for their functions, memberships and method of election. No special committee shall continue for more than two years unless renewed by the College Council.

ARTICLE 8 - DEPARTMENTS

Section 1. Establishment and Authority of Departments. The currently recognized Departments of the College are hereby continued. The establishment, abolition or recombining of Departments may occur upon the recommendation of the College Council or President subject to approval by the Board of Trustees. Departments shall have authority over their academic affairs and personnel consistent with New York State Education Law, the Bylaws and policies of the Board of Trustees and this Governance Plan.

Section 2. Rules of Order. The business of the Departments shall be conducted according to the current edition of Robert's Rules of Order Newly Revised. Voting shall be conducted by secret ballot if requested by any member.

Section 3. Election of Chairpersons. The faculty in each Department, except the Library and SEEK/Special Programs, shall elect a Chairperson by secret ballot from among the tenured faculty; provided, however, that where there are fewer than three tenured faculty in a Department, and where the Department has been in existence for less than seven years, the President may, after consultation with the Department faculty, recommend the appointment of a Chairperson to the Board of Trustees from among the untenured faculty members of the Department.

Section 4. Ex Officio Chairpersons. The Chief Librarian and the Director of SEEK/Special Programs shall serve, by Presidential appointment, as Chairpersons of their respective Departments.

Section 5. Supervision of Election of Chairpersons. The elections of Chairpersons shall be supervised by the Provost and shall be subject to the approval of the President and the Board of Trustees. Elections shall be held during the first full week of May in the year in which the chairperson's term expires. The new Chairperson shall take office as of July 1 of the year in which the election is held.

Section 6. Deputy Chairpersons. A Deputy Chairperson may be appointed annually by the chairperson. The Deputy Chairperson shall assist the chairperson in administering the Department. A Deputy Chairperson shall, in the absence of the Chairperson, serve as acting chairperson for a period not to exceed one month. If the Chairperson of a Department is absent for more than a month, or is absent beyond the end of a semester, the members of the Department shall hold an election for a new Chairperson to serve out the term of the absent Chairperson.
Section 7. Personnel and Budget Committee. In accordance with the Bylaws of the Board of Trustees, the faculty in each Department shall establish and elect members to a Personnel and Budget Committee to advise the Chairperson on all questions related to the Department's personnel matters and budget including appointments, reappointments, promotions, and tenure; provided, however, that in a Department with fewer than four tenured faculty members, the President, after consultation with the Department faculty, shall appoint an ad hoc committee to make recommendations on appointments or reappointments with tenure or on promotions to associate or full professor in lieu of the Personnel and Budget Committee.

Section 7.1 Members: The Personnel and Budget Committee of each Department shall consist of the following Members:

a. The Chairperson of the Department, who shall serve as the chairperson of the Personnel and Budget Committee. The Chairperson's membership on this committee shall terminate when he/she is longer Chairperson of the Department.

b. Members constituting 20% of the number of faculty in the Department but not less than four Members and not more than eight Members. The Members shall be elected by the faculty in the Department and shall serve staggered three year terms. In Departments of fewer than five faculty members, all of the members of the Department shall be Members of the Personnel and Budget Committee. At least four Members of a Personnel and Budget committee shall be tenured, except that in a Department with more than four faculty members but fewer than four tenured faculty members, all tenured faculty shall be Members of the Personnel and Budget Committee; any remaining positions shall be filled by election from the ranks of untenured faculty. Faculty Members of the Personnel and Budget Committee shall serve for staggered three-year terms.

c. One student elected annually by each department from among the students majoring in the department.

Section 7.2. Time of Elections. Elections shall be held annually during the first week in May.4

Section 7.3. Replacements. If a Member of the Personnel and Budget Committee resigns or is not reappointed, the Department Chairperson shall call a special meeting of all eligible voting members to elect a replacement to serve out that Member’s term.

ARTICLE 9 – SCHOOLS

Section 1. Establishment of Schools. The currently recognized Schools and Departments assigned to each school are hereby continued. The creation or abolition of Schools and the assignment of new or different Departments to each School may be recommended by the College Council or the President subject to approval by the Board of Trustees.

Section 2. Deans. The administration of each School shall be the responsibility of a Dean with faculty title in a Department of that school, appointed by the President. Each Dean shall have the responsibilities assigned to him/her by the President, which shall include supervisory responsibility over the Department Chairpersons within his/her School, and shall be under the supervision of the Provost

ARTICLE 10 - COLLEGE-WIDE PERSONNEL AND BUDGET COMMITTEE

Section 1. Function. The College-Wide Personnel and Budget Committee shall advise the President on all matters related to the academic personnel and budget and shall review all recommendations of each

4 Except that in the 2013-14 academic year, elections shall be held by September 20, 2013.
Department’s Personnel and Budget Committees regarding appointments, reappointments, promotions, and appointment with tenure or certificate of continuous employment and make appropriate recommendations to the President.

Section 2. Chairperson. The President of the College, or in his absence, the Provost, shall be the Chairperson of the College-Wide Personnel and Budget Committee and shall preside at its meetings.

Section 3. Membership. The other Members of the College-wide Personnel and Budget Committee shall be the Provost, the Deans of the Schools, the Chairperson of each Department and one student elected by the Student Government Association.

ARTICLE 11 – FACULTY-STUDENT DISCIPLINARY COMMITTEE

Section 1. Establishment. There shall be a Faculty-Student Disciplinary Committee to conduct hearings in student disciplinary cases. Disciplinary action against students shall be initiated and processed in accordance with Article 15 of the By-laws of the Board of Trustees.

Section 2. Membership. The President, in consultation with the Executive Board of the College Council, shall select three members of the instructional staff to receive training and to serve in rotation as Chairpersons of the Faculty-Student Disciplinary Committee. In addition, six faculty and six students shall be elected annually to serve on the Faculty-Student Disciplinary Committee. The faculty Members of the Faculty-Student Disciplinary Committee shall be elected by the faculty Members of the College Council at its first meeting of the academic year. The student Members shall be elected by the Student Senate at its first meeting of the academic year. In any given proceeding, two faculty and two student shall be selected by lot from among the six elected Members.

Section 3. Quorum. A quorum in a disciplinary proceeding shall consist of the Chairperson and at least one faculty Member and one student Member.

Section 4. Term of Office. Members of the Faculty-Student Disciplinary Committee shall serve for one year. Chairpersons shall serve for three years.

ARTICLE 12 – AMENDMENTS

Section 1. Proposed Amendments to the Governance Plan. Amendments to the Governance Plan may be proposed by a two-thirds vote of the College Council membership.

Section 2. Notice to Membership. The College Council shall be notified at least five working days in advance of the date of the meeting at which changes in the Governance Plan are to be considered. Before action may be taken, the Secretary shall read the proposed changes at no fewer than two successive meetings of the College Council.

Section 3. Ratification. Amendments to the Governance Plan proposed by the College Council shall be ratified by a referendum in which all instructional staff (including faculty and persons in a college laboratory technician or higher education officer title) and students may vote. Amendments shall be deemed ratified, and shall be forwarded to the Board of Trustees for approval, if approved by a majority of the voting faculty and a majority of either (i) the voting non-faculty instructional staff or (ii) the voting students. Notice of the proposed amendments shall be widely disseminated within the College Community at least two weeks before the ratification vote. Such vote shall be by secret ballot over a time period of not less than one week.
ARTICLE 13 – DEFINITIONS

“Community Council” refers to the body comprised of representatives selected by the President from the Central Brooklyn area who serve in an advisory capacity to the president on matters pertaining to the College’s engagement with the community.

“Department” refers to the academic units recommended by the College Council or President and approved by the Board of Trustees. The current departments are Accounting; Biology; Business Administration; Computer Information Systems; Education; Economics and Finance; English; Foreign Languages; Mathematics; Mass Communications, Creative and Performing Arts and Speech; Nursing; Philosophy and Religion; Physical, Environmental and Computer Sciences; Psychology; Public Administration; Social and Behavioral Sciences; Library; and SEEK/Special Programs; and Student Affairs and Services.

“Faculty” refers to persons employed in the titles of Professor, Associate Professor, Assistant Professor, Instructor, Lecturer and Distinguished Lecturer.

“Members” of all bodies and committees shall be voting members unless otherwise stated.

“School” refers to the units recommended by the College Council or President and approved by the Board of Trustees that aggregate a number of departments. The current Schools are the School of Business (comprised of the Departments of Accounting; Business Administration; Computer Information Systems; Economics and Finance; and Public Administration), the School of Liberal Arts and Education (comprised of the Departments of English; Foreign Languages; Mass Communications, Creative and Performing Arts and Speech; Philosophy and Religion; Psychology; and Social and Behavioral Sciences) and the School of Science, Health and Technology (comprised of the Departments of Biology; Mathematics; Nursing; and Physical, Environmental and Computer Sciences).

“Student Government Association” refers to the recognized student governance body.

ARTICLE 14 - TABLE OF DATES

<table>
<thead>
<tr>
<th>Date Range</th>
<th>Event Description</th>
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<tbody>
<tr>
<td>By April 15</td>
<td>Election to College Council is called by the President in writing.</td>
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<tr>
<td>May 1 to 7</td>
<td>Election of faculty and staff members of the College Council for the following year.</td>
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<td>Election of Department Chairpersons.</td>
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<td>Election of members of Department Personnel and Budget Committees.</td>
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<tr>
<td>May 7 to 15</td>
<td>Election results submitted in writing to the President.</td>
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<tr>
<td>July 1 to</td>
<td>Term of office for all members of the College Council, Department Chairpersons and</td>
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<tr>
<td>June 30</td>
<td>members of Department Personnel and Budget Committees.</td>
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<tr>
<td>September</td>
<td>Election of representatives to the College Council by the adjunct faculty.</td>
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<td>Election of representatives to the College Council by the Student Government</td>
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<td>Election of officers and members of Standing Committees by the College Council and</td>
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<td>where so provided by the Student Government Association.</td>
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Election of faculty members of the Executive Board by the faculty members of the College Council.

Election of faculty members of the Faculty-Student Disciplinary Committee by the Executive Board.

Election of student member of the College-Wide Personnel and Budget Committee and the student members of the Faculty-Student Disciplinary Committee by the Student Government Association.

December Election, called by the Department Chairperson, of replacements of members of the College Council and members of the Department Personnel and Budget Committees who were not reappointed.

C. The City University of New York School of Law - Amendment to the Governance Plan:

RESOLVED, That the proposed amendment to the Governance Plan of The City University of New York School of Law be adopted, effective January 31, 2017.

EXPLANATION: The proposed amendment to the Governance Plan of The City University School of Law (“CUNY Law School”) is a technical amendment designed to extend the existing power of the faculty Curriculum Committee to consider changes to the curriculum affecting part-time students, whose program encompasses four years of study. Currently, the Plan assumes that the course of study is three years, and it gives the Curriculum Committee the authority to consider proposals to review, modify or develop the course of study for “each of the three years” of the educational program. The amendment would give the Committee the authority to consider proposals for “each of the years of the program,” eliminating the reference to three years.

The faculty of the CUNY Law School approved this amendment on September 9, 2016, and it is recommended by the Dean.

GOVERNANCE PLAN
THE CITY UNIVERSITY OF NEW YORK SCHOOL OF LAW AT QUEENS COLLEGE

INTRODUCTION

A. PURPOSES

1. The central purpose of The City University School of Law at Queens College (the “Law School”) is to create an educational program that will train students for the practice of law in the service of human needs and honor students’ aspirations toward building a legal career that reflects their commitment toward justice, fairness, and equality. The organization of work and life at the Law School is designed to encourage students to think actively about their life choices, their evolving concept of professionalism, and the content and processes of the law itself, in ways that foster their capacity to practice law in a socially useful manner.
2. This Governance Plan is intended to provide a governance system for the Law School that facilitates the realization of this commitment. This Governance Plan should be read consistent with the Bylaws of the Board of Trustees of The City University of New York, and nothing in this Plan should be read as inconsistent with the Bylaws of the Board of Trustees unless specifically so stated in this Governance Plan. The procedures that follow seek to encourage a spirit of relationship, trust, and community that operates within a framework of rules. The rules are designed to provide a framework within which people motivated by a sense of shared mission can operate in a manner that encourages responsibility and participation by all members of the Law School community.

3. In order to serve these ends, a governance system needs to respect both democratic modes of participation and an institutional authority that enables the Law School to maintain a coherent and coordinated expression of its purpose.

B. STATUS WITHIN THE CITY UNIVERSITY

1. The City University School of Law at Queens College is a unit of The City University of New York (“The City University”). The Law School is a constituent element, similar to a college of The City University and shall have ties to all institutions within The City University.

C. TITLES AND DEFINITIONS

1. The Board or Board of Trustees means the Board of Trustees of The City University of New York.

2. The authorization and definition of titles for faculty, permanent Instructional staff, other instructional staff, and classified (non-instructional) staff at the Law School shall include only those titles authorized and defined in the Bylaws of the Board of Trustees.

3. Notices of reappointment at the Law School shall be handled in accordance with the Bylaws of the Board.

4. The term “administrative staff” or “administrators” shall mean full-time members of the instructional staff within the meaning of Section 6.1 of the Board of Trustees’ Bylaws who are not members of the faculty.

5. The term “support staff” refers to persons, other than students enrolled at the Law School, who are working full-time at the School, or who have worked part-time, at least 10 hours per week, at the School for at least six months, and are not members of the instructional staff.

II. THE DEAN

A. AUTHORITY OF THE DEAN

1. The Dean of The City University School of Law at Queens College shall be the chief educational and administrative officer of the Law School. The Dean of the Law School shall be a member of the CUNY Council of Presidents and shall have, subject to the provisions and exceptions contained in this Governance Plan, the duties and responsibilities of a college president as stated in Section 11.4 of the Board of Trustees Bylaws and other policies and resolutions of the Board. The Dean of the Law School shall have, subject to the provisions and exceptions contained in this Governance Plan, all of the rights and responsibilities of a president relative to all collective bargaining agreements, rules and regulations of CUNY Classified Service and all other policies and procedures issued by the City University of New York.
2. The Dean may be removed by the Board upon the recommendation of the Chancellor after consultation with the faculty of the Law School. The Dean of the Law School shall be a tenured member of the Law faculty.

3. The Dean of the Law School shall exercise all the responsibilities customarily exercised by law school deans. He/she shall consult with and report to the Chancellor. He/she shall have the affirmative responsibility for developing the academic program, enhancing the educational standards and assuring the academic excellence of the Law School. Such responsibility shall include but not be limited to the following duties:

a. to recommend, as stated in this Governance Plan, the appointment, promotion, and tenure of persons who will contribute to the improvement of the Law School program. These recommendations shall be consistent with the immediate and long-range objectives of the Law School;
b. to advise the Chancellor and the Board of Trustees on matters concerning the program of the Law School;
c. to provide advice concerning other law-related programs within The City University and to make recommendations on the development and operation of such programs;
d. to supervise and manage the work of the Law School faculty and employees, and to carry into effect the Bylaws, resolutions and policies of the Board of Trustees;
e. to prepare and implement a long-range plan for the Law School;
f. to act as chairperson of the faculty of the Law School and the Law School Committee on Personnel and Budget;
g. to review and recommend to the Chancellor and other appropriate officials the actions of the Law School faculty on matters of curriculum and other matters falling under faculty jurisdiction;
h. to consult with appropriate faculty committees on matters of appointments, reappointments, and promotions, taking systemic student evaluations into account;
i. to develop Law School activities that enhance the Law School’s involvement and reputation in the legal community;
j. to develop integrated courses of study with law-related disciplines;
k. to prepare and present an annual Law School budget to the Chancellor;
l. to appoint such ad hoc and/or special committees as appropriate.

B. APPOINTMENT AND REAPPOINTMENT OF THE DEAN

1. When a vacancy occurs or is expected in the office of the Dean of the Law School, a Search Committee shall be established under the Board guidelines for Presidential searches.

2. A committee which will be constituted in the same fashion as a Presidential Review Committee will be appointed at the beginning of every fifth year of a Dean’s term to serve as a Review Committee to review the Dean’s performance. This committee will make a report to the Chancellor.

III. THE FACULTY

A. ORGANIZATION AND DUTIES

1. The faculty of the Law School will meet monthly, during the academic year, on the dates set forth in a calendar distributed at the start of each semester by the Dean. The faculty shall also meet on call of the Dean or upon the petition of 1/3 of the faculty, and the Dean will preside at its meetings. Within general policies established by the Board of Trustees, through its Bylaws, resolutions, policies, rules, regulations, and this Governance Plan, the Dean and Faculty of the Law School shall have the responsibility for formulating and administering the program of the School including such matters as faculty selection, retention, promotion and tenure; curriculum; methods of instruction; admission policies; and academic standards of retention, advancement and graduation of students.
2. The presence of a majority of the voting faculty shall constitute a quorum. A quorum shall be necessary for the transaction of any business. Business shall be conducted in accordance with Robert’s Rules of Order, latest edition. Minutes shall be kept of all meetings. The faculty may adopt such additional procedures for the discharge of its responsibilities under this Governance Plan, as it may deem necessary, subject to the approval of the Dean.

3. The agenda for the regular monthly faculty meeting shall be proposed by the Dean and distributed to the faculty within a reasonable time prior to the meeting. Any member of the faculty may add items to New Business. The proposed agenda shall be adopted by the faculty, by a vote of a majority of those present if a quorum is present, at the beginning of each faculty meeting and may be amended by the faculty by the same vote prior to its adoption. Once adopted the agenda may be amended in any manner by a 2/3 vote.

4. A faculty member who misses three regular faculty meetings during an academic year shall not be entitled to vote nor be counted towards a quorum at all faculty meetings for the remainder of the academic year in which the third absence occurs. Faculty members facing the loss of voting rights may appeal to the remaining voting faculty for a waiver of this rule by providing good and sufficient reasons. The waiver shall be granted if 2/3 of faculty present at a faculty meeting vote to approve the waiver.

5. The student government is authorized to elect three students, one from each class, who must be in good standing, to serve as ex-officio members of the faculty for the purpose of faculty meetings. The student government is also authorized to elect students in good standing to be the student members of faculty committees, except where otherwise specified by this Governance Plan or the Bylaws or resolutions of the Board of Trustees. All elected students must remain in good standing to retain their seats on committees or in student government; all serve for a one-year term and may be reelected. No student may serve in more than two elected positions under this Governance Plan, including student government, at a time. When a vacancy occurs, the student government may fill the vacant seat for the remainder of the term.

B. FACULTY COMMITTEES

The Faculty committees shall be those specified below and shall also include any additional committees created from time to time by action of the Faculty or the Dean.

1. The Personnel and Budget Committee

a. The Law School shall establish a Personnel and Budget Committee which shall be composed of five persons. Members of the Personnel and Budget Committee shall be Law School faculty members elected in accordance with the Bylaws and written policies of the Board of Trustees and one second or third year student elected by the students as a non-voting member. The manner of constituting the committee, and the procedure to be followed by it, shall be subject to the approval of the Dean of the Law School. This committee shall review all recommendations for appointment and reappointment, with or without tenure, to the faculty, and promotion in rank, special salary increases and increments, and applications for fellowship and other leaves. Additionally, the Committee on Committees may appoint other committees, when needed, to review faculty candidates and to develop reports, make factual findings, and make recommendations to the P & B on reappointment, tenure, and/or promotion. Upon receiving these reports and the factual record underlying them, the P & B shall make an independent assessment and recommendation to the Dean. These other committees shall review candidates’ qualifications under the policies and standards of the City University of New York as set forth in the Bylaws, personnel policies, and resolutions of the Board of Trustees of the City University of New York. It shall recommend action thereon to the Dean. The Dean of the Law School will be one of the five members of the Law School Personnel and Budget Committee and shall serve as Chair.
2. Faculty Search Committees and Faculty Appointments

The Dean, in consultation with the Personnel and Budget Committee, shall establish such Faculty Search Committees as are appropriate. All Faculty Search Committees shall adopt and follow appropriate procedures in order to assure compliance with The City University Affirmative Action policies and procedures. The Dean shall appoint a student member to each Search Committee.

b. A Faculty Search Committee shall report its recommendations to the faculty for discussion and then to the Dean. The Dean shall review the recommendations and make his or her own recommendation regarding each faculty appointment to the Personnel and Budget Committee.  
c. The Personnel and Budget Committee shall review the recommendations of the Dean, consult with the full-time tenured and tenure-track faculty, and shall make its own recommendation regarding each faculty appointment to the Dean.  
d. The Dean shall review the recommendations of the Personnel and Budget Committee and shall recommend to the Chancellor for appointment, only those persons who he/she is reasonably certain will contribute to the improvement of the academic excellence of the Law School.  
e. The Chancellor will review the Dean’s recommendations in accordance with Section C of this Article.

3. Faculty Reappointment, Promotion, and Tenure Review Procedures

a. The Personnel and Budget Committee and all other committees charged with the review of faculty shall review all candidates’ qualifications under the policies and standards of The City University as set forth in the Bylaws, personnel policies, and resolutions of the Board of Trustees of The City University of New York.  
b. The Dean shall review the affirmative recommendation(s) of the Personnel and Budget Committee and shall recommend to the Chancellor for reappointment, promotion, and tenure only those persons who he/she is reasonably certain will contribute to the improvement of the academic excellence at the Law School.  
c. The Chancellor shall review the Dean’s affirmative recommendations in accordance with Section C of this Article.

4. The Admissions & Admissions Policy Committee

The Admissions & Admissions Policy Committee shall include the Assistant Dean for Enrollment Management and Director of Admissions, not fewer than three faculty, and two students who are members of the second or third year classes. Faculty appointments shall be for a term of two years.

a. The Admissions & Admissions Policy Committee shall review individual candidates for admission and recommend admissions policy, subject to the approval of the faculty, the Dean and the Chancellor.  
b. No applicant may be admitted by the Law School except on the affirmative vote of the Admissions & Admissions Policy Committee. The Committee shall follow procedures that have been approved by the faculty and the Dean.

5. Scholastic Standards and Academic Standing Committee

a. The membership of the Scholastic Standards and Academic Standing Committee shall include an Associate Dean, who shall chair the Committee, not fewer than four faculty members and two third-year students.  
b. The Committee shall review policies and procedures concerning scholastic standards and assist in the development of academic support systems for students.
c. The Committee shall apply the academic standards of the Law School to individual students from the time of admission until the granting of the Juris Doctor. The Committee will receive and act upon student appeals relating to academic matters.

6. The Curriculum Committee

a. The Curriculum Committee shall be composed of not fewer than four faculty and three student members. The term of all faculty members shall be two years.
b. The Curriculum Committee shall have authority to consider all proposals to review, modify, or develop the course of study for each of the three years of the program, and all proposals relating to the educational program; including, but not limited to, evaluation of student work and scheduling.

7. Committee on Committees

a. A Committee on Committees shall be constituted each year, consisting of the Dean, two faculty members elected by the faculty, one student elected by the student government and one staff member elected by the administrative and support staff.
b. The Committee shall recommend, except with respect to committees that consider personnel matters or where specified in this Governance Plan or the Bylaws of the Board of Trustees, how many, if any, members of the faculty, administrative staff, and support staff shall be nominated to each committee. The Committee shall also propose nominations for membership and chair for each committee that shall be submitted to the faculty for election, substitution or addition. Except where the Board of Trustee Bylaws or resolutions are to the contrary, the normal term of office for faculty members on committees shall be two years and for students, one year. Committee members may be reelected unless the charge of the committee or rules of the Board of Trustees limits a member's term.

C. APPOINTMENTS AND REAPPOINTMENTS TO, AND PROMOTIONS WITHIN, THE INSTRUCTIONAL STAFF PROCEDURE

1. All appointments and reappointments, including reappointments with tenure, to, and promotions within the instructional staff, except where otherwise provided, shall be recommended to the Dean who shall review the recommendations and recommend to the Chancellor only those persons who he/she is reasonably certain will contribute to the academic excellence of the Law School.

2. The Chancellor shall review the Dean’s affirmative recommendations and shall recommend to the Board of Trustees for appointment, reappointment, promotion and/or tenure only those persons who he/she is reasonably certain will contribute to the improvement of the academic excellence at the Law School.

D. APPEALS

1. A Faculty member may appeal a negative decision of the Personnel and Budget Committee regarding his or her candidacy to the Dean, who shall consider, decide and notify the candidate regarding the appeal.

IV. APPOINTMENT AND REAPPOINTMENT OF EXECUTIVES AND ADMINISTRATORS

A. INITIAL PROCESS FOR APPOINTMENT AND REAPPOINTMENT OF ADMINISTRATORS OTHER THAN THOSE IN EXECUTIVE PAY PLAN TITLES

1. Proposed appointments, other than acting or substitute appointments, to positions on the administrative staff shall be reviewed initially, after a search, by the Dean.
There shall be an Administrative Screening and Review Committee. The Dean shall make his/her recommendations to the Administrative Screening and Review Committee. The members of the Administrative Screening and Review Committee shall be appointed by the Dean and shall consist of no fewer than five members, one of whom must be a classified staff member, and at least one of whom must hold a professorial appointment, and a majority of whom must be administrators. Service on this committee will be for two years. An Associate Dean shall chair the Administrative Screening and Review Committee.

2. The Committee will review proposed appointments and reappointments, and proposed title and salary recommendations, for administrative positions to assure that the applicable University standards have been met and that rates of pay for members of the Law School administrative staff take into account comparable rates at metropolitan area law schools and other institutions in The City University and, to the extent practicable, are commensurate for those with comparable tasks and comparable experiences within The City University. The Committee shall make its recommendation to the Dean. The Dean shall review those recommendations in making his/her own recommendation to the Chancellor for appointment or reappointment.

**B. EVALUATION OF ADMINISTRATORS OTHER THAN THOSE IN EXECUTIVE PAY PLAN TITLES**

Evaluation of the work of persons on the administrative staff is ultimately the responsibility of the Dean. The Dean, in consultation with the Administrative Screening and Review Committee as outlined in Section A above, may recommend for appointment or reappointment persons holding such titles in accordance with established University procedures.

**C. APPOINTMENT OF PERSONS HOLDING PROFESSORIAL TITLES TO ADMINISTRATIVE DUTIES OTHER THAN THOSE IN EXECUTIVE PAY PLAN TITLES**

1. The Administrative Screening and Review Committee of the Law School may recommend to the Dean that an administrative position be filled by an individual whose title is law school instructor, law school assistant professor, law school associate professor, law school professor, or law school lecturer. Such recommendation may, but need not, include a recommendation that the person receive a change in remuneration for work in that title.

2. If the Dean concurs with their recommendation he/she may make such a recommendation to the Chancellor in accordance with the procedures for appointments to the instructional staff.

**D. APPEALS**

1. An administrator may appeal a negative decision of the Administrative Screening and Review Committee regarding his or her candidacy to the Dean, who shall consider, decide, and notify the candidate regarding the appeal.

**V. BOARD OF VISITORS**

A. There shall be a Board of Visitors for The City University School of Law at Queens College appointed by the Chancellor. The Board of Visitors shall be made up of distinguished jurists, lawyers, scholars, and other interested persons. Its role will be to advise the Law School about its academic program, its role in the community, placement of graduates and the like. It shall assist the Dean, the Chancellor and the Board of Trustees in all aspects of the Law School's development efforts. It shall serve as a liaison between the Law School, the legal profession, and the public and private groups, which are served by the legal profession and participate in the legal process.
B. Members of the Board of Visitors will be appointed for three-year terms upon the recommendation of the Dean of the Law School, with the concurrence of the Chancellor.

C. The membership of the Board of Visitors should reflect the Law School’s role in the Borough of Queens, in the City, the State, and the Nation. The Board of Visitors shall be governed by Bylaws promulgated by the Board of Visitors.

VI. AMENDMENTS

A. AMENDMENT PROCEDURE

1. Amendments to this Governance Plan may be recommended by the Faculty, the Dean, or the Chancellor. Any recommendations which originate in the Law School Faculty must be first submitted to the Dean for consideration. The Dean shall review the Faculty recommendation(s). Any recommendation in whole or in part approved by the Dean or any modification thereof that the Dean determines to be in the best interests of the Law School shall be recommended to the Chancellor for further consideration.

2. The Chancellor shall review the Dean’s recommendations. Any recommendation in whole or in part approved by the Chancellor or any modification thereof that the Chancellor determines to be in the best interests of the Law School shall be recommended to the Board for approval.

3. No change in this Governance Plan shall be implemented until it has been adopted by the Board.

Amended May 6, 2016, approved by CUNY Board of Trustees June 27, 2016.

D. CUNY School of Medicine - Amendments to the Governance Plan:

RESOLVED, That the proposed amendments to the Governance Plan of the CUNY School of Medicine be adopted, effective January 31, 2017.

EXPLANATION: The proposed amendments would revise the composition of the Admissions Committee and ensure that allegations of medical student misconduct would be addressed by the full Student Academic Progress Committee (“SAPC”). The amendments were approved by the School of Medicine Faculty Council at its meeting on December 13, 2016 and are recommended by the Dean.

With respect to the Admissions Committee, its composition would be revised to provide congruency between the Governance Plan and approved accreditation documents. The revision would also provide greater flexibility in the number of basic science and clinical faculty members to allow for the potential expansion of the committee in the future, if deemed necessary or appropriate.

In addition, the amendments would shift the responsibility for examining allegations of student misconduct from a sub-committee of the SAPC (the Committee on Ethics and Professionalism) to the full SAPC.

** (Proposed changes in language are redlined and italicized; deletions are struck-through)
THE CITY COLLEGE OF NEW YORK

Governance Plan for the CUNY School of Medicine

MISSION STATEMENT

The mission of The CUNY School of Medicine (the “SOM”) is to produce broadly-educated, highly-skilled medical practitioners to provide quality health services to communities historically underserved by primary care practitioners. The School will recruit and educate a diverse, talented pool of students to the MD and Physician Assistant programs, expanding access to medical education to individuals from underserved communities, of limited financial resources, and of racial/ethnic backgrounds historically underrepresented in the medical profession.

ORGANIZATION AND GOVERNANCE

ARTICLE I: Dean

The Dean will be the chief academic and administrative officer of the SOM. The Dean will have general responsibility to develop, implement and administer the SOM degree programs and will report to the President of the City College of New York (the “President”). The Dean may appoint Associate Deans and Assistant Deans to assist with carrying out his/her responsibilities.

ARTICLE II: Faculty Council

Section 2.1 Responsibilities of the Faculty Council

The Faculty Council will work with the Dean to formulate educational policy for the SOM and to develop standards for admission, academic performance and degree requirements for students. It will also establish standards for the appointment, reappointment (with and without tenure) and promotion of faculty and criteria for each faculty position consistent with the Bylaws and policies of the CUNY Board of Trustees.

Section 2.2 Meetings of the Faculty Council

a. All faculty members, including affiliated faculty members of the Department of Clinical Medicine and adjunct faculty, will be members of the Faculty Council. Voting membership will include all full-time faculty employed by the SOM. Members of the Department of Clinical Medicine and adjunct faculty members will be eligible to participate in meetings and all deliberations of the faculty, with voice but without vote on any business, and will be eligible to serve on special committees of the faculty. A majority of voting members will constitute a quorum for the purposes of conducting business. The Faculty Council will elect a Secretary from among its members, who will be responsible for preparing minutes and posting the agenda electronically.

b. The Dean will convene the Faculty Council to meet at least twice per semester (four times per academic year). The Dean will preside at meetings of the faculty, or in his/her absence, an Associate Dean designated by the Dean will preside. Special meetings of the Faculty Council may be convened by the Dean, the Executive Committee or by petition of at least 20% of the voting members of the Faculty Council.

c. Notice of time, place and agenda of both regular and special meetings will be posted at least one week before the date of the meeting. Minutes of the Faculty Council meeting will be appended to the agenda of the succeeding meeting for approval. At special meetings, the
business conducted will be confined to the purpose for which the meeting was called.

d. The order of business set forth for a regular meeting of the Faculty Council may be altered or suspended on motion and approval by a vote of two-thirds (2/3) of the members of the Faculty Council present and voting at any meeting where a quorum is present.

e. All meetings will be governed by the most recent edition of Robert's Rules of Order, except that no action may be taken by the Faculty Council or any of its Standing Committees unless there is an affirmative vote of a majority of all of its members.

f. Agendas and minutes of all Faculty Council meetings will be archived via electronic posting to the School's intranet and shared drive, or other appropriate means.

ARTICLE III: Standing Committees

Section 3.1 General Guidelines for Committees Other than the Executive Committee

a. Each standing committee shall report to the Executive Committee at least twice annually on matters of policy and matters requiring administrative action and/or implementation. Committee reports shall be presented to the Executive Committee in the form of a concise summary emphasizing actions recommended.

b. The Executive Committee will appoint the Chair and members of all standing committees, with the advice and consent of the Dean. Except for the Admissions Committee, whose membership is described below, the Executive Committee will determine the size of the other standing committees. Faculty will constitute the majority of the voting membership of standing committees. Those committees will be comprised of at least one representative of each department and at least one student where authorized below, and such ex-officio, non-voting administrators whom the Dean designates.

c. In addition to the standing committees, the Executive Committee, with the advice and consent of the Dean, may establish special ad hoc committees as necessary.

d. The terms of service of members of standing committees will be three (3) years. The initial appointments to standing committees shall be staggered (1, 2 or 3-year terms) in order to maintain continuity of membership and ensure that committees will have a turnover of no more than one-third of their members annually.

e. Any member who misses three (3) consecutive meetings of a committee without valid excuse will be subject to replacement by the Executive Committee upon receipt of such report from the committee chair.

f. Individuals designated as committee chairs must be full-time members of the faculty of the SOM, except that they may not be members of the Department of Clinical Medicine. Neither the chair nor other members of standing or ad hoc committees need be members of the Executive Committee. No faculty member may serve on more than two standing committees.

g. The faculty membership of all standing committees should include representation from all SOM departments when possible.

h. Where mandated below, standing committees of the SOM will have representation from the SOM student body. The Executive Committee, with the advice and consent of the Dean, will appoint student representatives to standing committees from the student representatives
elected in a slate by the student body in the numbers indicated below and may appoint student representatives to ad hoc committee in numbers it determines are appropriate based upon the nature and purpose of the respective committee. Each student representative to each committee will have both voice and vote, and be counted in quorum calls.

i. The Physician Assistant program will have its own standing committees separate from those of the MD program, in accordance with guidelines of the program’s accrediting body. The Executive Committee will appoint the Chair and members of those standing committees, with the advice and consent of the Dean.

j. The standing committees may adopt operating procedures as they deem appropriate.

Section 3.2 Executive Committee

a. Responsibilities: The Executive Committee will transact the business of the SOM in between meetings of the Faculty Council and will meet at least monthly. The Dean will consult with the Executive Committee on the allocation of institutional resources, research and training grants, exchange programs, and awards and honors for students and faculty. The Executive Committee may establish and charge special ad hoc committees as it may deem necessary, including a committee to review this Governance Plan for possible amendments periodically.

b. Membership: The Dean will serve as chair and will be ex-officio with voice but without vote except to break a tie. In addition, the Executive Committee will include:

1) All SOM Department Chairs.

2) One faculty member from each department to be elected by the Faculty Council from a slate of selected or self-nominated faculty presented by each Department.

3) The Associate and Assistant Deans of the SOM as ex-officio members with voice but without vote.

The Dean may invite other administrative officers of the SOM to attend meetings of the Executive Committee; these individuals will not be members of and will not have a vote on the Executive Committee.

c. Term/ Elections: The term of office of elected members will be three (3) years. Elections to the Executive Committee will be held at a meeting of the Faculty Council during the month of May. Members of the Faculty Council will be appointed by the Executive Committee to fill vacancies arising mid-year, until an election to fill the vacancy is conducted at the next meeting of the Faculty Council.

d. Meetings:

1) The Dean will schedule meetings of the Executive Committee and prepare agendas for meetings. Notice of time, place, and agenda of both regular and special meetings will be posted electronically at least one (1) week before the date of the meeting. At special meetings, the business conducted will be confined to the purpose for which the meeting was called.

2) A quorum for the purpose of transaction of the business of the Executive Committee will be a simple majority of the eligible voting members. No proxies will be permitted either for quorum call or for voting.
Section 3.3 Curriculum Committee

a. The Curriculum Committee will provide oversight of curriculum development, implementation and review, based on the medical education mission of the School. Functions will include the regular and systematic review of each medical school course, including educational objectives, curriculum design, course organization and assessment; the review and approval of new courses and changes to the curriculum; development of academic policies and acting on recommendations from subcommittees.

b. The Committee will meet monthly. It will recommend changes in course and curricular content, policies and procedures. It also will collaborate with the Student Academic Progress Committee to assure uniformity of policies and assessment methods.

Section 3.4 Student Academic Progress Committee ("SAPC")

The SAPC will monitor and assess students' records for compliance with the program’s academic requirements, and assess student preparedness to advance at each level of the curriculum and to graduate. The Committee will report annually to the Dean and the Deputy Dean for Medical Education on all students with regard to promotion, non-promotion, requirement to repeat a year, reassessment, disciplinary action, leaves of absence or dismissal for academic or other reasons, and will recommend to the Dean candidates for the awarding of degrees. The SAPC will also convene the Committee on Ethics and Professionalism, a Sub-Committee of the SAPC, to examine and address allegations of student misconduct and/or unprofessional behavior, including Honor Code violations, and will advise the SAPC and provide leadership on exercises and initiatives to promote professionalism among students.

Section 3.5 Committee on Student Appeals

The Appeals Committee is charged to review all student appeals referred to it and to determine whether such appeals have merit and should be granted.

ARTICLE IV: Admissions Committee

Section 4.1 Responsibilities: The Admissions Committee is charged to select and admit students to the SOM, and to establish and revise admissions policies and procedures, as appropriate. The Director of Admissions will present proposed policy changes to the Admissions Committee for discussion and approval.

Section 4.2 Voting: All final decisions about admission of applicants will be made by the voting membership of the Admissions Committee. Faculty will constitute the majority of the voting membership of the Committee; no vote may be taken in any convened meeting where faculty does not constitute a voting majority.

Section 4.3 Membership: Membership of the Admissions Committee will include basic sciences faculty (4), clinical faculty (4), faculty members from the Department of Clinical Medicine (2), at-large members appointed by the Dean, to include faculty or staff from student support units selected based on their academic, experiential and personal qualities (2), and medical students elected annually for one-year terms by the student body (4). A minimum of: three (3) basic sciences faculty, three (3) clinical faculty, including at least one clinical faculty member from the primary clinical partner, three (3) at-large faculty and/or staff, and one (1) medical student elected annually by the student body. Ex-officio, non-voting members will include: Associate Dean for Student Affairs, the Assistant Deans for Basic Science Curriculum and for Clinical Curriculum, the Assistant Dean for Medical Education and Faculty Development and representation of the administrative leadership of the Office of Admissions.
(e.g. the Executive Director, Director and Associate Director of Admissions. The ex-officio and student members will participate with the committee when issues related to policies are discussed and/or voted upon.

Section 4.4 Chair: The initial chair of the Admissions Committee will be a faculty member appointed by the Executive Committee, with the advice and consent of the Dean. Subsequent chairs will be elected by vote of the Committee members.

ARTICLE V: Personnel and Budget Committee ("P & B Committee")

5.1 Membership: The P & B Committee will operate in accordance with the Bylaws of the Board of Trustees of the City University of New York. The Dean will serve as chair and will be ex-officio with voice but without vote. In addition, the P & B Committee will include:

a. All SOM Department Chairs.

b. One faculty member from each department to be elected by the Faculty Council from a slate of selected or self-nominated faculty presented by each Department.

c. The Associate and Assistant Deans of the SOM as ex-officio members with voice but without vote.

5.2 Duties: The duties of the P & B Committee will include reviewing and making recommendations to the Dean on faculty appointment, reappointment, promotion, and tenure, the appointment of Distinguished Professors and Named Chairs, reviewing and making recommendations on applications for fellowship and other leaves, and recommending to the Dean the creation or abolition of SOM Departments. The recommendations of the P & B Committee regarding appointments, reappointments, promotion and tenure will be subject to review by the College-wide P & B Committee, and the final decision will rest with the President.

ARTICLE VI: Departments

Section 6.1 Establishment of Departments

a. Departments of the SOM will include the Departments of Community Health and Social Medicine, Pathobiology, Medical Education, Physiology, Pharmacology and Neuroscience; and Clinical Medicine.

b. The Department of Clinical Medicine will serve as the academic home for faculty in clinical disciplines who provide oversight of students’ clinical instruction. Clinicians in Affiliated faculty titles, including but not limited to the Affiliated Medical Professor series titles, will be appointed to the Department of Clinical Medicine. Affiliated faculty members will include licensed health care professionals who are employees of affiliated hospitals and health centers and who do not receive compensation from nor have employment status at CUNY.

c. Additional departments may be established and organized based upon some or all of the following criteria:

1) recognition as a discipline by special examination and/ or certification;
2) traditional recognition as an educational unit;
3) major educational/research interests in an organ system or scientific discipline; and
4) convergence of responsibilities traditionally incumbent upon a department, including but not limited to teaching responsibilities, research activities; and/or recognition as a means
of facilitating the goals of the School, including emphasis on primary care, population health, and socio-medical sciences, and improved health care in medically underserved areas.

d. Departments of the SOM may be created or deleted upon the recommendation of the Dean and with the approval by affirmative vote of two-thirds (2/3) of the members of the Executive Committee at a meeting for which the subject will have been noted on an agenda distributed at least one week in advance. Establishment of new departments will be made in accordance with the bylaws and policies of the CUNY Board of Trustees.

Section 6.2  Department Chairs

The Dean will appoint Department Chairs in consultation with the applicable department and may appoint Deputy Chairs in consultation with the applicable department. Chairs will have the authority and responsibilities described in Article 9.3 of the Bylaws of the CUNY Board of Trustees.

Section 6.3  Clinical Professors, Lecturers and Distinguished Lecturers

The Dean is authorized to appoint faculty members in the titles of clinical professor, lecturer, or distinguished lecturer either to specific departments or generally to the SOM.

ARTICLE VII: Amendment of the Governance Plan

Section 7.1 Amendments to this Governance Plan of the SOM may be proposed by a petition or affirmative vote of 20% of the voting members of the Faculty Council. Amendments may be adopted by an affirmative vote of two-thirds (2/3) of the members of the Faculty Council provided that the text of the proposed amendment has been sent in writing to every member of the Faculty at least one week before the meeting at which the proposed amendment is to be considered.

Section 7.2 Adopted amendments are subject to the approval of the CUNY Board of Trustees before they become effective.

Section 7.3 The Executive Committee will appoint an ad hoc committee to review the Governance Plan periodically for possible revisions.

Moved by Trustee Fernando Ferrer and seconded by Trustee DiMartino, the following resolution was adopted:

E.  Bronx Community College - Amendments to the Governance Plan:

RESOLVED, That the proposed amendments to the Governance Plan of Bronx Community College be adopted, effective January 31, 2017.

EXPLANATION: The proposed amendments to the Governance Plan of Bronx Community College (“BCC”) were approved by the University Faculty Senate on May 23, 2016 (after being approved by a referendum of full-time instructional staff conducted between May 5-May 20, 2016), except for two amendments that were approved on November 19, 2015. The BCC Senate is comprised of the Faculty Council and the Student Government Association. All of the proposals are recommended by the College President.

Many of the amendments codify existing practices at the College. They would effectuate
changes to the composition and function of the Faculty Council, principally by removing members of the College administration from the Council; this amendment reflects decades of past practice in which administrators have not participated in Faculty Council deliberations. The amendments further specify the functions of the Faculty Council to reflect past practices and clarify language that currently could be interpreted to restrict the number of Council meetings held each semester.

The amendments eliminate divisional coordinators from membership in the Senate, effectively eliminating divisions within the College. Currently, division coordinators hold *ex officio* seats in the Senate; eliminating these seats would allow for three additional at-large seats to be added to the Senate. Eliminating divisions would end the practice of divisional voting in the Personnel and Budget process, which has never been codified in the Governance Plan.

The proposals increase the voting membership of both Higher Education Officers (“HEOs”) and College Laboratory Technicians (“CLTs”). HEO membership would be increased from one to three, reflecting the greater numbers of HEOs at the College and their increasingly vital roles. CLTs would be granted full voting rights, rather than fractional voting rights.

The amendments also make several changes relating to the Council’s standing committees. They add a new Committee on Academic Freedom, in recognition of the importance of academic freedom at BCC. They specify that the President’s designee to the Academic Review Committee, who is a non-voting member of that Committee, should serve as an impartial intermediary between the Committee and the College’s Personnel and Budget Committee. They also change the function of the membership of the Committee on Governance and Elections and the name, function and membership of the Committee on Community Relations and Special Events.

Other amendments alter the procedure for the filling of vacancies, allowing for special elections by the Senate for at-large seat vacancies and special departmental elections for departmental seat vacancies.

The procedure for the naming of buildings and physical spaces would be revised to include the namings of chairs, deanships, departments, parts of buildings, or other college subdivisions. As the Plan acknowledges, these procedures are subject to the Bylaws of the Board of Trustees, pursuant to which the Board has final authority to authorize such namings.

The proposed amendments also introduce timelines for Governance Plan amendments to ensure that such amendments may not be held indefinitely in committee and must instead be brought back to the Senate with a recommendation in a timely manner.
Finally, the amendments assign the responsibility for adopting Rules of Order to the Faculty Council, clarify language, and correct typographical errors.

NOTE: A red-lined version of the changes may be obtained from the Office of the Secretary of the Board of Trustees upon request.

BRONX COMMUNITY COLLEGE
GOVERNANCE PLAN
(Includes all proposed and pending amendments as of March 24, 2016)


I. THE BRONX COMMUNITY COLLEGE SENATE

The Bronx Community College Senate shall, subject to the authority of the Bylaws of the Board of the Trustees and the provisions of this document, be responsible for the establishment of academic policy and for legislative and advisory functions related to the programs, operations, and goals of the College.

A. Organization

1. The Senate shall be comprised of two Councils: The Faculty Council and the Student Government Association.

   a. Faculty Council

      i. Membership of the Faculty Council: Those Senators who are members of the Instructional Staff and who do not hold the title of President, Vice President or Dean, shall comprise the Faculty Council.

      ii. Functions of the Faculty Council: The Faculty Council shall have the following functions:

         (1) The authority to pass recommendations or resolutions which shall express the views of the Bronx Community College faculty and Instructional Staff.

         (2) To elect faculty and staff to college and university bodies on which elected faculty, or elected faculty and Instructional Staff, serve. Such elections shall be conducted by the entire Council.

      iii. Officers of the Faculty Council

         (1) The Council shall elect a Chairperson, a vice-Chairperson, and a secretary from its membership.

         (2) The term of office for officers of the Faculty Council shall be two years.

   b. The Student Government Association

      i. The Student Government Association shall consist of students who are elected by the student body to be the Student Government Association pursuant to Section 15.2.b. of the Bylaws of the Board of Trustees. It shall be empowered to:
(1) Elect a President, Vice President for Inter-Organization Council (I.O.C.) clubs, Executive Officer for Legal and Legislative Affairs, Treasurer and Secretary.

(2) Develop a constitution for ratification by the student body.

(3) Regulate student co-curricular activities in conformity with policies adopted by the Senate.

(4) Represent the student body on committees of the Senate and their sub-committees as provided in this document.

(5) A term of office shall be for one year commencing June 1 and terminating May 31 of the consecutive year. No senator may serve more than two consecutive terms of office.

2. Procedures - Rules of Conduct

a. First Elections: Procedures for the first election of Senate shall be established by the previously existing Committee on Nominations and Elections.

b. Meetings, Attendance at Meetings and Quorum: The Senate shall meet at least once a month during the Fall and Spring Semesters. Meetings of the Senate shall be open to all members of the College and the public at large. A quorum shall mean a majority of the body as calculated as a percentage of the total number of seats eligible to be filled.

c. Voting: Any action taken by the Senate requires a vote of the member present at the meeting. Any matter, for which a vote is required by the College Governance Plan, must receive the requisite number of votes based upon the number of members of the body as a whole.

d. Rules of Order:
   i. The Senate shall adopt Rules of Order for itself, its committees, and its subcommittees consistent with its obligations under law.
   ii. The SGA may adopt Rules of Order according to its own Constitution.
   iii. The Faculty Council may adopt Rules of Order for Departments and other bodies provided for in the Governance Plan.
   iv. The Senate, Faculty Council and the Student Government Association shall elect a parliamentarian.

e. Speaking Privileges: The privilege of addressing the Senate is reserved for members of the Senate. Non-members may address the Senate only upon the approval of the Senate.

3. Alternates

a. Provision for Alternates: When called for by this plan, Alternates are individuals elected to fill a temporary absence or vacancy by a Senator or committee member. Alternates are entitled to and expected to attend all meetings of the Senate or committee, although they shall only vote when seated for the meeting. A seated Alternate shall be counted for the purpose of quorum and may vote on any manner with no distinction between Alternate and regular seats.

b. Seating of Alternates: In the case where an absence or vacancy occurs at a meeting of the Senate or one of its committees, the Chairperson shall seat Alternates to fill the vacant seats. Alternates may only be seated from within a delegation. In the case of multiple Alternates in a delegation, such seats shall be filled by ranking as.
determined at the time of election in the manner specified below. After seating, such i shall be seated for the entirety of the meeting, without regard to the late arrival of any member.

c. Number of Alternates

i. Alternates shall be elected in a number according to the manner in which the seat they are covering is designated.

ii. Departments shall elect an Alternate for the departmental seats to the Senate. They may elect Alternates for the seats on Senate committees.

iii. There shall be at large Alternate seats to the Senate elected by and from the various Senate constituencies in the following number:
   (1) Full-time Faculty: Five (5) Alternate seats
   (2) Adjunct Faculty: One (1) Alternate seat
   (3) Higher Education Officers: One (1) Alternate seat
   (4) College Laboratory Technicians: One (1) Alternate seat

iv. Alternates for student seats shall be defined in a number set forth in the SGA Constitution.

v. There shall be no provision for Alternates for ex officio seats of the Senate or any of its committees.

d. Election of Alternates

i. Departmental Alternate Senators and committee members shall be elected at the same time and manner as that of the Departmental Senator or committee member. The name of the Alternate Senator shall be communicated to the Senate or committee at the time of the election.

ii. At-large Alternate Senators shall be elected by and from each delegation in a number provided for above in an election held at the same time and manner as the election for the regular Senate seats. In the case that more than one Alternate seat is being elected, the seats shall be ranked by the number of votes received as First Alternate, Second Alternate, etc.

iii. Student Alternate Senators shall be defined in a manner set forth in the SGA Constitution.

iv. Senate and Faculty Council Representatives to Senate Committees: The Senate or the Faculty Council may elect up to one Alternate for any committee to which it elects members to serve in the event of an absence or vacancy. Such an election shall take place at the same time and in the same manner as the election for the regular seat. The name of such Alternate shall be communicated to the committee at the same time as the result of the regular election.

B. Functions of the Senate:

1. The Senate shall have legislative power with regard to:
   a. Academic affairs, including curricula, degree requirements, admissions and grading structure.
   b. The protection of the academic freedom of students and Instructional Staff.
   c. The adoption of Rules of Procedure for itself, its committees and its sub committees.

2. The Senate shall have the following advisory responsibilities:
a. Participate in the search for and appointment of the President of the College, as requested by the Board of Trustees.

b. Advise on the appointment of all individuals holding Vice President and Dean titles. These recommendations are to be submitted to the President of the College for his/her consideration.

c. Advise on long range planning to achieve the goals of the College.

d. Advise on campus life and activities, including ancillary services within the College (including, but not limited to, Auxiliary Enterprises, BCC, Inc. and the Student Election Review Committee), student organizations and community relations.

e. Advise the College's administrative officers on the formulation and allocation of the College budget, of policies relating to grants, of allocation of space and facilities, and in the making of decisions pertaining to the allocation of resources for educational programs, and for research and scholarly activities.

3. In carrying out its responsibilities, the Senate shall be fully advised of, shall routinely receive, and shall be free to seek information from the College's administrative officers on all matters germane to the programs and operations of the College and its facilities.

4. The College administration shall provide to the Senate in a timely fashion all pertinent information, including information on college resources and policies.

5. Upon the invitation of the Senate Chairperson, the President shall meet with it to discuss his/her response to its recommendations.

C. Membership of the Senate: The membership of the Senate shall consist of the following:

1. The President of the College.

2. The Vice Presidents of Academic Affairs, Administration and Student Development.

3. One representative elected by and from each department.

4. Eighteen faculty members holding full-time lines elected by and from the faculty at-large holding full-time titles as lecturer, instructor, assistant professor, associate professor or professor.

5. Two faculty members in adjunct titles elected by and from the adjunct faculty.

6. Fifteen students elected by the student body at-large.

7. Three people elected by and from the holders of titles in the Higher Education Officer series.

8. One person elected by and from holders of titles in the College Laboratory Technician Series.

9. One person elected by and from the holders of titles in the Registrar's series and Higher Education Officers' series in the Registrar's Department.
D. Officers of the Senate

1. The Chairperson of the Senate shall be elected by and from the body. The Chairperson of the Senate shall be responsible for:

   a. Convening and presiding at Senate Meetings.
   b. Convening and presiding at Senate Executive Committee meetings.
   c. Representing the College community along with administrative officers and student officers at College and community functions.

2. If the Chairperson is a member of the Faculty Council, the Vice-Chairperson shall be a member of the Student Government Association. If the Chairperson is a member of the Student Government Association, the Vice-Chairperson shall be a member of the Faculty Council.

3. The Secretary of the Senate shall be elected by and from the Senate.

E. Qualifications For and Length of Service in the Senate and on Senate Committees

1. Student Senators and student members of committees shall serve for a one-year term and shall serve no more than two consecutive terms.

2. Student members of the Senate or Senate bodies must have and maintain a minimum cumulative average of 2.00. Students may serve in their first semester, but must achieve and maintain the required 2.00 index to continue to hold office.

3. All full-time Instructional Staff representatives shall serve two-year terms.

4. All adjunct Instructional Staff representatives shall serve two-year terms.

5. Membership on Senate Committees shall be for a term of two years, except that student membership shall be for a term of one year.

6. No person shall hold more than one standing committee membership except by approval of the Executive Committee.

7. Vacancies

   a. A vacancy in a Senate seat held by a member of the faculty or Instructional Staff shall only occur when the elected holder of the seat resigns or is no longer employed by Bronx Community College. A vacancy in a Senate seat held by a student shall be defined in accordance with the SGA constitution.

   b. An at-large seat which will be vacant for more than one year shall be filled by special election of the constituency represented by the vacant seat. An at-large seat which will be vacant for less than one year shall be filled by an election by the Senate. A vacant departmental seat shall be filled by special election of the department. In each case, an adequate nomination period shall be granted prior to the election. The term of such an elected seat shall be the remainder of the term of the seat vacated.
F. **Committees of the Senate - General Policy**

1. The membership of committees of the Senate shall consist of elected members of the Senate, except as provided in the Governance Plan. Committees shall, unless otherwise specified, elect their own officers. Recommendations and actions by all committees are subject to ratification by the Senate. Such committee recommendations or actions must be presented to the Senate one meeting prior to the one at which action may be taken.

2. Each standing committee of the Senate shall submit a written report of committee activities at the last scheduled Senate meeting of the academic year.

3. The same rules of quorum and privilege of the floor apply to the committees of the Senate as apply to Senate.

4. When a person is designated in the Governance Plan as a representative of an Office or officer, that person shall serve as a representative for a full academic year.

G. **Standing Committee of the Senate**

1. **Executive Committee**
   a. Functions of the Executive Committee:
      i. Prepare a schedule of regular meetings of the Senate by the beginning of each academic year.
      ii. Prepare and transmit agendas and notices for all meetings of the Senate.
      iii. Act on behalf of the Senate when the full body cannot be called into session and the matters in question must be decided without delay.
      iv. Call the Senate into special session by a vote of two-thirds of the total membership, as provided in Section I(A)(3)(c).
      v. Appoint members of Standing Committees of the Senate as required by this document.
      vi. Appoint members of other committees when requested by the President, the Senate, or any other administrative officer of the College.
      vii. Review the College budget with the President at the beginning of each academic year.
      viii. Prepare an annual evaluation of the performance and accomplishments of each standing committee of the Senate.
   b. Membership of the Executive Committee:
      i. The President of the College.
      ii. The Vice President of Academic Affairs.
      iii. The Chairperson of the Senate.
      iv. The Vice Chairperson of the Senate.
      v. The Secretary of the Senate.
      vi. Six members of the Faculty Council, elected by the Faculty Council.
      vii. The Student Government Association Vice President for Inter-Organization Council (I.O.C.) clubs and Executive Officer for Legal and Legislative Affairs.
      viii. The Chairperson of the Faculty Council when the holder of that office is not the same person as the Chairperson of the College Senate.
      ix. The Vice President of Administration and Finance and the Vice President of Student Development as non-voting members.
c. Officers of the Executive Committee:

i. The Chairperson of the Senate shall serve as the Chairperson of the Executive Committee.
ii. The Secretary of the Senate shall serve as the Secretary of the Executive Committee.

d. A majority of the members of the Executive Committee shall constitute a quorum.

2. **Committee on Governance and Elections**

a. Functions of the Committee on Governance and Elections:

i. Review the process of governance of the College on a continuing basis.
ii. Prepare and present to the Senate a biennial evaluation of the governance of the College.
iii. Recommend changes in administrative and governance structure and practices, and amendments to this document.
iv. Consider recommendations from the administration, faculty, staff, and students for changes to this document.
v. Interpret the Governance Plan subject to Senate review and approval.
vi. Conduct nominations and elections for the offices designated in the Governance Plan as well as for outside organizations with which the College may have an official connection, including:
   1. Determining eligibility to vote and hold office.
   2. Establishing procedures for disseminating information about candidates to their electorates.
   3. Presenting nominations and reporting results to the College at-large.
   4. Establishing procedures for nominations and elections not otherwise specified in the Governance Plan.

vii. Hear complaints regarding the breach of the Governance Plan or Bylaws and make recommendations to resolve such complaints.

b. Membership of the Committee on Governance and Elections:

i. The Chairperson of the Faculty Council.
ii. Five faculty members: two elected by and from the Faculty Council, three elected by the Faculty Council from the Instructional Staff at-large.
iii. Four students: the Student Government Association President, Vice President for Inter-Organization Council (I.O.C.) Clubs, the Executive Officer for Legal and Legislative Affairs, and the Executive Secretary of the SGA, or their respective designees from the SGA.
iv. One member designated by the President from among the Vice Presidents, Deans and Directors or their assistants.

3. **Committee on Academic Standing**

a. Functions of the Committee on Academic Standing:

i. Formulate policy regarding maintenance of matriculation, grading structure, satisfaction of requirements for degrees, diplomas and certificates, attendance, and advanced standing.
ii. Adjudicate and take final action on student appeals.

b. Membership of the Committee on Academic Standing:
i. The Vice President or a representative from the Office of the Vice President of Academic Affairs.
ii. One faculty member elected by and from each department.
iii. The Registrar who shall act as Executive Secretary of the Committee.
iv. Five students: two elected by and from the Student Government Association; three who are not members of the Student Government Association to be elected by the Student Government Association from the student body.

4. **Committee on Curriculum**
   
a. Functions of the Committee on Curriculum:
   
i. Establish and evaluate curricular requirements for the degrees and certificates awarded by the Faculty.
ii. Evaluate and approve new courses and curricula and revisions of courses and curricula currently offered by the College.
iii. Approve and evaluate all new programs to be offered by the College.
iv. Assemble information on all courses, both non-credit (remediation) and credit, and develop procedures for the evaluation of effectiveness of these courses.

b. Membership of the Committee on Curriculum:
   
i. The Vice President of Academic Affairs, or a representative from that Office.
ii. One representative to be elected by each department.
iii. The Registrar, or a representative of that Office.
iv. Four students: two elected by and from the Student Government Association; two who are not members of the Student Government Association elected by the Student Government Association from the student body.

5. **Committee on Student Activities**
   
a. Functions of the Committee on Student Activities:
   
i. Review and make recommendation to the Senate on policies and procedures for co-curricular activities, including approval of the charters of student organizations.
ii. Serve as the agency through which the College establishes and reviews rules of conduct and regulations in conformity with general requirements of Article XV of the Board of Trustees Bylaws.
iii. Authorize the use of the name of the College by student groups.

b. Membership of the Committee on Student Activities:
   
i. The Vice President of Student Development, or a representative from that office.
ii. The Director of Student Activities.
iii. The Director of Athletics.
iv. The Chairperson of the Student Government Association, the Vice President for Inter-Organization Council (I.O.C.) clubs, and the Executive Officer for Legal and Legislative Affairs, or their respective designees from the SGA.
v. Two faculty members elected by and from the Faculty Council.
vi. Two students elected by the Student Government Association from the student body.
6. **Committee on Space, Facilities, and Physical Plant**
   
a. Functions of the Committee on Space, Facilities, and Physical Plant:
   
i. Serve as a resource regarding the preparation and implementation of the master plan.
   
ii. Consult and advise regarding the allocation of space and facilities within the College.
   
iii. Report to the Senate, at least once a semester, on matters pertaining to space and facilities.
   
b. Membership of the Committee on Space, Facilities, and Physical Plant:
   
i. The Campus Facilities Officer as a non-voting member.
   
ii. The Vice President of Administration and Finance, or designee.
   
iii. Three (3) At-Large Faculty Members.
   
iv. Two (2) students elected by the Student Government Association.

H. **Standing Committees With Advisory Functions**

1. **Committee on Instruction and Professional Development**
   
a. Functions of the Committee on Instruction and Professional Development:
   
i. Examine developments in the instructional process related to the improvements of instruction, and publicize such developments.
   
ii. Conduct an annual survey of the faculty at the end of the Spring semester to determine areas of concern and problems that may be addressed by the committee.
   
iii. Canvass students to determine problem areas in the instructional process which may be explored by the committee.
   
iv. Distribute to the faculty information on issues relevant to college teaching, including bibliographies of materials available in the College library.
   
v. Organize workshops dealing with various aspects of instruction, including new developments in teaching technology.
   
vi. Consult and advise the Vice President of Academic Affairs on student evaluation of instruction in accordance with the policies of the Senate and the Board of Trustees of The City University of New York.
   
vii. Advise the Vice President of Academic Affairs on methods and procedures related to the improvement of instruction and the professional development of Instructional Staff.

b. Membership of the Committee on Instruction and Professional Development:
   
i. One faculty member elected by and from each department.
   
ii. Three students elected by the Student Government Association from the student body.
   
iii. The Vice President of Academic Affairs, or representative.
   
iv. The Vice President of Student Development or representative.

2. **Committee on Community Events**
   
a. Functions of the Committee on Community Events:
i. To serve as an advisory body for college events and activities.
ii. To liaison between the various college entities responsible for community relations and events.
iii. To help guide community outreach efforts and can advise faculty and staff on the creation of events.

b. Membership of the Committee on Community Events:

i. One representative from the Office of the President.
ii. Four members from the Instructional Staff: two elected by the Faculty Council; two appointed by the Executive Committee.
iii. Two student members to be elected by the Student Government Association from the student body.
iv. The Director of Administrative Services and Events Management, or designee, who shall serve without vote.

3. Committee on Vice Presidents and Deans

a. Functions of the Committee on Vice Presidents and Deans:

i. Consult with and advise the President on the appointment of persons holding Vice President’s and Dean’s titles.
ii. Consult with the President concerning the criteria and the procedures to be used by the President in reviewing the performance of Vice Presidents and Deans and their offices.

b. Membership of the Committee on Vice Presidents and Deans:

i. The Chairperson of the Senate who shall serve as Chairperson of the Committee.
ii. Two members of the Faculty Council elected by the Faculty Council.
iii. Two members of the Instructional Staff appointed by the Executive Committee.
iv. Two members of the Student Government Association elected by the Student Government Association.
v. No person holding a Vice President’s or Dean’s title shall serve on this Committee.

4. Committee on Academic Freedom

a. Functions of the Committee on Academic Freedom:

i. The Committee on Academic Freedom studies, reports and makes recommendations to the Senate concerning any condition within or without the College which, in its judgment, may affect the academic freedom of the college community. Academic freedom is the freedom from duress or sanction aimed at suppressing the intellectual independence, free investigation, and unfettered communication by the academic community – including but not limited to members of the Instructional Staff, students, and guests.

b. Membership of the Committee on Academic Freedom:

i. The Chairperson of the Faculty Council.
ii. The President of the Student Government Association, or his/her designee.
iii. Five members of the Instructional Staff elected by the Faculty Council.
iv. Three members of the Student Government Association, elected by the Student Government Association.
v. One member designated by the President from among the Vice Presidents, Deans and Directors or their assistants.

II. THE STUDENT OMBUDSPERSON

A. Election of the Student Ombudsperson: The Senate shall nominate and elect a Student Ombudsperson (further referred to in this section as “the Ombudsperson”) from among the full-time tenured teaching faculty for a term of two years. In this election each student vote shall be weighted as three, each non-student vote as one.

B. Responsibilities of the Student Ombudsperson:

1. Serve the College as an exceptional channel of redress for students when the normal administrative channels do not adequately respond.

2. Receive, investigate, and attempt to resolve those student complaints that have not been resolved by the appropriate College agencies; in particular, complaints alleging unfairness, discourtesy, undue delay, or other malfunctioning in the process of the College.

3. Have access to all pertinent records; have the right to make inquiries of any member of the College community, and to receive full and complete answers; and maintain confidentiality.

4. Make a report at the end of each semester on the number and nature of cases handled to the President of the College and the Chairperson of the Senate without breaching confidentiality.

III. DEPARTMENTAL ORGANIZATION AND AFFAIRS

A. All full-time members of the Instructional Staff appointed in a department, including College Laboratory Technicians, shall have the right to vote on department matters, including the election of members of elected department committees, college committee representatives, and for Department Chairperson.

B. All adjunct Instructional Staff members appointed in a department shall have the privilege of the floor, and the right to participate without vote, in all discussions at department meetings.

C. There shall be five members of the Personnel and Budget Committee of each department, including the Department Chairperson. Departments shall elect one additional committee member for each fifteen full-time members above 40. The maximum membership of such committee shall be nine. An elected Alternate shall serve with vote in the absence of a regular member.

D. At the discretion of each department, and to the extent determined by the department, there may be student participation in department committees, except the Personnel and Budget Committee. Also at the discretion of the department, and the extent determined by the department, students may participate in the department meeting without vote.

E. All practices associated to divisions, including the election of division coordinators and divisional Personnel and Budget Committee votes recommending faculty for reappointment and promotion, shall be discontinued.
IV. THE COLLEGE PERSONNEL AND BUDGET COMMITTEE AND THE ACADEMIC REVIEW COMMITTEE

A. The College Personnel and Budget Committee

1. Functions of the College Personnel and Budget Committee:
   a. Make recommendations to the President with regard to the Instructional Staff serving in the instructional departments of the College concerning appointments, reappointments, reappointments with tenure, leaves of absence, fellowship leaves, promotions, salary adjustments, and appeals of actions on these matters, consistent with the College’s appeals procedure.
   b. Make recommendations to the President with regard to the annual tentative budget prepared by the President.
   c. Adopt and make known to the College community its procedures and calendar.

2. Membership of the College Personnel and Budget Committee:
   a. The President of the College, who shall preside.
   b. The Vice President of Academic Affairs, who shall preside in the absence of the President.
   c. The Chairpersons of all instructional departments.
   d. All other Vice Presidents of the College, who shall be members without vote.
   e. The Secretary of the Committee, who shall be designated by the President and shall serve without vote.

B. The Academic Review Committee

1. Functions of the Academic Review Committee:
   a. Review all recommendations made by the College Personnel and Budget Committee for reappointments, promotions, and tenure, and make recommendations to the President.

2. Membership of the Academic Review Committee:
   a. Three tenured Full Professors who are not members of the College Personnel and Budget Committee, elected by the Senate from the faculty at-large, and who do not hold excluded titles (i.e. Vice Presidents, Deans, Directors).
   b. Two tenured Full Professors who are not members of the College Personnel and Budget Committee, elected by the College Personnel and Budget Committee, and who do not hold excluded titles.
   c. One non-voting member of the College Personnel and Budget Committee, designated by the President, who shall serve without vote. It shall be the responsibility of the President’s designee to impartially relate the deliberations and outcome of the College Personnel and Budget Committee for the committee’s review.
V. PLENARY MEETINGS OF THE INSTRUCTIONAL STAFF, AND PLENARY MEETINGS OF THE STUDENT BODY

A. Plenary meetings of the Instructional Staff may be convened by:

1. The President of the College.
2. The Chairperson of the Senate.
3. The Chairperson of the Faculty Council.
4. The Senate Executive Committee, by majority vote.
5. The Senate, by majority vote.
6. Petition of ten percent (10%) of the Instructional Staff, one-half of whom shall be the holders of full-time lines, to one of the persons or bodies named above in this section, which persons or bodies shall be obliged to act on receipt of the petition.

B. Plenary meetings of the student body may be convened by:

1. The President of the College.
2. The Chairperson of the Senate.
3. The President of the Student Government Association.
4. The Executive Committee, by majority vote.
5. The Senate, by majority vote.

C. Plenary meetings shall be held as soon as possible after the call for the meeting or the receipt of a petition. The notice and agenda for the meeting shall be communicated to each member of the Instructional Staff, or each student, as the case may be.

D. A quorum for the Instructional Staff meetings shall consist of one-third of the Instructional Staff, provided at least two-thirds of those present shall be holders of full-time lines.

E. A quorum for student meetings shall consist of ten percent (10%) of the student body.

F. Plenary meetings of the Instructional Staff shall be chaired by the Chairperson of the Senate.

G. Plenary meetings of the students shall be chaired by the President of the Student Government Association.

H. Plenary meetings provided for herein shall be empowered to make recommendations to the Senate on any matter within the Senate's jurisdiction. Such recommendations shall be considered by the Senate as matters of high priority on the agenda of the meeting which follows immediately upon the receipt of the recommendations by the Chairperson of the Senate.

VI. AMENDMENT OF THE GOVERNANCE PLAN

A. Initiation of Amendments: Amendment of the Governance Plan may be initiated by the Committee on Governance and Elections or by a majority vote of the Senate:
1. When proposed by the Committee on Governance and Elections, the proposed amendment must be approved by majority vote of the Senate in order to be submitted to referendum.

2. When the proposed amendment is initiated by the Senate, it shall be submitted to the Committee on Governance and Elections for its recommendations.
   a. Within two months of submission to the Governance and Elections Committee, that committee shall provide its recommendations to the Senate in the form of a written report.
   b. Within one month of receiving the recommendations of the Governance and Elections Committee, but no later than three months from the original submission to the Governance and Elections Committee, the proposed amendment shall be resubmitted to the Senate, where it must be approved by a majority of the Senate in order to be submitted to referendum.
   c. Summer leave shall not count toward any time lines in this paragraph.
   d. The Committee review shall constitute the fulfillment of the one-meeting advance notice prior to voting by the Senate.

B. Ratification

   1. In order for an amendment to be ratified, at least 30% of the full-time Instructional Staff and 10% of the student body must participate in the vote. Ratification requires a majority vote of the participating faculty, and a majority vote of the participating students. Should the referendum fail to obtain the required participation, it will be ratified when the following conditions have been satisfied: a positive vote with the required participation of either the full-time Instructional Staff or the student body; and two-thirds vote of the Senate. All amendments must be approved by the Board of Trustees in order to be valid.

VII. NAMING AND RENAMING OF BUILDINGS OR FACILITIES

A. To name or rename any of the College’s buildings, parts of buildings, facilities, chairs, deanships, departments, or other college subdivisions, a motion must be made by an elected representative of any of the following legislative bodies:

1. Senate
2. Faculty Council
3. Student Government Association

B. A reasonable effort shall be made to obtain the consent of the Nominee, the Nominee’s Family, or the Executors of the Nominee’s Estate. The naming motion shall not be opposed by the Nominee, or the Family, or the Executors of the Nominee’s Estate.

C. A naming is generally designed to enhance teaching and research and is usually based upon the desire to:

1. Honor the exemplary character, scholarly distinction or distinguished service of an individual, or
2. Recognize a significant financial contribution to the college.

Such a motion must be approved by a 2/3 vote of the Senate.
VIII. COUNCIL OF CHAIRS

A. Function of the Council of Chairs:

1. Review issues and responsibilities relevant to the administration of the academic instructional departments.
2. Make recommendations to the President, College Senate, and Faculty Council regarding issues of procedure, policy or practice relevant to the administration of the academic instructional departments.

B. Membership of the Council of Chairs:

The Chairpersons of all Academic Instructional Departments and the Chief Librarian.

Moved by Committee Fernando Ferrer and seconded by Trustee Shorter, the following resolutions were adopted:

F. Hunter College - Naming of The Patty and Jay Baker Theatre Chair:

RESOLVED, That the Board of Trustees of The City University of New York approve the naming of “The Patty and Jay Baker Theatre Chair” at Hunter College.

EXPLANATION: The Patty and Jay Baker Foundation has given $2,000,000 to The Hunter College Foundation, Inc. to establish a fund for “The Patty and Jay Baker Theatre Chair” at Hunter College.

The Bakers are generous supporters of Hunter College, and its Theatre Department in particular, having earlier made a transformational gift to acquire, upgrade, and allow for future renovations to 151 East 67th Street, adjacent to the College, in order to house the Theatre Department. The Bakers have also supported Hunter’s Mother’s Day Scholarship Fund.

Patty Baker graduated from Hunter College in 1982 as a Thomas Hunter Honors student and theatre major. She is an active Broadway producer with credits including Fiddler on the Roof, Glengarry Glen Ross, Beautiful: The Carole King Musical and the current revival of Les Liaisons Dangereuses. She has served as a Trustee of the Hunter College Foundation since 2008 and is chair of the Hunter College Theatre Advisory Board. Mrs. Baker is a Trustee of The Public Theater and a former member of the Board of Directors of the Los Angeles Philharmonic.

Jay H. Baker is the retired CEO and Chair of Kohl’s department stores and had an active career in the retail business. He is on the Board of Trustees of the Cal Ripkin Foundation, the Fashion Institute of Technology and The Baker Museum in Naples, Florida. A graduate of the University of Pennsylvania, Mr. Baker was formerly on the Board of Overseers of The Wharton School and now serves on the Advisory Board of the Jay H. Baker Retailing Center at Wharton.
In recognition of the Bakers’ generosity, the College requests that the Board approve the naming of “The Patty and Jay Baker Theatre Chair” at Hunter College.

G. Hunter College - Naming of The Frankfort Education Library:

RESOLVED, That the Board of Trustees of The City University of New York approve the naming of “The Frankfort Education Library” to be located on the 6th floor of the Hunter College Library.

EXPLANATION: Bobbie and Lewis Frankfort have pledged $3,000,000 to The Hunter College Foundation, Inc. to establish and name “The Frankfort Education Library.” The first $2,431,816 of this gift has already been paid. The Frankfort Education Library will provide new spaces for students from the Hunter School of Education to access educational materials, work individually and in groups on assignments and research projects, utilize audiovisual technology to improve their teaching skills, and hold informal meetings.

Lewis Frankfort is the former Chairman and Chief Executive Officer of Coach, Inc. He holds a B.A. in political science from Hunter College (Class of 1967) and an M.B.A. from Columbia Business School, where he serves on the Board of Overseers. He has also held various positions in New York City government, among them Commissioner of the Agency for Child Development. Mr. Frankfort recently founded the Benvolio Group LLC, a private investment firm.

Bobbie Frankfort earned her Ph.D. in history and the history and philosophy of education from New York University. She served as President of the Tenafly Board of Education and is a board member of New York City Center.

The Frankforts are longtime friends of and donors to Hunter College, having previously supported the “Lew and Bobbie Frankfort Video Analysis of Student Teaching Project” and the Hunter College Mother’s Day Scholarship Campaign. In recognition of this generous gift, the College requests the Board’s approval to name “The Frankfort Education Library.”

H. Queens College - Naming of The Dave Fields Lecture Room:

RESOLVED, That the Board of Trustees of The City University of New York approve the naming of “The Dave Fields Lecture Hall” in Room 170 of Kiely Hall at Queens College.

EXPLANATION: Dave Fields received his undergraduate and master’s degrees at Queens College. He has served as Special Counsel to the Chancellor of the City University of New York and is a non-teaching member of the Law School faculty. His involvement with the Law School predates its creation, as he served as Staff Director of the President’s Advisory Commission for the establishment of The City University School of Law at Queens College.
The seeds of CUNY Law date to the early 1970s, when Mr. Fields was a student activist at Queens College. Mr. Fields helped get the proposal to establish the Law School into the report of the Commission on the future of Queens College, and eventually made a motion in the Academic Senate in 1972 to start a law school at Queens College. The Academic Senate adopted that motion unanimously, and Mr. Fields spent years helping to turn the idea into a real public law school that would train its students to reach people historically underserved by the law and to take a clinical approach. Mr. Fields currently serves as Parliamentarian of the Academic Senate and he has been a member since its inception.

Mr. Fields has also served as co-chair of the College Undergraduate Curriculum Committee and helped develop the Queens College individualized B.A., which became the model adopted by the University when it created the CUNY B.A. He also served as deputy chair to its Academic Senate and helped form the New York Public Interest Research Group (NYPIRG).

Prior to his service as Special Counsel to four successive CUNY Chancellors, Mr. Fields was Special Assistant to three Queens College Presidents and Executive Director and General Counsel of the Queens College Student Union.

Dave Fields has made a bequest in his will in the amount of $1,000,000 to Queens College to be used expressly for student scholarships, including scholarships for undocumented students, and for faculty and staff. In recognition of his service and generosity, the College requests approval to name “The Dave Fields Lecture Hall” in Room 170 of Kiely Hall, which has been the longstanding meeting place of the College’s Academic Senate dating back to early 1970’s.

I. Bronx Community College - Naming of the World War II Dominican Veterans Monument:

RESOLVED, That the Board of Trustees of The City University of New York approve the naming of a monument on the campus of Bronx Community College in honor of World War II veterans of Dominican descent.

EXPLANATION: Bronx Community College is an Hispanic-serving institution located on a forty-five acre historic campus. The College is home to the Hall of Fame of Great Americans and Monument Hill, the historic site of an American Revolution-era fort with four cannons representing Revolutionary War, Civil War, and World War I artillery.

The College was awarded $200,000 by New York City Councilman Fernando Cabrera under Project 042 BX032-015 entitled “Monument Hill Restoration.” The College will erect a monument consisting of three stone piers on the main walk of the campus across from Nichols Hall to promote appreciation of the more than three hundred dedicated veterans of Dominican descent in World War II, paying homage to each by
name. The names of the servicemen and servicewomen to be inscribed on the monument have been researched and validated by the CUNY Dominican Studies Project "Dominicans in New York."

The College respectfully requests the Board’s approval to name the “World War II Dominican Veterans Monument.”

Statement of Faculty, Staff and Administration Committee Chair Ferrer:
I have asked to delay the following item so CFSA can have a discussion about the University’s process for nominating and presenting Distinguished Professors to the Board. Like many of my fellow members, I am relatively new to the Board and have been asking many questions about how things are done. I was late to the last committee meeting in particular, and was not able to raise the issue at that time. I since raised the question with staff and discovered that this process has not been formally reviewed by the Board since 1972. While I understand there has been an internal process that was amended as recently as 2014, this process was not formally brought to the Board for consideration. It is prudent for the Trustees to pause and review this process to be sure that the Board is operating in accordance with its obligations as Trustees of the University. The next Board meeting is on February 21st, and it is my intention to schedule a committee meeting to review this process so the Board can move forward with these proposed nominations.

Moved by Committee Chair Ferrer and seconded by Vice Chairperson Schwartz, the following resolution was tabled:

J. Distinguished Professors:

RESOLVED, That the following be designated Distinguished Professor in the department, and the college, and for the period indicated, with compensation of $28,594 per annum in addition to their regular academic salary, subject to financial ability:

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<tr>
<td>The City College of New York</td>
<td>Beth Baron</td>
<td>History</td>
<td>February 1, 2017</td>
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<td>College of Staten Island</td>
<td>Sos Agaian</td>
<td>Computer Science</td>
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<td>Hunter College</td>
<td>David Himmelstein</td>
<td>Urban Public Health</td>
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<td>Hunter College</td>
<td>Stephanie Woolhandler</td>
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Report of Faculty, Staff and Administration Committee Chair Ferrer:
I would now like to share with the Board a brief summary of the second quarterly report to the Committee on Diversity and Inclusion at CUNY, prepared by Vice Chancellor Gloriana Waters’ office. This report focused on faculty, and here are some pertinent metrics:
• From 2010 to 2015, the number of full time faculty grew by 1,214, of which 411 were members of a federally protected group (120 African American/Black, 96 Hispanic, 194 Asian American, and 1 Native American).

• As of late fall in 2016, the full-time faculty numbered 7,506. Under-represented groups comprised 34.55 percent of that number, with 48.1 percent female and 51.6 percent male.

• In 2016, the overall number of full-time faculty decreased by 74. This was offset by an increase of 312 part-time faculty, of whom 46.1 percent were from under-represented groups.

• White and Italian-American faculty are separating from CUNY at a lower rate of 35.8 percent, as compared to 50 percent among federally protected groups.

Vice Chancellor Waters’ office found that although certain campuses are doing well in diversifying their faculty, there are specific programs in business, communications, the arts and humanities, and the liberal arts and sciences where there is significant under-representation. In fact, there are some 30 departments across the University which have no diversity whatsoever. Clearly, more needs to be done. Based on the data, it is apparent that a targeted approach needs to be taken which addresses the areas of recruitment, retention and accountability—holding all who are involved in the recruitment and search process accountable for promoting diversity and equity. Vice Chancellor Waters’ office is preparing a plan which will specifically address these changes.

Finally, I would like to extend to the Board an invitation from Vice Chancellor Waters’ office to attend the third biennial faculty diversity conference on March 31st. This University-wide event will showcase the innovative approaches that CUNY faculty and administrators are taking to advance diversity and inclusion. The next quarterly report will be in April, and I look forward to reporting the findings to the Board at that time.

6. COMMITTEE ON FACILITIES PLANNING AND MANAGEMENT:
Trustee Shorter reported that the Committee on Facilities Planning and Management considered one item at its meeting of January 9, 2017. Following discussion and consideration of the item, Vice Chancellor Bergtraum gave a presentation on the management of University Projects by DASNY. Lastly, an Executive Session was called to discuss real estate matters under current negotiation by the University.

Moved by Trustee Shorter and seconded by Trustee Clarke, the following resolution was adopted:

A. Queens College - Purchase of Construction by Bid (City-Funded) to Build Perimeter Fencing:

RESOLVED, That the Board of Trustees of The City University of New York authorize the General Counsel to execute a construction contract on behalf of Queens College to build perimeter fencing. The contract shall be awarded to the lowest responsive and
responsible bidder after public advertisement and sealed bidding pursuant to law and University Regulations. The contract cost shall be chargeable to the City Capital Budget, Project No. QC051-014, for an amount not to exceed $861,695. The contract shall be subject to approval as to form by the University Office of General Counsel.

**EXPLANATION:** Queens College will build a wrought iron fence around the perimeter of two parking lots between the Horace Harding Expressway and Reeves Avenue. The work will include: (a) removing all existing chain link fence around the perimeter of the parking lots and protecting surrounding areas (approximately $201,206); (b) excavating and backfilling areas for foundation/footings for fence posts, providing and installing 6’ high wrought iron fence, 4 pedestrian gates and 2 sliding gates (approximately $462,213); (c) and providing and installing concrete footings for fence posts and concrete curbs (approximately $198,276).

Moved by Trustee Ferrer and seconded by Trustee Judah Gribetz, the following resolution was adopted:

6. **The City University of New York - Appointment of Gayle M. Horwitz as Senior Advisor to the Chancellor and Secretary of the Board of Trustees:**

RESOLVED, That the Board of Trustees of The City University of New York appoint Gayle M. Horwitz as Senior Advisor to the Chancellor and Secretary of the Board of Trustees, effective November 28, 2016.

**EXPLANATION:** Gayle M. Horwitz brings to The City University of New York a lifelong commitment to public service and thirty years of experience managing strategy, operations and finance at major organizations. She has held leadership positions at the Hugh L. Carey Battery Park City Authority, the New York City Comptroller’s Office, the New York City Board of Education and, in the private sector, Nardello & Co. She has a successful track record of improving the performance of organizations by focusing on sound fiscal practice and internal controls, policy development, and communications.

Ms. Horwitz has also served as a director and advisory board member at a number of organizations dedicated to enriching the lives of New Yorkers, including the Museum of Jewish Heritage, the Alliance for Downtown New York, the New York Building Congress, and the American Museum of Natural History.

Ms. Horwitz holds an A.B. in Politics from Mount Holyoke College, and an M.P.A. from New York University’s Robert F. Wagner Graduate School of Public Service, where she received the Major Raymond J. Lepesqueur Award for Highest Scholastic Standing.

Chancellor Milliken stated that he is pleased that the chancellery has been able to recruit someone with Ms. Gayle Horwitz’s strong experience and knowledge of the public sector as both the Senior Advisor to the Chancellor and Secretary of the Board. She brings thirty years of
experience devoted to managing strategy, operations, and finance at a number of major organizations, has held leadership positions in the public and private sector, and has a successful track record of proven performance. The chancellery, and my colleagues, who have had the opportunity to work with her over the last couple of months, share the view that CUNY will greatly benefit from her contributions to this organization.

Moved by Chairperson Thompson and seconded by Trustee Cortés-Vázquez, the following resolution was adopted:

7. **The City University of New York - Appointment of Jane Sovern as Interim General Counsel and Vice Chancellor for Legal Affairs:**

   RESOLVED, That the Board of Trustees of The City University of New York appoint Jane Sovern as Interim General Counsel and Vice Chancellor for Legal Affairs, effective January 2, 2017.

   **EXPLANATION:** Jane Sovern has served as University Deputy General Counsel since 2009. In that role, she assisted the General Counsel in providing legal advice to the Board of Trustees, the Chancellor, the University’s Central Office and the campuses, as well as in supervising CUNY’s legal department. Most recently, she co-led the University’s Title IX Working Group to coordinate CUNY’s efforts to prevent and respond to sexual misconduct. She also served as staff to the New York State Governor’s Commission of Higher Education in 2007-2008.

   Ms. Sovern has practiced law for nearly thirty years, and has worked at CUNY for twenty-five years. She joined the General Counsel’s Office in 1991 after practicing at the law firms of Paul, Weiss, Rifkind, Wharton & Garrison, and Meister Leventhal & Slade. Prior to attending law school, she served as Assistant Director of Career Counseling at Bates College. She earned an A.B. in Classics (Honors) and History from Brown University, and a J.D. from Columbia Law School.

Chancellor Milliken stated that CUNY is fortunate that Ms. Jane Sovern has been with the University for twenty-five years. CUNY is also very fortunate to maintain continuity and leadership by having Ms. Sovern, previously Deputy General Counsel, serve as Interim General Counsel and Vice Chancellor for Legal affairs. As Deputy General Counsel, Ms. Sovern co-led the University's Title IX working group on coordinating prevention and response to sexual misconduct. He added that she served as staff to the New York State Governor's Commission on Higher Education, and has done an all-around terrific job at CUNY for over two decades, and he could not recommend her more highly for this appointment by the Board.

Chairperson Thompson stated that it is a pleasure, and he looks forward to continuing to work with Ms. Horwitz, whom he has had the opportunity to work with for a number of years, and also Ms. Sovern, who, in a very brief period of time has been very effective and efficient. He added that they are a good team, and he is proud to work along with both of them.
Moved by Chairperson Thompson and seconded by Vice Chairperson Schwartz, the following resolution was adopted:

8. **The City University of New York - Amendments to Article III of the Bylaws of the Board of Trustees:**

WHEREAS, The CUNY Board of Trustees and CUNY management are committed to sound financial management, robust internal controls, effective internal and external audit, comprehensive risk management and compliance, with the policies, practices and oversight that requires; now therefore be it

RESOLVED, That the CUNY Board of Trustees amend Article III of the Board of Trustees Bylaws to create a standing Audit Committee of the Board of Trustees, as proposed in the attached document, effective immediately; and be it further

RESOLVED, That the CUNY Board of Trustees adopt the attached Audit Committee Charter, effective immediately; and be it further

RESOLVED, That the CUNY Board of Trustees dissolve the Subcommittee on Audit of the Fiscal Affairs Committee, effective immediately; and be it further

RESOLVED, That the CUNY Board of Trustees, pursuant to Section 5.1 of the Board of Trustees Bylaws, by unanimous consent of the trustees of the board present, hereby waives the requirement that amendments to the bylaws be proposed at a meeting preceding the meeting at which a vote is taken.

EXPLANATION: As the University moves to review, update and strengthen its financial management policies and practices, among the steps to be taken is the elevation of the current Board Subcommittee on Audit to a full standing committee of the Board, with a broader mission, expanded authority and a new Charter. This structure will include the University’s Office of Internal Audit reporting functionally to the Committee and operationally to the Chancellor. In addition to the current subcommittee responsibilities with regard to the independent external audit function, the new standing Audit Committee would: (1) review and approve the organization and responsibilities of the University’s Office of Internal Audit and the University’s program of internal audit, including the internal audit charter and annual Internal Audit Plan; (2) review all outside agency audits and management responses and follow-up; and (3) review the effectiveness of the University’s system of internal controls and compliance program. The attached Audit Committee Charter describes the purpose, authority and responsibilities of the Committee in more detail. The Committee will review the Charter annually and recommend any changes to the Board.

This amendment adds the Audit Committee to the standing committees, dissolves the Subcommittee on Audit of the Fiscal Affairs Committee, adds the Audit Committee’s
Chairperson to the Board’s Executive Committee, and adjusts the quorum requirement for the Executive Committee accordingly. Given that an individual trustee may serve in more than one of the required roles on the Executive Committee, the quorum requirement of a majority of the individual members would be four for a committee consisting of seven individuals, and five for a committee of eight individuals.

The City University of New York Board of Trustees
Audit Committee Charter

Article I. Purposes

The purposes of the Audit Committee of the Board of Trustees of The City University of New York are to assist the Board of Trustees in fulfilling its oversight of (1) the integrity of the University’s financial statements, including its independent auditors’ qualifications and independence, (2) internal and external audit, (3) the University’s system of internal controls, (4) the University’s risk management, and (5) the University’s compliance with laws, regulations and policies.

Article II. Composition

The Committee will consist of at least four and no more than six members with a minimum of four trustee members and one faculty and one student representative who shall be appointed by the Chairperson of the Board of Trustees, one of whom shall be designated by the Chairperson of the Board of Trustees to serve as the chairperson of the Committee. The members should have an understanding of financial matters and experience reviewing financial reports.

Article III. Meetings and Quorum

The Committee will meet on a regularly-scheduled basis at least four times per year, with authority to convene additional meetings, as circumstances require. The Committee may invite members of management, auditors, or others to attend meetings and provide pertinent information, as necessary. It will hold private meetings with auditors and executive sessions. The presence of the majority of the appointed members shall constitute a quorum for the transaction of business, and the act of a majority of the members present shall be the act of the Committee.

Article IV. Responsibilities

The Committee’s primary responsibilities are to:

- Oversee the selection of a firm or firms of independent certified public accountants to perform the annual external audit of the University’s accounts, review the financial statements and the external auditor’s management letters for the University, and provide the Board of Trustees with appropriate reports.
- Review comments applicable to the University set forth in any audits of the State of New York, the City of New York, or the United States government, and provide the Board of Trustees with appropriate reports.
- Review and approve the organization and responsibilities of the University’s Office of Internal Audit and the University’s program of internal audit and provide the Board of Trustees with appropriate reports on the Office’s activities.
- Render advice and assistance to the Board of Trustees in fulfilling its fiduciary and oversight responsibilities for University accounting, reporting practices, and internal controls, and undertake such other activities and responsibilities as may be requested from time to time by the Board of Trustees.
- Communication directly with independent certified public accountants and other external auditors as well as the University Office of Internal Audit.
- Publish an annual report no later than March 1st of each year, detailing the activities and decisions of the Audit Committee for the prior twelve months.

Section 4.01 External Auditors and Financial Statements

- Oversee the external auditors, including their proposed Audit Plan. Approve non-audit services provided by the external auditors.
- Review the performance of the external auditors. On a regular basis, meet separately with the external auditors to discuss any matters that the Committee or external auditors believe should be discussed privately.
- Review with management and external auditors the results of the annual independent financial statement audit and management letter comments, and consider whether they are complete, consistent with information known to committee members, and reflect appropriate accounting principles.
- Accept annually the University's independently audited basic financial statements.
- Appoint and oversee the work of any independent certified public accounting firm employed by the University as its external auditor.
- Resolve any disagreements between management and the external auditor regarding financial reporting.

Section 4.02 Office of Internal Audit

- Review annually with management and the chief internal auditor the charter, activities, staffing, and the organizational structure of the internal audit function.
- Ensure that the Office of Internal Audit is organizationally independent from University operations. The Office of Internal Audit shall report functionally to the committee and administratively to the Chancellor.
- Approve the internal audit charter, and the annual audit plan and all major changes to the plan. Review the internal audit activity's performance relative to its plan.
- Approve all decisions regarding the appointment, removal, and compensation of the chief internal auditor.
- Review at least annually the performance of the chief internal auditor and the effectiveness of the internal audit function.

Section 4.03 Internal Controls, Risk Management and Compliance

- Review at least annually the effectiveness of the University's system of internal controls and risk management and compliance programs.
- Review the external auditor's report on internal controls and compliance.
- Obtain regular updates from the Director of University-wide Enterprise Risk Management regarding risk management matters.
- Obtain regular updates from management and the General Counsel regarding compliance matters.
- Ensure that the University has an appropriate confidential mechanism for individuals to report, and appropriate procedures for the receipt, retention, investigation, and referral of complaints concerning suspected fraudulent activities, allegations of corruption, fraud, criminal activity, conflicts of interest, or abuse.
- Ensure that there are appropriate procedures for the receipt, retention, investigation, and referral of complaints concerning accounting, internal controls, and auditing.
Section 4.04 Reporting

- Provide an annual written report to the Board of Trustees reflecting how the Committee has discharged its responsibilities over the previous year and making recommendations.
- At the request of the Board of Trustees, provide periodic updates to the Board about Committee activities, issues, the work of the Office of Internal Audit, and related recommendations.

Section 4.05 Other Responsibilities

- Perform other activities related to this Charter as requested by the Board of Trustees.
- Obtain any information and training reasonably necessary to enhance the Committee members’ understanding of the roles of external and internal auditors, financial statements, internal controls, compliance, and other areas as appropriate.
- Review the Audit Committee’s charter annually, reassess its adequacy, and recommend any proposed changes to the Board of Trustees.

ARTICLE III COMMITTEES OF THE BOARD

SECTION 3.1. STANDING AND SPECIAL COMMITTEES.

a. The board shall have standing committees on academic policy, programs and research, faculty staff and administration, fiscal affairs, audit, facilities planning and management, and student affairs and special programs, as well as any other special committees and subcommittees that the board may establish by resolution. The membership of standing and special committees of the board shall be determined by the chairperson.

b. The procedures for providing notice of the meetings of all standing and special committees and subcommittees, and for making the agenda, summary of resolutions and minutes for such meetings available on the city university of New York website, shall be the same as they are for regular board meetings.

SECTION 3.2. EXECUTIVE COMMITTEE.

a. The board shall also have an executive committee, which shall consist of the chair of the board, the vice chair of the board, the chair of the committee on academic policy, program, and research, the chair of the committee on faculty, staff and administration, the chair of the committee on fiscal affairs, the chair of the committee on audit, the chair of the committee on facilities planning, and management and the chair of the committee on student affairs and special programs. Four A majority of the individual members shall constitute a quorum for the transaction of business.

b. The executive committee may meet in intervals between meetings of the board and at such times that the chairperson of the board may convene it, upon the request of the chancellor or his/her designee. The agenda for any executive committee meeting must be made available electronically on the city university of New York website twenty-four hours in advance. The executive committee may take any actions that could have been taken by the board of trustees, except to grant degrees, to make removals from office or to amend these bylaws, upon the determination that it would be detrimental to the University to delay the advancement of the matter until the next regularly scheduled meeting of the Board of Trustees.

c. Certification of such determination and all actions of the executive committee shall be reported to all members of the board no later than the next scheduled meeting. Notice of such actions shall also be placed on the agenda of the next scheduled meeting of the board.
d. A summary of the resolutions for any executive committee meeting shall be electronically available on the city university of New York website no later than seven days after the meeting. The approved minutes, attendance, voting record, and video record for each executive meeting shall be posted on the website no later than seven days following their approval by the board.

e. Notice of executive committee meetings shall be given in the same manner as it is given for special meetings of the board.

Chairperson Thompson stated that the Board of Trustees understands the reason for making the Subcommittee on Audit a full committee. It improves oversight on the part of CUNY, and is in keeping with best practices. Chancellor Milliken helped put this forward, but also this is out of discussions with the Executive Committee, along with the Inspector General, and in the end this is what, as a Board and Trustees we should be doing in providing oversight. He added that he will be reaching out, at least to the Board members, in the near future, if this item is approved, to let them know the composition of the committee. This is a step forward for the University to have additional transparency and accountability.

9. EXECUTIVE COMMITTEE

Chairperson Thompson noted that Calendar Item No. 10, is being read for informational purposes only. It serves as notice of an action taken by the Board of Trustees’ Executive Committee on November 2, 2016 on this item recommended by Chancellor Milliken, regarding the Appointment of Interim President of The City College of New York.

RESOLVED, That the Executive Committee of the Board of Trustees approves the appointment of Vincent Boudreau to be Interim President of The City College of New York as of November 2, 2016, at a compensation to be recommended by the chancellor to the Board, subject to financial ability.

EXPLANATION: The Chancellor is recommending Dr. Vincent Boudreau to be the Interim President of The City College of New York. Dr. Boudreau is currently the Dean of the Colin Powell School for Civic and Global Leadership, a position he has held since 2014. Over his 25 year career at CCNY, Dr. Boudreau previously served as the Director of the Colin Powell Center, Deputy Dean of Social Science, and Chair of the Political Science Department, all at CCNY. A professor of political science at CCNY and a member of the CUNY graduate faculty, Dr. Boudreau, a leading authority on the politics of social movements, particularly in Southeast Asia, is the author of two books on protest movements and the co-author of a volume on cyber infrastructure protection. Dean Boudreau was recognized as CCNY’s “Teacher of the Year” in 2009. He earned his Ph.D. in Comparative Politics and International Studies from Cornell University.

Chairperson Thompson asked for a motion to adjourn. Upon motion duly made, seconded and carried, the meeting was adjourned at 6:17 p.m.
The Board of Trustees of The City University of New York (CUNY) met on February 21, 2017 at Baruch College Vertical Campus, New York, New York, pursuant to a Notice sent by the Office of the Secretary of the Board on February 7, 2017.


Others present: Chancellor James B. Milliken, EVC and University Provost Vita Rabinowitz, SAC and Board Secretary Gayle M. Horwitz, Interim General Counsel and VC Jane Sovner, Senior Advisor Marc V. Shaw, SVC&CFO Matthew Sapienza, Vice Chancellor Judy Bergtraum, Vice Chancellor Brian Cohen, Vice Chancellor Pamela Silverblatt, Vice Chancellor Gloriana Waters, Interim Vice Chancellor Christopher Rosa, and Associate VC Andrea Shapiro Davis; President Michelle Anderson, Interim President Vincent Boudreau, President José L. Cruz, President Scott E. Evenbeck, President William J. Fritz, President David Gomez, President Russell K. Hotzler, President Thomas Isekenegbe, President Marcia V. Keizs, President Gail O. Mellow, President Antonio Pérez, President Jennifer Raab, President Chase Robinson, President Felix V. Matos Rodriguez, President Jeremy Travis, President Mitchel Wallerstein, Dean Sarah Bartlett, Dean Mary Lu Bilek, Dean Ayman El-Mohandes, Dean Mary Pearl, University Dean John Mogulescu, and Research Foundation President Richard Rothbard.

CONVENING OF PUBLIC MEETING
Chairperson Thompson called the Public Meeting to order at 4:31 p.m. He stated that the Board will go into Executive Session, pursuant to Section 105, Article 7, of the Public Officers Law, after the conclusion of the Public meeting. The Board will reconvene in public session following Executive Session.

Chairperson Thompson announced that the Public Meeting is being transmitted live on cable Channel 75; it is also being webcast live at www.cuny.edu/livestream. The Public Meeting will be available as a podcast within 24 hours and can be accessed through the CUNY website.

CHAIRPERSON’S REPORT
Chairperson Thompson stated that the Board held its joint Brooklyn Borough Hearing and Public Hearing on the Board Calendar on Tuesday February 14, 2017. Trustee Una Clarke chaired the hearings. In attendance were Trustee Sandra Wilkin, University Faculty Senate (UFS) Chair and Trustee Kay Conway, members of the chancellorcy, and the Brooklyn College Presidents. Deputy Policy Director Jeff Lowell represented Brooklyn Borough President Eric Adams at the
hearings. A summary of the proceedings, including all testimony, was circulated to the Trustees and the Chancellor's Cabinet, and the transcript is available in the Office of the Secretary.

Chairperson Thompson stated that he would like to thank the Trustees, Presidents, members of the chancellery, students and faculty who attended the New York State Black, Puerto Rican, Hispanic and Asian Legislative Caucus held in Albany this past weekend. Trustees Clark, Rita DiMartino, Wilkin, and University Student Senate (USS) Chair and Trustee Chika Onyejiukwa represented the Board.

Chairperson Thompson stated that together with Chancellor James Milliken, he co-hosted the annual CUNY/Caucus Luncheon held on Saturday. Chancellor Milliken presented a CUNY Educational Award to One Hundred Black Men, Inc., which was accepted by Board of Directors member Michael Garner. Chairperson Thompson noted that he presented a CUNY Educational Award to the Campaign for Black Male Achievement, which was accepted by Paul Forbes, Director of the Expanded Success Initiative at the New York City Department of Education. USS Chair and Trustee Onyejiukwa presented the Fourth Annual Terrence D. Tolbert Public Service Internship Award to School of Professional Studies graduate student Candice Ramoutar who will intern in Senator Leroy Comrie's office. Congratulations to all of the awardees.

Chairperson Thompson stated he would also like to congratulate Chancellor Milliken who will be honored by One Hundred Black Men of New York at their 37th Annual Benefit Gala on Thursday, February 23rd.

COLLEGE AND FACULTY HONORS
Chairperson Thompson called on Trustee Fernando Ferrer, who announced the following:

1. John Jay College and Graduate Center Professor Amy Adamczyk received a 2017 Global Religion Research Initiative Award from the Center for the Study of Religion and Society at the University of Notre Dame.

2. Hunter College Associate Professor of English, Jeremy Matthew Glick, won the Caribbean Philosophical Association's 2017 Nicolas Guillen Outstanding Book Award for his work, “The Black Radical Tragic: Performance, Aesthetics, and the Unfinished Haitian Revolution”.

STUDENT AND ALUMNI HONORS
Chairperson Thompson called on Trustee Clarke, who announced the following:

1. Hunter College Rita & Burton Goldberg M.F.A. alumna Lindsay Ferrentino will have her acclaimed play, “Ugly Lies the Bone,” staged at the National Theatre, in the United Kingdom.

2. Based on personal data provided by its students who are veterans, City College was recognized by Victory Media as the nation's most military-friendly campus—among public institutions with more than 10,000 students.
GRANTS
Chairperson Thompson 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 January 30, 2017 Board meeting.

BROOKLYN COLLEGE

1. $149,773 MEMORIAL SLOAN-KETTERING CANCER CENTER to Luis Quadri, for “Small-Molecule Antibiotics Targeting Siderophore Biosynthesis”

CITY COLLEGE

1. $1,145,526 NEW YORK CITY DEPARTMENT OF ENVIRONMENTAL PROTECTION to John Fillos, for “Wastewater and Centrate Treatment Projects”
2. $400,000 NEW YORK STATE EDUCATION DEPARTMENT to Millicent Roth, for “City College Academy for Professional Preparation”
3. $390,094 UNIVERSITY OF TEXAS AT AUSTIN to Alexander Khanikaev, for “New Frontiers for Topologically-Protected Propagation of Light, Sound, Elastic and Mechanical Waves”
4. $353,250 NATIONAL EYE INSTITUTE to Mark Emerson, for “Transcriptional Regulation of Cone Photoreceptor Genesis”
5. $271,272 NATIONAL INSTITUTE OF HEALTH to Themis Lazaridis, for “Mechanism of Membrane Pore Formation by Antimicrobial Peptides”
6. $199,613 NATIONAL SCIENCE FOUNDATION to Themis Lazaridis, for “Modeling Protein-Membrane Interactions”
7. $132,000 SANDIA NATIONAL LABORATORIES to Sanjoy Banerjee, for “Stable Zinc Anodes for High-Energy-Density Rechargeable Aqueous Batteries”
8. $125,000 NATIONAL ADVANCED MOBILITY CONSORTIUM, INC to Feridun Delale, for “Characterization of Adhesive Materials Under Very-High Strain-Rate Loading”

GRADUATE SCHOOL AND UNIVERSITY CENTER

1. $145,000 MANPOWER DEMONSTRATION RESEARCH CORPORATION (MDRC) to Lesley Hirsch, for “My Goals Demonstration Project”
CUNY SCHOOL OF PROFESSIONAL STUDIES

1. $8,331,585 **NYC ADMINISTRATION FOR CHILDREN'S SERVICES** to John Mogulescu, for "ACS Workforce Institute: Learning opportunities for frontline children and family services staff to ensure that they have the learning, coaching, and support needed to provide high-quality services to the children and families they serve"

2. $3,197,339 **NYC HUMAN RESOURCES ADMINISTRATION** to John Mogulescu, for "Office of Child Support Enforcement – CUNY Training Program: Highly customized courses and documentation that support the agency’s 800+ employees, equipping them with knowledge and skills needed to carry out complex processes effectively"

3. $2,481,479 **NYC DEPARTMENT OF CITYWIDE ADMINISTRATIVE SERVICES** to John Mogulescu, for "Energy Management Program: A program to support the city’s efforts to reduce energy consumption - includes the delivery of online and classroom courses for building operators, trades-specific training courses, and the management of the City’s Energy Management Institute"

4. $1,638,512 **NYS OFFICE OF CHILDREN AND FAMILY SERVICES** to John Mogulescu, for Children and Families Distance Education and Training Management Systems: Administration of a learning management system, media production, and training systems that serve thousands of state and local district employees in the children and families service field"

5. $1,632,990 **NYC ADMINISTRATION FOR CHILDREN'S SERVICES** to John Mogulescu, for "Partnership with the agency for the design, development and hosting of a broad range of professional development courses for front line, supervisory and managerial-level employees working in the city’s Child Welfare and Juvenile Justice sector"

6. $673,598.50 **NYC HOUSING RECOVERY OPERATIONS** to John Mogulescu, for “A project to assist New York City’s Build It Back program in resolving issues and developing its staff expertise to better serve homeowners affected by Hurricane Sandy"

7. $574,840 **NYS OFFICE OF CHILDREN AND FAMILY SERVICES** to John Mogulescu, for Information Technology Auxiliary Staff: Informal training and support for information technology user communities—staff who provide financial assistance and support to low-income residents of New York State"

8. $249,911 **NYC OFFICE OF EMERGENCY MANAGEMENT** to John Mogulescu, for "Coastal Storm Plan Training Program: A suite of online and classroom"
courses designed to prepare thousands of New York City staff to operate emergency shelters when the region is affected by major storms"

9. $180,000  NYC CENTER FOR ECONOMIC OPPORTUNITY/HRA to John Mogulescu, for “Program Management Forum: An intensive leadership development course designed for program managers in nonprofit organizations piloting innovative, anti-poverty strategies for low-income New Yorkers”

HUNTER COLLEGE

1. $970,000  NEW YORK CITY COUNCIL to Edwin Melendez, for Puerto Rican Studies Institute

2. $850,341  PHS/NIH/NATIONAL INSTITUTE OF MENTAL HEALTH to Sarit Golub, for “Preparing for Implementation of Sustained Release Antivirals for HIV Prevention”

3. $500,000  NEW YORK CITY DEPARTMENT OF PROBATION to Harriet Goodman, for “Models of Probation Project”

4. $325,000  INSTITUTE FOR INTERNATIONAL EDUCATION to Der-lin Chao, for “A Domestic Chinese Language Program under the Language Flagship, An Initiative of the National Security Education Program”

5. $250,000  BREAST CANCER RESEARCH FOUNDATION to Jill Bargonetti, for “Estrogen Driven Mdm2 Signaling and Mutant p53 Signaling in Breast Cancer”

6. $249,945  ROBERT WOOD JOHNSON FOUNDATION to Theresa Montini and Lorie Goshin, for “Considering a United Kingdom Innovative Models of Social Support for Older Adults Returning to Communities”

7. $231,437  INSTITUTE FOR INTERNATIONAL EDUCATION to Der-lin Chao, for “The Language Flagship: Student Scholarships”

8. $179,877  INSTITUTE FOR INTERNATIONAL EDUCATION to Der-lin Chao, for “K-12 Blended Learning Pilot Program”

9. $125,900  NEW YORK CITY DEPARTMENT OF HOMELESS SERVICES to Mary Cavanaugh, and Julia Lathrop, for “Plant-Capture Method for Hope (Homeless Outreach Population Estimate) for 2017”

10. $106,095  NEW YORK STATE EDUCATION DEPARTMENT to Sherryl Graves, for “Teacher Opportunity Corps”
11. $100,000 **LOAN PROGRAM/ROBIN HOOD FOUNDATION** to Roger Sherwood, for “Project for Return & Opportunities in Veterans Education (P.R.O.V.E.)”

**JOHN JAY COLLEGE OF CRIMINAL JUSTICE**

1. $709,000 **THE PINKERTON FOUNDATION** to Ann Jacobs, for “Pinkerton Fellowship Initiative”

2. $699,629 **NATIONAL INSTITUTE OF JUSTICE** to Joshua Freilich, for “Understanding the Causes of School Violence Using Open Source Data”

3. $445,387 **NATIONAL INSTITUTES OF HEALTH** to Artem Domashevskiy, for “Development of a Novel Inhibitor of Ricin: A Potential Therapeutic Lead against Deadly Shiga and Related Toxins”

4. $149,700 **FOUNDATION TO PROMOTE OPEN SOCIETY** to Phillip Atiba Goff and Franklin A. Thomas, for “Baltimore Justice Survey: Popular legitimacy and 21st century policing”

5. $100,000 **THE PINKERTON FOUNDATION** to Ann Jacobs, for “College Initiative Mentoring Program”

**KINGSBOROUGH COMMUNITY COLLEGE**

1. $540,920 **HECKSCHER FOUNDATION FOR CHILDREN** to Joanne Russell, for “Strategic Partnerships for Achievement and Retention at Kingsborough”

**LAGUARDIA COMMUNITY COLLEGE**

1. $4,049,931 **USED/OFFICE OF POST-SECONDARY EDUCATION** to Bret Eynon, for “Stem Connect: Building a Guided Pathway to STEM Success”

2. $300,000 **DOD/OFFICE OF THE SECRETARY OF DEFENSE** to Edgard Hernandez, for “Procurement Technical Assistance”

3. $250,000 **PFOUNDF/METLIFE FOUNDATION** to Amy Dalsimer, for “Pre-College Student Financial Health Early Alert Initiative”

4. $167,584 **USED/OFFICE OF POST-SECONDARY EDUCATION** to Howard Wach for “Learning for a Connected World: Strengthening International Studies at LaGuardia Community College”

5. $100,000 **NEH/THE DIVISION OF EDUCATION** to Naomi Stubbs, for “Meanings of War: It’s Technologies & Aftermaths”
1. **$529,583 UNITED STATES DEPARTMENT OF ENERGY** to Steven Markowitz, for “Former Worker Surveillance Program from February 1, 2016 through January 31, 2017”

2. **$220,000 NEW YORK COMMUNITY BANK** to Bonne August, for “Kupferberg Presents Performance Series for the 2016-2017 Season”

3. **$128,777 UNITED STATES DEPARTMENT OF ENERGY** to Seogjoo Jang, for “Molecular Level Characterization of Quantum Design Principles for Efficient and Robust Exciton and Charge Migration”

**COLLEGE OF STATEN ISLAND**


2. **$242,500 NEW YORK STATE DEPARTMENT OF HEALTH** to Maria Knikou and Zaghoul Ahmed, for “Institutional Support for Spinal Cord Injury (Round 6)”

**CHANCELLOR’S REPORT**

Chancellor Milliken opened up his report by stating that Chairperson Thompson and he were also joined, in addition to a number of Trustees, by a number of Presidents who traveled to Albany to be part of the CUNY/Caucus weekend, and many of the students who were there provided much of the energy in the room.

Everybody who participated went away with a sense that there was an incredible amount of energy and goodwill in that room among the several hundred people. The reason for it is that despite the challenges that the University may be facing, whether it is in this country, state, or city, CUNY matters, and the elected officials care about the mission of this University and what it delivers for New York. All who attended went away encouraged by the messages that came from Speaker Heastie, the state and city comptrollers, the Mayor, the Public Advocate, and others who wanted to be a part of that event.

The reason that they feel so good about CUNY, as so many others do across the state, is because of what CUNY delivers. It provides what New Yorkers and everybody want, which is the opportunity to learn, grow, and contribute to their communities. CUNY, in a way, unlike any other institution in the country, opens those doors of opportunity for more low income students, immigrants and underrepresented students.

The evidence for CUNY’s effectiveness in delivering for the people of New York was writ large by this impressive new study about the movement of students from the lowest rung of the
economic ladder to the middle class and beyond. Of the top ten universities in the country that moved students from the lowest quintile of wealth to the middle class and above, CUNY institutions were six of the top ten. As mentioned before, the University propelled six times the number of students to the middle class and beyond as the Ivy League schools plus Massachusetts Institute of Technology (MIT), University of Chicago, Duke University, and Stanford University combined. This is a great testament to the work that CUNY does.

As CUNY moves forward to build on that success I am heartened by the proposed budget announced by Governor Andrew Cuomo that focused in a way that most state budgets do not today on higher education. The cornerstone of that budget being the Excelsior Free Tuition Plan, which will encourage more students to attend college.

Also, the Predictable Tuition Plan in Governor Cuomo's budget, which is an important step for helping CUNY meet its obligations and be able to continue to serve its students in New York; and the University will get a significant boost to maintaining its aging buildings under the proposed capital plan in the Executive budget. So a successful budget which we all hope we will receive in April is critical to CUNY’s goal of offering students access, quality, and opportunity.

Lastly, thank you Chairperson Thompson for co-hosting the CUNY/Caucus luncheon for the first time this past weekend.

Chairperson Thompson stated that the luncheon is a huge staple of the CUNY/Caucus weekend. It is something that the elected officials, whether they are members of the Caucus or just across the board, attend, which is really impressive.

**CHANCELLOR'S UNIVERSITY REPORT:** Chairperson Thompson called for a motion to accept the Chancellor's University Report for February 21, 2017, which was seconded by Trustee Charles Shorter. He asked if there were any amendments. Upon hearing none, the following resolution was unanimously adopted by the Board:

1. **Chancellor's University Report:**

   RESOLVED, That the Chancellor’s University Report for February 21, 2017 (including Addendum and Errata Items) be approved.

**Statement of UFS Chair and Trustee Kay Conway**

It struck me while reading through the Chancellor's University Report that one, the painters at CUNY receive a salary of $76,000 a year, so I want the Board to keep that in mind the next time faculty salaries are discussed. The second thing I noticed was that the retirement incentive had very low numbers which may not be typical of the whole year but at least in this particular report; and, I am wondering if the Board should at some point also have discussions about other plans because it does not look like large numbers of faculty are taking that up.
Chairperson Thompson stated that the Board can definitely talk about these matters in the future.

**APPROVAL OF MINUTES:** Chairperson Thompson called for a motion to accept the minutes of the regular Board meeting of January 30, 2017, which was seconded by Trustee Lorraine Cortés-Vázquez. He asked if there were any amendments. Upon hearing none, the following resolution was unanimously adopted by the Board:

2. **Approval of Minutes:**

   RESOLVED, That the minutes of the regular Board meeting of January 30, 2017 be approved.

3. **COMMITTEE ON FISCAL AFFAIRS:**
Vice Chairperson Barry Schwartz reported that the Committee on Fiscal Affairs (CFA) met on February 6, 2017. After approval of the minutes of the January 9, 2017 meeting, the Committee addressed the policy items on the agenda, and approved the following resolutions.

Moved by Committee Chair Schwartz and seconded by Trustee Clarke, the following resolution was unanimously adopted:

A. **John Jay College - Procurement for NYC Justice Corps Program:**

   RESOLVED, That the Board of Trustees authorizes the General Counsel to renew four existing contracts on behalf of John Jay College of Criminal Justice to provide services for the NYC Justice Corps. These contracts were initially authorized by the Board in Calendar Number 3.A on April 30, 2012, and renewal contracts for additional terms ending on June 30, 2016 were subsequently authorized by the Board in Calendar Number 3.C. on September 29, 2014. An additional renewal term for one year was authorized by the Board in Calendar Number 3.E. on March 21, 2016. The additional renewal term authorized hereby shall be one year (to June 30, 2018), with the option to renew for another one-year term (to June 30, 2019) or portion thereof, based on the availability of funding. Such purchase shall not exceed a total estimated cost of $2,600,000 during the fiscal year ending June 30, 2018, using funds allocated by the City of New York for this purpose. The contract shall be subject to approval by the University Office of General Counsel.

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

NYC CEO requests that John Jay College renew the NYC Justice Corps contracts in order to have time to conduct a program evaluation to aid the City in determining whether to provide future funding for the program. If the City elects to continue funding the program, then the option to renew contracts for Fiscal Year 2019 (July 1, 2018 through June 30, 2019) will make it possible to continue program operations and serve existing participants appropriately while a new RFP and competitive bidding process takes place.

Moved by Committee Chair Schwartz and seconded by Trustee Clarke, the following resolution was presented and opened for discussion:

**B. The City University of New York - Revised Procurement Policy and Procedures:**

RESOLVED, That the Board of Trustees of The City University of New York adopt the attached Procurement Policy for the University, effective February 22, 2017.

**EXPLANATION:** This Policy sets forth guidelines applicable to the procurement of commodities and services by the University and updates and replaces the University’s existing Purchasing Policy Manual that was last approved by the Board on October 23, 1995. This Policy reflects changes in law and practice since that time. Although this Policy replaces the University’s Purchasing Policy Manual, other administrative procedures and guidance issued by University management that are consistent with this Policy will remain in place. It is anticipated that the General Counsel and the Senior Vice Chancellor and Chief Financial Officer will issue procedures and guidance as may be necessary or useful to implement this Policy.

This Policy applies to procurements of University commodities and services, including all senior and community colleges and the Central Office. Funds covered by this Policy include: those appropriated by the State of New York or the City of New York; student tuition and fees; and funds held by the State Treasury in income fund reimbursable accounts, such as technology fees. This Policy does not apply to procurements by The Research Foundation of the City University of New York, The City University Construction Fund, college associations, auxiliary enterprise corporations, college foundations or other separately incorporated affiliated entities except as described in any policies, guidelines, or procedures issued by the University, including any financial management guidelines; however, this Policy does apply to contracts funded by any of these organizations but
entered into by the University. Separate financial management guidelines, which will include procurement, are being updated for college associations, auxiliary enterprises, and college foundations.

This Policy may be updated by the General Counsel and the Senior Vice Chancellor and Chief Financial Officer, subject to the Board of Trustees’ ratification, in order to implement changes in law, regulations, and administrative requirements, and to ensure consistency with other University policies.

**Procurement Policy and Procedures of The City University of New York**

I. **Purpose and Application**

A. This Policy sets forth guidelines applicable to the procurement of commodities and services by The City University of New York (the “University”). This Policy shall constitute guidelines of the Board of Trustees of the University under Section 6218 of the New York State Education Law.

B. This Policy applies to procurements of commodities and services using funds by the University, including all senior and community colleges and the Central Office. Funds covered by this Policy include: those appropriated by the State of New York (the “State”) or the City of New York (the “City”); student tuition and fees; and funds held by the State Treasury in income fund reimbursable accounts, such as technology fees. This Policy does not apply to procurements by The Research Foundation of the City University of New York, The City University Construction Fund, college associations, auxiliary enterprise corporations, college foundations, or other separately incorporated affiliated entities except as described in any policies, guidelines, or procedures issued by the University, including any Office of University Controller Financial Management Guidelines; however, this Policy does apply to contracts funded by any of these organizations but entered into by the University.

C. References herein to the “University” shall include each of the University’s constituent colleges, including the Central Office.

II. **Policy Statement**

A. It is the policy of the University to procure commodities and services in a manner that promotes: (i) the wise, prudent, and transparent use of the resources of the University and the taxpayers of the City and State; (ii) compliance with all provisions of law governing procurements by the University; (iii) the acquisition of quality commodities and services at reasonable prices in a timely and efficient manner; (iv) the maximum feasible participation of New York State-certified minority- and women-owned business enterprises (“MWBE”) and service-disabled veteran-owned business enterprises (“SDVOB”) in University procurements, as required by law and University policy; and (v) the prevention of favoritism, extravagance, fraud, and corruption, or the appearance thereof.

B. In furtherance of the above policy, the University shall conduct procurements in accordance with the procedures and other requirements set forth below.
III. General Purchasing Requirements

A. All University procurements, regardless of size, must adhere to the following general requirements:

1. complying with all applicable ethics rules, including purchasing commodities and services in the best interest of the University and adhering to the University’s Conflict of Interest Policy and Sections 73 and 74 of the New York State Public Officers Law;

2. complying with all laws, rules, and regulations that apply to the University, whether or not specifically described in this Policy, including the applicable provisions of the New York State Education Law and State Finance Law;

3. conducting all University-wide and Central Office purchases through the Office of Budget and Finance and all college-specific purchases through the respective campus Purchasing Departments (collectively, “Purchasing Departments”); no other office or department may conduct procurements or otherwise bind the University to any purchase of commodities or services;

4. estimating the applicable dollar value of a potential purchase to ascertain what procurement methods may be required (and prohibiting the artificial division of purchases in order to use the less formal procurement methods available to smaller purchases), and monitoring actual purchases made of the same commodity or service to determine whether additional procurement requirements may apply in the future to the same purchase;

5. ensuring that the commodity or service sought satisfies the University’s required form, function, and utility, and determining whether an Existing Contract (as defined in Section V(G)) offers commodities or services that can satisfy these requirements;

6. using competitive solicitation methods (such as quotes, sealed bids, and sealed proposals) to the maximum extent practicable when conducting individual University procurements;

7. only using form solicitation documents issued by the University’s Office of the General Counsel;

8. promoting the maximum feasible participation of MWBEs and SDVOBs in University procurements including, where applicable, setting participation goals on procurements to encourage MWBEs and SDVOBs to participate as subcontractors or suppliers and ensuring prime contractor compliance with such participation goals, as required by law and University policy;

9. obtaining all necessary internal and external approvals required by applicable law and University policy, including those of the New York State Office of the State Comptroller (the “State Comptroller”), the Board of Trustees, the Office of the General Counsel, and the Office of Budget and Finance;

10. advertising procurements as required by applicable law and University policy;

11. maintaining a record of the procurement that demonstrates that all requirements of this Policy and of applicable law have been met;

12. awarding contracts to “responsive” and “responsible” vendors, as defined in applicable law;

13. complying with the University’s contract signing authority policies, as set forth by the Board of Trustees and as further delegated by the Chancellor and the General Counsel of the University;

14. only executing contracts and other agreements that have been approved as to form by the Office of the General Counsel; and

15. following such other procedures, manuals, memoranda, directives, and the like issued by either or both of the Office of the General Counsel and the Office of Budget and Finance that relate to this Policy.
IV. Overview of Procurement Methods

A. The University may conduct procurements of needed commodities and services through a variety of methods. Among the most common methods are: (1) using preferred source offerings, existing centralized contracts of the State, the City, and the Federal government, University-wide contracts, “piggyback” contracts, and consortia contracts; (2) competitive solicitations of sealed bids and sealed proposals; and (3) entering into contracts using informal procurement methods, or on a sole source, single source, or emergency basis.

B. The University may use Existing Contracts, which are established on behalf of the University by the Office of Budget and Finance or made available to the University by the State, the City, or the Federal government. Among other reasons, because the use of these Existing Contracts reduces costs by leveraging collective buying power and saves administrative time, this Policy requires that the University use these contracts under the circumstances set forth below. In addition, in instances where the Office of Budget and Finance has established University-Wide Contracts (as defined in Section V(E)) with vendors on an exclusive basis, the University must use those contracts in all instances unless an exception is granted by the Office of Budget and Finance. However, if no exclusive University-Wide Contract exists, then the University, through the applicable Purchasing Department, may elect to forgo using any Existing Contracts where the available contracts do not meet the University’s requirements, or where justified by price, as set forth in greater detail below. In those cases the University may instead conduct an individual procurement, including through bids, proposals, quotes, and other methods, or make purchases on a sole source, single source, emergency or other basis, as permitted by this Policy.

V. Order of Purchasing Priority and Procurement Methods

A. The University shall conduct all procurements of commodities and services, including University-wide procurements, using the methods and procedures described in this Section V. However, in selecting a procurement method, the University shall adhere to the order or priority assigned to these methods in Section V(B) (such methods and priority, collectively, the “Purchasing Hierarchy”). Sections V(C) through V(G) provide a description of, and procedures for using, each procurement method in the Purchasing Hierarchy. Sections V(E)(3) and V(H) provide a description of exceptions to the Purchasing Hierarchy. The determination of the appropriate procurement method shall be made by the applicable Purchasing Department.

B. Purchasing Hierarchy. The University shall adhere to the following order of priority when conducting procurements:

1. New York State Preferred Sources;
2. OGS Commodities Contracts;
3. University-Wide Contracts;
4. Other Centralized Contracts of the State, City, and Federal government;
5. any of the following options, which shall be afforded equal priority:
   • Campus Procurements (with or without a formal competitive process depending on the total value of the procurement);
   • “Piggybacking” off of an established governmental contract (other than an OGS Commodities Contract or Other Centralized Contract); or
   • Consortia Contracts approved by the Office of the General Counsel and the Office of Budget and Finance.
6. **Sole Source, Single Source, and Emergency Procurements**, where appropriate, are exceptions to the above order of priority.

C. **New York State Preferred Sources.** In order to advance special social and economic goals of the State, the University is required to purchase select commodities and services from State-designated organizations that support employment of certain individuals, including those with disabilities, in correctional facilities, and who are blind. Currently, these organizations include the NYS Department of Correctional Services ("Corcraft"), the NYS Preferred Source Program for People Who Are Blind ("NYSPSP"), and the NYS Industries for the Disabled ("NYSID") (collectively, and as updated pursuant to applicable law, "Preferred Sources"). The University is required to purchase from Preferred Sources commodities or services that meet the University’s form, function, and utility requirements and are offered at a price, as determined by the New York State Office of General Services ("OGS"), that is no more than 15% greater than the prevailing market rate (or in the case of Corcraft, commodities that are offered at a price that do not exceed a reasonable, fair market rate as determined by the Department of Correctional Services ("DOCS")). Purchases of commodities and services from Preferred Sources are given the highest priority and are exempt from competitive bidding requirements. The University shall make purchases from Preferred Sources in the following manner, and in accordance with any guidelines issued by OGS relating to Preferred Sources (except to the extent such guidelines in their application to CUNY would conflict with applicable law):

1. When making any purchase the University must first consider using Preferred Sources generally. When purchasing commodities, the University must consider Preferred Sources in the following priority order: (1) Corcraft; (2) NYSPSP; (3) NYSID, or as otherwise required by the State. When purchasing services the University may afford each available Preferred Source equal priority, and if more than one Preferred Source can provide the required services, then price shall be the determining factor.

2. When a commodity or service is available from a Preferred Source in the form, function, and utility required by the University, and at prices that are approved by OGS or DOCS as contemplated in Section V(C) above, then the University is required to purchase from the Preferred Source.

3. If the University wishes to purchase a particular commodity or service through a competitive solicitation even when the commodity or service is available from a Preferred Source, then the University must compile defensible documentation and evidence justifying why the Preferred Source was not used. If a Preferred Source is not selected, then that Preferred Source also must be given prior written notice with an explanation and an opportunity to respond.

D. **OGS Commodities Contracts.** OGS has established centralized contracts for a wide range of commodities ("OGS Commodities Contracts"). The University shall make purchases from OGS Commodities Contracts in the following manner:

1. Where no Preferred Source can meet the University’s form, function, and utility requirements for a commodities purchase, or where justified by price, the applicable Purchasing Department must determine whether the required commodity can be obtained through an existing OGS Commodities Contract. If a vendor on an OGS Commodities Contract can provide the needed commodities and meet the University’s form, function, and utility requirements, then the University shall make the purchase from such vendor, unless the applicable Purchasing Department makes the determination that it can obtain lower pricing from an alternate source.

2. When soliciting alternate pricing, the University may seek pricing from the open market but, at a minimum, must seek pricing from vendors available through University-Wide
Contracts and Other Centralized Contracts that are available. OGS Commodities Contract vendors must be allowed a minimum of two business days to match any lower price offered to the University. If the OGS Commodities Contract vendor provides written confirmation that it will match a lower price received by the University on the open market, then the University shall purchase from such OGS Commodities Contract vendor. If the OGS Commodities Contract vendor is unable or unwilling to match the lower price, the University must document this in the procurement record and may proceed with the open market purchase.

E. University-Wide Contracts. The Office of Budget and Finance has established a number of University-wide Contracts, some on an exclusive basis, with vendors for certain commodities or services ("University-Wide Contracts"). The University shall make purchases from University-Wide Contracts in the following manner:

1. If no applicable Preferred Source or OGS Commodities Contract can meet the University's form, function, and utility requirements, or where justified by price, the applicable Purchasing Department must determine whether the required commodity or service can be obtained through an existing University-Wide Contract.

2. If the University’s requirements can be met through an existing University-Wide Contract, then the University must purchase such commodities or services through the available University-Wide Contract, unless the applicable Purchasing Department makes the determination that it can obtain lower pricing from an alternate source. Any questions relating to University-Wide Contracts must be directed to the Office of Budget and Finance.

3. In some instances the Office of Budget and Finance has established University-Wide Contracts with vendors on an exclusive basis. These exclusive University-Wide Contracts are an exception to the Purchasing Hierarchy and must be used in all instances on a first-priority basis by the University unless an exception is granted by the Office of Budget and Finance.

F. Other Centralized Contracts. If no Preferred Source, OGS Commodities Contract, or University-Wide Contract can meet the University’s form, function, and utility requirements, or where justified by price, the University may make purchases of commodities and services through centralized contracts let by certain agencies and entities of the State, the City, and the Federal government. Specifically, the University may make purchases through (1) services contracts let by OGS and (2) contracts identified by the Office of Budget and Finance as having been procured by the following agencies and made available to the University: the City’s Department of Citywide Administrative Services; the City’s Department of Information Technology & Telecommunications; the Board of Education of the City of New York; the U.S. General Services Administration; and such other governmental agencies and entities as may be identified by the Office of the General Counsel and the Office of Budget and Finance (collectively, "Other Centralized Contracts"). The University shall make purchases from Other Centralized Contracts in the following manner:

1. Where no Preferred Source, OGS Commodities Contract, or University-Wide Contract can meet the University’s form, function, and utility requirements for a purchase, the applicable Purchasing Department must determine whether the required purchase can be made through any Other Centralized Contract.

2. The University must use any available Other Centralized Contracts that have been identified in writing by the Office of Budget and Finance and that can meet the University’s form, function and utility requirements.

3. When considering Other Centralized Contracts the University shall afford each available contract equal priority, and shall award to the vendor that can meet the
University’s form, function, and utility requirements at the lowest price.

4. In addition, the University may make purchases using a Campus Procurement, Piggyback, or a Consortia Contract, instead of using an Other Centralized Contract, when justified by price.

G. Purchases By Campuses. If no Preferred Source, OGS Commodity Contract, University-Wide Contract, or Other Centralized Contract (collectively, “Existing Contracts”) can meet the University’s form, function, and utility requirements, or where justified by price, the University may make arrangements to purchase the needed commodities or services on its own, including, conducting its own procurement, making “piggyback” purchases through other governmental contracts, or purchasing through contracts established by purchasing consortia, as more fully described below. The options described in this Section V(G) shall be afforded equal priority.

1. Campus Procurements. If no Existing Contract is available that can meet the University’s form, function, and utility requirements, or where justified by price, the University may purchase the needed commodity or service through an individual procurement conducted by the University (a “Campus Procurement”). In conducting Campus Procurements the University may, depending on the size of the resulting purchase, use informal purchasing methods (e.g., internal research, quotes) or formal purchasing methods (e.g., competitive sealed bids or proposals).

   a. Informal Purchasing Methods. When conducting a Campus Procurement, the University is generally required to use formal competitive purchasing methods such as sealed bids and sealed proposals (as further described below in Section V(G)(1)(b) below, “Formal Purchasing Methods”). However, when making purchases under certain dollar thresholds the University may use the informal purchasing methods described in this Section V(G)(1)(a) (“Informal Purchasing Methods”) in lieu of Formal Purchasing Methods. Specifically, Purchasing Departments may use Informal Purchasing Methods for general purchases that are less than $100,000, or such higher amount authorized by the State Comptroller. In addition, when award is made to a New York State small business or a New York State-certified MWBE or SDVOB, or when the University is purchasing recycled or remanufactured commodities or technology or certain food products that are grown, produced or harvested in New York State, Purchasing Departments may use Informal Purchasing Methods for purchases up to $200,000, as authorized by the State Finance Law (collectively, “Enhanced Informal Purchases”). When using Informal Purchasing Methods Purchasing Departments may make purchases from any responsive and responsible vendor whose goods or services meet the University’s form, function, and utility requirements and are offered at a reasonable price, as determined by the Purchasing Department. The University must follow generally-applicable procurement rules (including those listed in Section III) when using Informal Purchasing Methods. Informal Purchasing Methods include Purchasing Departments conducting research into products or services that meet the University’s needs, determining the reasonableness of pricing and vendor responsibility, and justifying the selection of a particular vendor in the procurement record. Purchasing Departments will determine the reasonableness of pricing as set forth below.

   i. For purchases that are less than $20,000, Purchasing Departments must obtain multiple oral or written quotes, or conduct and document internal or external pricing research, or use a combination thereof. While no formal competitive processes are required, Purchasing Departments are encouraged to use competition where possible.

   ii. For purchases of $20,000 or more but less than $50,000, Purchasing
Departments must obtain a minimum of three written quotes from vendors.

iii. For purchases of $50,000 or more but less than $100,000 (or less than $200,000 in the case of Enhanced Informal Purchases), or up to such higher amount authorized by the State Comptroller, Purchasing Departments must obtain written quotes from vendors after publicly advertising the procurement in accordance with applicable law and University policy.

iv. The University has determined a price to be fair and reasonable if it is within 15% of the lowest current price offered from other responsive vendors or within 15% of the other current pricing indicator used by the University. In the event an award is made to a responsive and responsible vendor whose price is greater than (but within 15% of) the lowest current offered price or other current pricing indicator available, the Purchasing Department must maintain documentation in the procurement record of the rationale for the selection of the vendor.

b. **Formal Purchasing Methods.** The University shall use Formal Purchasing Methods for all purchases of $100,000 or more, or in excess of such higher amount authorized by the State Comptroller. Formal Purchasing Methods shall include: (i) sealed competitive bids; (ii) requests for proposals; and (iii) such other methods as may be approved by the Office of the General Counsel and the Office of Budget and Finance. In the case of sealed competitive bids, awards shall be made to the responsive and responsible vendor offering the lowest price, as determined by the applicable Purchasing Department. In the case of requests for proposals, awards shall be made on the basis of “best value” to the responsive and responsible vendor whose proposal optimizes quality, cost and efficiency, as determined by the applicable Purchasing Department and an evaluation committee. The University may reject all bids or proposals received, or make multiple awards, where the University determines that doing so shall be in its best interest.

2. **“Piggyback” Contracts.** If no Existing Contract is available that can meet the University’s form, function, and utility requirements, or where justified by price, the University may make purchases through contracts let by other governmental entities (a “Piggyback”) after obtaining the approval of the Office of the General Counsel and the Office of Budget and Finance and after obtaining all required external approvals.

3. **Consortia Contracts.** In some instances, multiple entities have agreed to purchase commodities collectively as a consortium and at lower prices than would be otherwise achievable through purchases by such entities individually. If no Existing Contract is available that can meet the University’s form, function, and utility requirements, or where justified by price, the University may make purchases of commodities from contracts let by such purchasing consortia (“Consortia Contracts”), after obtaining the approval of the Office of the General Counsel and the Office of Budget and Finance and after obtaining all required external approvals.

H. **Exceptions to the Purchasing Hierarchy.** In addition, the University may forgo the Purchasing Hierarchy in instances of documented sole source, single source, and emergency purchases. The University is not required to use Existing Contracts, Piggybacks, or Consortia Contracts, or follow Formal Purchasing Methods or Informal Purchasing Methods for Campus Procurements, in the following instances:

1. **Emergency Contracts.** In the rare case of an emergency arising out of an unforeseen occurrence or condition or situation where a threat to health, safety, life, or limb exists, or where a necessary service is threatened with material damage or suspension, or where University buildings or property are threatened, the University may authorize the award of a contract on other-than-a competitive basis. For each such
procurement, there shall be a declaration of emergency and a written record setting forth the basis for concluding that there was an emergency and the abbreviated procurement methods used to identify the selected contractor. The University shall submit such declaration and record to the Senior Vice Chancellor and Chief Financial Officer and to the General Counsel, and shall promptly submit any resulting contract to the City or State, as appropriate, for payment. In all instances the applicable Vice President for Finance and Administration, or equivalent, shall make the final determination of whether an emergency procurement is appropriate.

2. **Single Source.** The University may authorize the award of a contract on other-than-a competitive basis, even though two or more firms can supply the required commodity or service, if the University determines that either: (a) one particular firm has unique knowledge or expertise with respect to the required commodity or service rendering the use of competitive procedures impractical; or (b) other material or substantial reasons exist for awarding the contract on other-than-a competitive basis. The University shall advertise each such procurement as required by law, and shall create and maintain a written record setting forth the basis for justifying the single source procurement, including the methods and rationale for selecting the contractor, alternatives considered and why the alternatives do not meet the University’s needs, and a determination that the vendor’s price is fair and reasonable. In all instances the Purchasing Department shall make the final determination of whether a single source procurement is appropriate.

3. **Sole Source.** When there is only one source for a required commodity or service, the University may authorize the award of a contract for that commodity or service on other-than-a competitive basis. The University shall advertise each such procurement as required by law, and shall create and maintain a written record setting forth the basis for justifying the sole source procurement, including the methods and rationale for selecting the contractor, a determination of exclusive capability of the vendor or product, alternatives considered, and a determination that the vendor’s price is fair and reasonable. In all instances, the Purchasing Department shall make the final determination of whether a sole source procurement is appropriate.

VI. **Policy Implementation and Amendments; Effect on Awarded Contracts**

A. The University shall comply with this Policy, except in instances where an exception to this Policy has been approved in writing by the General Counsel and the Senior Vice Chancellor and Chief Financial Officer, or their successors or designees.

B. The University shall comply with any procedures, manuals, memoranda, directives, and the like issued prior to or following the effective date of this Policy by either or both of the Office of the General Counsel and the Office of Budget and Finance that relate to this Policy (“Administrative Guidance”). Subject to the other provisions of this Section VI, in the event of any conflict between this Policy and any Administrative Guidance, this Policy shall govern to the extent of the conflict. This Policy supersedes and renders void the University’s Purchasing Policy Manual approved by the Board of Trustees on October 23, 1995 and as may have been revised from time to time.

C. The General Counsel and the Senior Vice Chancellor and Chief Financial Officer or their successors may modify, supplement, or update this Policy, subject to the Board of Trustees’ ratification, as they may deem necessary to implement changes in law, regulations, and administrative requirements, and to ensure consistency with other University policies.

D. Nothing contained in this Policy shall be deemed to (1) alter, affect the validity of, modify the
terms of, or impair any contracts or agreements issued or entered into prior to the effective
date of this Policy or (2) confer upon any person, firm, or corporation any right, remedy,
claim, or benefit under, or by reason of, any requirement or provision hereof.

Statement of USS Chair and Trustee Chika Onyejiukw
I have some concerns that I voiced to Senior Vice Chancellor and Chief Financial Officer
(SVC&CFO) Matthew Sapienza and Interim General Counsel and Vice Chancellor (IGC&VC)
Jane Sovern that make it extremely difficult for me to support Cal. No. 3.B., which proposes to
change the procurement guidelines and procedures for the University. As you may know,
students testified at the Public Hearing last week regarding their concerns about how this
procurement policy will impact student activities and events, and there are several concerns
with the proposal. I found out at the last CFA meeting that the intention of this proposal is not
only to update the procurement guidelines for the University but there is also a clause that
would mandate that student activity fees follow the same procurement procedures as the
University. Currently, student activity fees are managed differently than University funds. The
USS has a Fiscal Accountability Handbook and Article XVI of the CUNY Bylaws helps govern
student activity fees.

The newly proposed procurement process will essentially undermine those two documents,
creating a new and unilateral procurement process that is not designed to cater to the
operations of student governments, student clubs, and student affairs professionals that support
CUNY students. For decades, the Board has recognized the importance of having separate
procurement guidelines for student activity fees.

This proposal has not been vetted by all parties who will have to follow this new set of
procedures. Though the new procurement guidelines will fundamentally alter the way student
leaders and organizations conduct their business, no students or student affairs professionals
were consulted in the drafting of this policy. Personally, I received the document the Friday
before the last CFA meeting. Neither I nor the student representative on the committee were
given reasonable time to review the policy. This is cause for serious concern, which I have
brought up before, with the way the University is going about changing the procurement
procedures for student activities.

I would also like to mention that this is not my first time bringing up the point that there are
concerns with student activities and I was informed that the USS would rather have a
conversation before implementing the policy.

At the last CFA meeting, I was informed that the Office of General Counsel would be revising
the procurement guidelines for CUNY’s associations and foundations. Since many associations
govern student activity fees, the University is going to create a process with two separate sets of
guidelines for student activities: if a college’s association is separately incorporated, they would
follow the old guidelines, if not, then the college association is to follow the new guidelines.
There is no clear explanation as to why CUNY would want students to follow different rules to
govern student activity fees. It is also noteworthy that the fees of the USS, which I am in charge
of managing, will also be governed by this new set of procedures. And yet, I am not sure what
the changes mean for the functioning of the USS Office as CUNY moves forward because I do
not have a complete grasp of the proposed University procurement process.

I am all for updating the procurement procedures. Accountability and transparency are
important. But the University is moving hastily when it comes to the student activity fees and I
am asking that the path be reconsidered. I have not had the time or the energy to convene a
committee of students and provide feedback since finding out about this two weeks ago. I do not
have all of the questions, or foresee all of the challenges, that will come as a result of this policy.
But I am asking that the USS be given the opportunity to consider these questions before it is
adopted.

I am not saying that students need less oversight or should not update their procurement
process. I am simply saying, can the USS have a say because at the end of the day, student
activity fees are fees that students choose to impose on themselves for purposes and functions
that they would like to see come to fruition, and the USS cannot operate in the interests of the
students if they are left out of the conversation.

My recommendation to the Board is to simply amend this document so that it does not govern
student activities. Further, I am respectfully requesting that the matter be referred to the
Committee on Student Affairs and Special Programs (CSASP), to get the input of those who
have intimate familiarity with student activity related matters.

SVC&CFO Sapienza stated that this procurement policy is the first in what will be several
updates that the University is going to be making to policies, procedures, and fiscal
management guidelines. It is something that Chancellor Milliken had committed to several
months ago. As Vice Chairperson Schwartz mentioned earlier, this procurement policy was
vetted and approved by the Office of the New York State Inspector General, and one thing that I
want to make sure is clear is that the policies and procedures that are in this policy are not new
guidelines, rather what CUNY is doing is codifying the guidelines that are set forth by state and
city procurement law. These are for tax levy funds and the state and city set those guidelines for
procurements. As was stated earlier, this policy does not apply to procurements for the
Research Foundation, the City University Construction Fund, college associations, auxiliary
enterprises, and college foundations amongst others. In regards to the student activity fees, the
overwhelming majority of fees are paid through seventeen campus student associations, and
they are separately incorporated and so what will govern the use of student activity fees—
separately incorporated student associations—will be the updated financial management
guidelines for college associations which the University is currently working on. In addition, the
Fiscal Accountability Handbook—another policy manual—which was also mentioned earlier, is
being updated. Both the Fiscal Accountability Handbook and the Campus Association Financial
Management Guidelines will be fully vetted with the USS and other interested groups before
they are brought to the Board for a vote.
Vice Chairperson Schwartz stated that there was extensive discussion about this item at the Committee meeting, in fact the Committee urged, after it voted unanimously to support this resolution that SVC&CFO Sapienza and IGC&VC Sovvern get together with USS Chair and Trustee Onyejiukwa as soon as possible. They met with her four days afterwards with some other representatives of the USS, and have met with other representatives of the students, yet again, on February 17th to address these concerns. And, in Section 1(b) of this Policy, there is the carve out of various things—policies yet to be done—including in the carve out are college associations where most of all of the student associations are. So there will be those new policies that are in the process of being prepared. They will be vetted entirely with the students. And as SVC&CFO Sapienza just mentioned, the University is simply codifying what the existing laws and regulations are today, not changing anything. In the course of utilizing this new procurement policy, if the University finds that there are issues that have not been addressed properly, these can be amended again and not have to wait another twenty-two years. So I would urge that the Board consider this resolution tonight and not entertain a tabling of it yet again.

Trustee Onyejiukwa thanked Vice Chairperson Schwartz for that clarification; she stated that however, she has two points to address: The meetings that the USS did have were not because of this policy so if you recall a few weeks ago I had been bringing up the idea of student activity fees being an issue and it was because of this that I initiated a meeting. It was not due to this policy. So, if I can remember correctly, the Friday that this policy was sent out around 4:00-4:30 p.m., I had a phone conference around 3:00 p.m. with IGC&VC Sovvern and members of her staff because the USS had questions regarding this entire process and never once was it brought to my attention that this policy would be coming for a vote at the CFA meeting the following Monday. That is what I have been stressing. I get it, of course, that these policies are great, but if the USS is given the chance to look at the proposed policy, it can be assessed by the USS. For example, it is not until I read it to see that it says student tuition and fees that I understood that some of these student activity fees are not incorporated under associations, and everyone is making the point that most of the student activity fees are under incorporations, but that is not to pacify me and to say that those other entities do not matter.

Chairperson Thompson noted that as SVC&CFO Sapienza indicated, this policy is just codifying existing state and city procurement policy, law, and regulation. This policy is not reinventing the wheel, it is updating things or at least coming into this century. In addition, the University is sensitive, and concerned, about the USS, and concerns on the part of students, so it will continue to work in a timely fashion to make sure that the USS receives information at the same point as others. The USS Chair and Trustee role is part of a body, and I do not think some Trustees are getting information before others. So, as I said, the Board always wants to hear from the USS and the voices of the students, so the Board will endeavor to make sure that all student voices are heard, and if a problem occurs, the Board will be able to make adjustments to make life easier, at the same point realizing that CUNY is governed by certain laws and regulations. So I would suggest that the Board move forward on this resolution today.
Trustee Una S. T-Clarke stated that on moving forward, she would like to make a public request that when the Board adopts this policy this evening, a meeting be conducted also with the members of CSASP, and along with the General Counsel, to make sure that everyone is on the same wavelength and moving in the same direction once this policy is codified.

Chairperson Thompson stated that he agrees with Trustee Clarke’s request, and would also suggest that SVC&CFO Sapienza join that meeting.

In response to a question from Trustee Sandra Wilkin on whether there is oversight or tracking of the participation of MWBEs and SDVOBs:

SVC&CFO Sapienza stated that there is significant oversight of MWBEs, and now SDVOBs as well are part of the policy. But on the MWBEs, the Office of Budget and Finance (OBF) does significant oversight of all campus and Central Office spending and contracts to make sure that they are inclusive of MWBE vendors. At the last meeting three weeks ago there were several questions that were raised about putting together the information regarding the University-wide MWBE spending, which on the operating side has been over thirty percent. Last Fiscal Year, and so far through this Fiscal Year, the University is over thirty percent as well for the senior colleges and Central Office. So OBF is very pleased and thankful to the campuses for their dedication to making sure MWBEs are served properly. Furthermore, OBF will be providing the Board with a whole lot of data on MWBEs—not only data but the processes and how this program is monitored.

Chairperson Thompson asked for a vote. Cal. No. 3.B. was adopted. USS Chair and Trustee Onyejiukwa voted no.

Moved by Committee Chair Schwartz and seconded by Trustee Ferrer, the following resolution was presented and opened for discussion:

C. The City University of New York – Executive Search and Recruitment Services:

RESOLVED, That the Board of Trustees authorizes the General Counsel to execute three (3) contracts with firms to provide executive search and recruitment services. The contracts are being awarded on the basis of best value to responsive and responsible offerors after public advertisement and timely submission of sealed proposals pursuant to law and University Regulations. The Request for Proposal solicitation and evaluation process was conducted by the University. The initial term shall be two (2) years and the contracts shall include up to three (3) one-year options for the University to renew in its best interest. Such purchase shall not exceed an estimated $3,350,000 in aggregate under the three contracts for five years. The contracts shall be subject to approval by the University Office of General Counsel.

EXPLANATION: These executive search and recruitment services will be utilized by the University on an as needed basis when there are vacancies for the positions of
presidents, deans, vice chancellors and executive higher education executives at the Colleges and Central Office. The University issued a request for proposals (RFP) on October 27, 2016. The RFP allowed respondents to this solicitation to submit proposals for either or both groups of the following categories:

Group One – search and recruitment services for Presidents and Deans of Colleges
Group Two – search and recruitment services for higher education executives including Vice Chancellors.

Eight firms responded to the RFP, and all eight submitted proposals for both of the above groups.

All three firms that will be contracted for these services will be required to provide University search committees with a diverse pool of candidates for each search engagement. If a diverse pool of candidates is not supplied, the University reserves the right to terminate the agreements.

In response to a question from Trustee Shorter on whether all the services of the University’s executive searches will be provided only from three firms nationally:

SVC&CFO Sapienza stated that this resolution applies to searches at the senior colleges and Central Office. The community colleges will be doing a separate RFP process since their searches are paid with city funds. Once that goes through there could be different firms that are selected as part of the process. But at the senior level there will only be three firms for all of the searches.

In response to other questions from Trustee Shorter on a) how do the three selected firms stack up in their diversity with regard to minorities and women, and b) what will those teams look like:

SVC&CFO Sapienza stated that the firms that have been selected are in the middle of negotiation as the procurement process is still ongoing so OBF cannot name the firms at this time. But all three firms are large and very active firms in executive search, especially in the area of higher education. They are firms that the University utilized previously so OBF is comfortable that they meet its needs, including the diversity requirement.

Trustee Shorter stated that he would like to request that the Trustees understand as a Board, what the diversity composition of these three firms are, who now essentially have exclusive rights on searches. The Board should know what their senior constituents will look like. He added that he would like to see that before the Board votes on this item, or at least votes positively on it.

SVC&CFO Sapienza stated that OBF will request that information from those three firms and provide it to the Board.
In response to a question from Vice Chairperson Schwartz on whether that request was already a part of the RFP:

Chairperson Thompson stated that it was probably not part of the RFP. There are a number of RFPs and requests these days that ask that as an example. With the City Comptroller, in certain RFPs, he makes requests of not just what does the executive employee group look like but also what does its payroll look like so it is not just number, it is reflected in responsibility. That is something that this Board should start to look towards so that people realize that it is not just the composition of the pool, the University is also concerned about who is hired and who is working within the number of larger firms that are working for CUNY.

Vice Chairperson Schwartz stated that Trustee Shorter has made a very good comment, and with regard to the RFP not yet on the street for the community colleges, he would urge that OBF consider including this requirement in that RFP.

Chairperson Thompson stated that he would like to thank the committee for their work—including additional work after the committee meeting—because as they say, this was not an easy one, this was something that came to CFA at the end of a process. The days of presenting things to a committee at the end and expecting them to say yes are gone. Particularly, something this important, for example, the selection of senior personnel at Central Office as well as presidents and deans for the colleges, the Board does not want to see things at the end. He added that again he would like to thank Vice Chairperson Schwartz and the members of CFA for the work that they did on this and USS Chair and Trustee Onyejiukwa for her catching of the lack of mention of diversity within that resolution.

Chairperson Thompson asked for a vote. Cal. No. 3.C. was adopted. Trustees Charles Shorter and Lorraine Cortés-Vázquez abstained.

Vice Chairperson Schwartz reported that at the February 6th meeting, a motion was made and passed to table this item, as there were concerns about the process and timeline, as well as how these prospective search firms would help to ensure diverse candidates. This was done pursuant to an RFP that was not known to the members of CFA until that evening. The committee agreed that the University needed to provide additional information on this item before it can be brought to this full Board for consideration. Subsequent to the February 6th meeting, SVC&CFO Sapienza provided the committee with additional information, principally the RFP, and after further discussion with the Committee members, it was agreed that we would bring this resolution for vote of the full Board with unanimous endorsement. I would like to note that the following language has been added to the Explanation section of the resolution: “The three firms that will be contracted for these services will be required to provide University search committees with a diverse pool of candidates for each search for which they are engaged. If a firm does not supply a diverse pool of candidates, the University reserves the right to terminate the agreement with that firm”. Following informational items, SVC&CFO Sapienza provided the committee with a status report on all resolutions approved by CFA during Fiscal Year 2016, as
well as a report on the State Executive Budget and City’s Preliminary Budget for Fiscal Year 2018.

4. COMMITTEE ON ACADEMIC POLICY, PROGRAM, AND RESEARCH:
Trustee Jill O’Donnell-Tormey reported that at the February 6, 2017 meeting of the Committee on Academic Policy, Program, and Research, the committee approved the following resolutions and she recommended their approval by the Board.

Moved by Trustee O’Donnell-Tormey and seconded by Trustee Ferrer, the following resolutions were presented and adopted:

A. John Jay College – B.S. in Applied Mathematics: Data Science and Cryptography:
RESOLVED, That the program in Applied Mathematics: Data Science and Cryptography offered at John Jay College and leading to the Bachelor of Science, be approved, effective February 21, 2017, subject to financial ability.

EXPLANATION: John Jay continues to expand its offerings in the liberal arts by designing an undergraduate degree that focuses on mathematical applications to both big data as well as data security. The curriculum will consist of high level coursework in both mathematics and computer science. Graduates of either concentration will have career opportunities that are both professionally and financially rewarding.

B. New York City College of Technology – B.S. in Applied Computational Physics:
RESOLVED, That the program in Applied Computational Physics offered at New York City College of Technology and leading to the Bachelor of Science, be approved, effective February 21, 2017, subject to financial ability.

EXPLANATION: Graduates of this program will be well equipped with a solid background in physics, computing, and mathematics, as well as learn valuable skills in complex problem-solving and teamwork which will strengthen their preparation for pursuing careers in engineering areas such as aerospace, applied mathematics and computer science, physical chemistry, finance, bio-medicine, environmental science, as well as for conducting research in academic, industrial, or national laboratories.

C. York College - MSW in Social Work:
RESOLVED, That the program in Social Work offered at York College and leading to the Master of Social Work, be approved, effective February 21, 2017, subject to financial ability.
EXPLANATION: York College is strategically expanding its suite of professionally oriented master’s degrees. The College currently offers an undergraduate degree in social work so this is a natural addition to their offerings. The program will focus on health care, a growing specialization in the field. Currently CUNY offers no MSW program in Brooklyn or Queens.

D. 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:

<table>
<thead>
<tr>
<th>COLLEGE</th>
<th>DEGREE</th>
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<tr>
<td>LEHMAN COLLEGE</td>
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<tr>
<td>Eddie Palmieri</td>
<td>Doctor of Music</td>
</tr>
<tr>
<td>Betty A. Rosa</td>
<td>Doctor of Humane Letters</td>
</tr>
<tr>
<td>Jeffrey Gilbert</td>
<td>Doctor of Science</td>
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</tbody>
</table>
(To be conferred at the commencement ceremony on June 1, 2017)

<table>
<thead>
<tr>
<th>QUEENS COLLEGE</th>
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<tr>
<td>Donald Brownstein</td>
<td>Doctor of Humane Letters</td>
</tr>
<tr>
<td>Saul Kupferberg</td>
<td>Doctor of Humane Letters</td>
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(To be conferred at the commencement ceremony on May 26, 2017)

<table>
<thead>
<tr>
<th>BARUCH COLLEGE</th>
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<tbody>
<tr>
<td>Neil deGrasse Tyson</td>
<td>Doctor of Pedagogy</td>
</tr>
<tr>
<td>Allen E. Goodman</td>
<td>Doctor of Humane Letters</td>
</tr>
</tbody>
</table>
(To be conferred at the commencement ceremony on June 5, 2017)

E. CUNY School of Medicine, The City College of New York - Establishment of a Department of Molecular, Cellular & Biomedical Sciences, and Closure of the Department of Pathobiology and the Department of Physiology, Pharmacology and Neuroscience:

RESOLVED, That the Department of Molecular, Cellular & Biomedical Sciences be established at the CUNY School of Medicine through the merger and closure of the Department of Pathobiology and the Department of Physiology, Pharmacology and Neuroscience, effective March 1, 2017.
EXPLANATION: The CUNY School of Medicine recently completed major restructuring of its curriculum and academic program as it transformed its biomedical science program into a MD degree-granting program. Prior to this restructuring, an external reviewer panel and two strategic planning workgroups recommended the re-organization of the School’s departmental structure and the merger of academic departments for improving the School’s effectiveness and efficiency. The basic science components of the curriculum have historically been taught as discreet disciplines, administered through two or more academic departments. The new curricular structure that is currently being implemented for enhancing students’ learning and application of content is an integrated, interdisciplinary curricula. This integration aligns with trends in medical education and in the scientific community toward increased interdisciplinary collaboration in areas of instruction and research.

The proposed new department of Molecular, Cellular & Biomedical Sciences will be established through the merger, and resultant closure, of the Department of Pathobiology and the Department of Physiology, Pharmacology and Neuroscience, and is intended to enhance efficiencies, and to support and promote interdisciplinary curricular and research development, and the collaborative teaching required to support the new BS-MD curriculum. The costs associated with the establishment of the new department will be minimal, utilizing the School’s existing resources.

The creation of the Department of Molecular, Cellular & Biomedical Sciences was approved by the Faculty Council of the CUNY School of Medicine at its meeting on September 13, 2016. Contingent upon the approval of the Board of Trustees, 13 faculty members from the Department of Pathobiology, and 14 faculty from the Department of Physiology, Pharmacology and Neuroscience will be transferred to the new Department, and advised of their seniority therein. A separate resolution regarding the transfer and appointment of instructional personnel to the new department (copy attached) has been submitted concurrently to the Board of Trustees via the Chancellor’s University Report. In accordance with the Governance Plan of the CUNY School of Medicine, an acting chair of the new department will be appointed by the dean effective March 1, 2017 while a search for a permanent appointee is conducted.

5. COMMITTEE ON FACILITIES PLANNING AND MANAGEMENT:
Trustee Brian Obergfell reported that the Committee on Facilities Planning and Management considered four items at its meeting of February 6, 2017. Following discussion and consideration of the items, Vice Chancellor Judy Bergtraum reported on community college construction projects. An Executive Session was called to discuss real estate matters under current negotiation by the University, during which Vice Chancellor Bergtraum reported on new projects and updates.
Moved by Trustee Obergfell and seconded by Trustee Ferrer, the following resolutions were presented and opened for discussion:

A.  **The City University of New York - Allocation of $20 Million in Capital Funds to Projects:**

RESOLVED, That the Board of Trustees of The City University of New York authorize the allocation of $12 million to Lehman College for the construction of the Nursing Education, Research and Practice Center, and $8 million to Brooklyn College for completion of the construction of the Leonard and Claire Tow Performing Arts Center.

EXPLANATION:
In June 2016 the State Budget was amended providing an additional $20 million dollars in capital funds to the City University per the following:

“For additional services and expenses related to alterations and improvements to various facilities for capital projects, including but not limited to capital design, construction, acquisition, reconstruction, rehabilitation, and equipment; for health and safety, preservation of facilities, program improvement or program change, environmental protection, energy conservation, accreditation, facilities for the physically disabled, preventative maintenance and related projects, including costs incurred prior to April 1, 2016 and subject to a plan developed and submitted by the City University of New York Board of Trustees and approved by the Director of the Budget.”

Below are the summaries of the projects being funded by the $20 million available in the amendment of the state budget:

1. Lehman College Nursing and Education Research and Practice Center. This project will construct a 40,000-square-foot building on the parking lot adjacent to Davis Hall to house the new Nursing Education, Research and Practice Center. The facility will include classrooms, instructional and research labs and administrative and support space. These funds are necessary to complete the project.

2. Brooklyn College, The Leonard and Claire Tow Performing Arts Center. This project reconstructs Gershwin Hall and builds a new performing arts instructional facility with connections to existing Whitman Hall. It also creates a new gateway into the College from the Campus Road entrance. This facility includes classrooms and practice rooms dedicated to music, teaching studios, music and theatre rehearsal rooms, a new scene workshop, and a new 250-seat performance space. These funds are necessary to complete the project.
B. Brooklyn College – Amendment to the Architectural Services Contract for the Performing Arts Center:

RESOLVED, That the Board of Trustees of The City University of New York authorizes the General Counsel to amend the previously approved Architectural Design Services Contract with Pfeiffer Partners, adopted at the regular meeting of the Trustees of the City University of New York held on April 26, 2010, Calendar No. 6B, from the not-to-exceed amount of $7.5M executed for professional design and construction administration services as required for the Performing Arts Center at Brooklyn College, to a not-to-exceed amount of $9.5M. The contract cost shall be chargeable to the CUNY Construction Fund, Project No. BY600-006. The contract amendment shall be subject to approval as to form by the University Office of the General Counsel.

EXPLANATION: The new building is nearing completion, and the project is now ready to be outfitted with the required Furniture and Equipment in order to complete the construction. These additional design services are required for preparation of bid documents, and full construction administration services, for all of the Furniture and Equipment fit-out packages required. Due to a lack of funding at the time of construction and document preparation during design, all of the furniture and equipment fit-out packages were not included in the base building bid package.

The various Furniture and Equipment packages include: complete fit-out of the Main Performance Hall, which includes theatrical lighting, stage equipment, rigging, catwalks, acoustic treatment, theater seating and assisted hearing/listening equipment. In addition, furniture and equipment is required for the rehearsal spaces, small theater, music practice rooms, lobby, student lounges, and instrument locker areas; shop machinery for the set design spaces; and audio/visual equipment for the entire facility.

These additional design services will also address unanticipated field conditions and additional construction administration services as a result of the extended construction schedule.

C. Brooklyn College – Amendment to the C/M Build Contract for the Performing Arts Center:

RESOLVED, That the Board of Trustees of The City University of New York requests that the City University Construction Fund amend the previously approved Construction Management Contract with Hill International, Inc., adopted at the regular meeting of the Trustees of the City University of New York held on April 27, 2009, Calendar No. 6H, for the original amount of $70M, executed for construction and management services as required for the Performing Arts Center at Brooklyn College, to a not to exceed amount of $87M. The contract cost shall be chargeable to the CUNY Construction Fund, Project No. BY600-006. The contract amendment shall be subject to approval as to form by the Fund’s General Counsel.
EXPLANATION: The new building is nearing completion, and the project is now ready to be outfitted with the required Furniture and Equipment in order to complete the construction. These additional construction management services will allow the bidding, construction, and construction management of various fit-out packages for the Performing Arts Center. Due to a lack of funding at the time of construction and document preparation during design, all of the furniture and equipment fit-out packages were not included in the original contract.

The various Furniture and Equipment packages include: complete fit-out of the Main Performance Hall, which includes theatrical lighting, stage equipment, rigging, catwalks, acoustic treatment, theater seating and assisted hearing/listening equipment. In addition, furniture and equipment is required for the rehearsal spaces, small theater, music practice rooms, lobby, student lounges, and instrument locker areas; shop machinery for the set design spaces; and audio/visual equipment for the entire facility.

These additional construction management services will also address unanticipated field conditions and additional construction services as a result of the extended construction schedule.

D. New York City College of Technology – Amendment to the Architectural Services Contract for the New Academic Building:

RESOLVED, That the Board of Trustees of The City University of New York amend the prior resolution, adopted June 23, 2008 (Cal. No. 6D), and amended on November 22, 2010 (Cal. No. 6F) for execution of an Architectural Services Contract with Perkins Eastman on behalf of New York City College of Technology for the College’s New Academic Building. The amendment is to authorize an increase in the approved amount from $17M to $20M; and be it further

RESOLVED, That the City University Construction Fund be requested to execute an amendment to an existing consultant contract to reflect the Fund’s purchase of additional design and construction-related services to complete the construction for the New Academic Building. The total cost of the amendment shall be chargeable to the State Capital Construction Fund, Project No. 2582909999, for an amount not to exceed $3M. The contract amendment shall be subject to approval as to form by the Fund’s General Counsel.

EXPLANATION: The additional design services will address unanticipated field conditions, programmatic changes and additional construction-administration services as a result of the extended construction schedule. These services were not anticipated as part of the agreement with Perkins Eastman.

During the construction phase unanticipated field conditions and programmatic changes requested by the College needed to be addressed by the design team so as to not delay
the construction schedule. During the construction phase the construction manager issued a revised 46 month construction schedule. The revised schedule added an additional 17 months of construction beyond the original 29 month schedule requiring additional construction-administration services.

In response to a question from Trustee Cortés-Vázquez on why are these resolutions being approved as a group rather than approving each resolution separately:

Chairperson Thompson stated that certain committee resolutions can be combined together so that the Board can do one vote.

Chairperson Thompson asked for a vote on Cal. No. 5.A. through 5.D. Trustee Lorraine A. Cortés-Vázquez abstained from a vote on these items.

Chairperson Thompson moved to go into Executive Session at 5:20 p.m. The motion was seconded by Vice Chairperson Schwartz.

CONVENING OF EXECUTIVE SESSION
Chairperson Thompson called for an Executive Session pursuant to Section 105, Article 7, of the Public Officers Law, to discuss information relating to current and future investigations. The Board met in Executive Session from 5:22 p.m. to 6:15 p.m.

Moved by Chairperson Thompson and seconded by Trustee Obergfell the public session was reconvened at 6:16 P.M.

Moved by Chairperson Thompson and seconded by Trustee Clarke, the following resolution was unanimously approved:

6. The City University of New York - Reimbursement for Expenditures for Counsel:

RESOLVED, That the Board of Trustees of The City University of New York hereby authorizes reimbursement to the campus presidents and deans of each college as applicable (“presidents”). The presidents are valued key employees, whom CUNY expends great effort to recruit and retain.

EXPLANATION: Pursuant to an ongoing investigation, the Inspector General of the State of New York (“IG”) is requiring the campus presidents to submit to a recorded interview under oath, and has advised that the presidents may bring personal counsel if they wish. This interview is pursuant to the IG’s statutory authority to “require any officer or employee in a covered agency to answer questions concerning any matter related to the performance of his or her official duties.” Refusal to answer questions in an IG interview under oath subjects an employee to removal from employment.
In the ordinary course of business, when CUNY employees are sued for conduct occurring in the course of their employment, the State (for senior colleges) or City (for community colleges) will represent and indemnify, including representing them at deposition or trial when they are required to testify under oath. CUNY is aware of no evidence of wrongdoing on the part of any current presidents.

Pursuant to its broad authority to “govern and administer all educational units of the city university,” NYS Education Law §6204.1, the Board has the power to authorize reimbursement to the presidents for their reasonable expenses incurred to retain personal counsel of their choice for these interviews and any follow-up by the IG. The Board hereby approves reimbursement of up to $25,000 each for such expenses, and if expenses exceed $25,000, the individual may return to the Board for further consideration. Requests must be submitted to the General Counsel and include appropriate documentation that the services were performed.

If a court finds that a president has engaged in wrongdoing with respect to the actions that are the subject of the IG’s examination, the University will seek the return of the reimbursement.

IGC&VC Sovern stated that this resolution refers to the deans, such as the Dean of the CUNY School of Law, the Dean of the Graduate School of Journalism, or the Dean of the CUNY School of Public Health & Health Policy. To be clear it is a chief executive of each college whether he or she is a president or a dean.

Moved by Chairperson Thompson and seconded by Trustee Ferrer the reconvened public session was adjourned at 6:22 P.M.
The Board of Trustees of The City University of New York (CUNY) met on May 1, 2017 at Baruch College Vertical Campus, New York, New York, pursuant to a Notice sent by the Office of the Secretary of the Board on April 12, 2017.


Trustee Absent: Charles A. Shorter

Others present: Chancellor James B. Milliken, EVC and University Provost Vita Rabinowitz, SAC and Board Secretary Gayle M. Horwitz, Interim General Counsel and VC Jane Sovern, Senior Advisor Marc V. Shaw, SVC&CFO Matthew Sapienza, Vice Chancellor Judy Bertraum, Vice Chancellor Brian Cohen, Vice Chancellor Pamela Silverblatt, Vice Chancellor Loriana Waters, Interim Vice Chancellor Christopher Rosa, Deputy Vice Chancellor Burton Sacks, and Associate VC Andrea Shapiro Davis; and President Michelle Anderson, Interim President Vincent Boudreau, President Diane B. Call, President Rudolph Crew, President José L. Cruz, President William J. Fritz, President David Gomez, President Farley Herzek, President Russell K. Hotzler, President Thomas Isekenegbe, President Antonio Pérez, President Jennifer Raab, President Chase Robinson, President Felix V. Matos Rodriguez, President Jeremy Travis, President Mitchel Wallerstein, Dean Sarah Bartlett, Dean Mary Lu Bilek, Dean Ayman El-Mohandes, Dean Mary Pearl, University Dean John Mogulescu, and Research Foundation President Richard Rothbard.

CONVENING OF PUBLIC MEETING
Chairperson Thompson called the Public meeting to order at 4:35 p.m. He stated that the Board will go into Executive Session, pursuant to Section 105, Article 7, of the Public Officers Law, after the conclusion of the Public meeting. The Board will reconvene in public session following Executive Session.

Chairperson Thompson announced that the Public Meeting is being transmitted live on cable Channel 75; it is also being webcast live at www.cuny.edu/livestream. The Public meeting will be available as a podcast within 24 hours and can be accessed through the CUNY website.

CHAIRPERSON’S REPORT
Chairperson Thompson reported that the Board held its Staten Island Borough Hearing on Monday, March 13, 2017. Trustee Rita DiMartino chaired the hearing and was joined by University Faculty Senate (UFS) Chair and Trustee Kay Conway, University Student Senate
(USS) Chair and Trustee Chika Onyejiukwa, members of the chancellery, and College of Staten Island President William Fritz.

Chairperson Thompson stated that the Board also held its Queens Borough Hearing on Wednesday, April 19, 2017. He had the pleasure of chairing this hearing and was joined by UFS Chair and Trustee Conway, USS Chair and Trustee Onyejiukwa, Queens Borough President Melinda Katz, members of the chancellery, the Presidents of York College and Queens College, the Dean of the CUNY School of Law, and representatives from LaGuardia Community College and Queensborough Community College. Summaries of both of these hearings, including testimony, were circulated to the Trustees and the Chancellor's staff, and transcripts are available in the Office of the Secretary.

Chairperson Thompson stated that on March 10th, he had the pleasure of attending the final judging of Governor Andrew Cuomo's “Making College Possible Coding Challenge” competition at Facebook. Students from CUNY and SUNY were invited to build a mobile app or website to share information about Governor Cuomo's Excelsior Scholarship. As part of the final judging, five teams from a group of 70 teams pitched their products to a panel of New York's business and technology leaders, who selected the final winning submission. Two of the five finalist teams were from Queens College and not only did Team Knight from Queens College win the overall competition but Team Fast Pass came in second! Each team was presented with a $2,000 check. Team Knight's app—“A Better Tomorrow” connects students with available scholarships and grants and will be used to promote the Excelsior Scholarship. Chairperson Thompson asked each of these teams to please stand so the Board can publicly celebrate their tremendous accomplishment.

Chairperson Thompson stated that during the weekend of March 24th through March 26th, Trustees Una Clarke, Rita DiMartino, Lorraine Cortés-Vázquez, and Mayra Linares-Garcia represented the Board at the spring 2017 Somos El Futuro Conference. Chancellor Milliken and he hosted a luncheon at the conference celebrating the CUNY/SUNY Model New York State Senate Session program. The program brings students into the Senate Chamber to debate a piece of legislation—this year it was the Dream Act. As part of the luncheon activities, Chancellor Milliken presented Assemblyman Marcus Crespo with the CUNY Distinguished Alumnus Award. Thank you to all who participated in this important event.

Chairperson Thompson stated that on April 13th, he was joined by fellow Trustees Una Clarke, Lorraine Cortés-Vázquez, Rita DiMartino, Fernando Ferrer, Mayra Linares-Garcia, Ken Sunshine, Sandra Wilkin, and Chika Onyejiukwa at LaGuardia Community College as Governor Cuomo was joined by Secretary Hillary Clinton to sign into law his groundbreaking Excelsior Scholarship providing free tuition to qualified students, making New York a national leader in widening access to quality higher education. This investment in CUNY students and the state will pay dividends for years to come.
Chairperson Thompson stated that last week, Governor Cuomo made another investment in CUNY, announcing more than $520 million in energy efficient upgrades at 19 CUNY campuses. Coinciding with Earth Week, the energy-savings measures will reduce environmental impacts and operating costs while helping the University reach the Governor's statewide energy goals to build a clean energy future.

Chairperson Thompson stated that he would be remiss if he did not acknowledge one of his colleagues who also happens to be the Budget Director of the State of New York, Trustee Robert Mujica. Thank you for your help during the budget process for CUNY.

COLLEGE AND FACULTY HONORS
Chairperson Thompson called on Trustee Fernando Ferrer, who announced the following:

1. *The Chronicle of Higher Education* named Baruch College as one of the top twenty four-year public colleges with the greatest racial and ethnic diversity among its student population.

2. The Zicklin School of Business at Baruch College has jumped 28 spots on the 2018 *US News and World Report*’s Graduate Schools List for the full-time MBA programs and now ranks #57 among the 377 schools on the national list.

3. The U.S. State Department recently announced a listing of the U.S. colleges and universities producing the most 2016-2017 Fulbright Scholars in the United States. The College of Staten Island (CSI) ranked second on the top-producing list.

4. For the past eight years, CSI has been nationally ranked as a military friendly school and this year has been named to the top ten for being an elite military friendly institution among public universities with more than 10,000 students.

5. CSI Associate Professor of English, Tyehimba Jess, was named the 2017 Pulitzer Prize winner in Poetry for his collection, "Olio". This is the second time in the past three years that a CUNY scholar has won this extraordinary honor. Sarah DeLappe, a Brooklyn College MFA student, was a finalist this year in the Drama Category of the Pulitzers for her play about a girl's high school soccer team, "The Wolves."

6. Researchers at The City College of New York-based CUNY Energy Institute announced the development of a novel, low cost, rechargeable, high energy density battery that makes widespread use of solar and wind power possible in the future.

7. Hostos Community College adjunct English Professor, Robert Waddell, will be awarded an Arieto Award for writing as Writer of the Year 2017 at the 2017 Taino Awards.
8. Brooklyn College Professor of English and Director of the Journalism Program, Anthony Mancini, received the Society of Silurians 2017 Peter Kihss Award.

9. City College Professor Sally Hoskins is the recipient of the Elizabeth W. Jones Award for Excellence in Education from the Genetic Society of America.

Trustee Ferrer stated that this is just a sampling of CUNY's renowned faculty members who continually win professional achievement awards from prestigious organizations as well as research grants from government agencies, foundations, and corporations.

**STUDENT AND ALUMNI HONORS**

Chairperson Thompson called on Trustee Ken Sunshine, who announced the following:

1. Fourteen students from Baruch College, Brooklyn College, City College, CSI, the CUNY BA/BS program, Hunter College, and Macaulay Honors College have been selected to receive a Fulbright Grant to study, conduct research, or teach English abroad.

2. Queensborough Community College student, Tao Hong, was awarded the prestigious Barry Goldwater Scholarship, which provides up to $7,500 per year for educational expenses.

3. Fifty-three CUNY students have won $5,000 Benjamin A. Gilman Scholarships sponsored by the U.S. Department of State. The students are from Baruch College, Borough of Manhattan Community College (BMCC), Brooklyn College, City College, CSI, the CUNY BA/BS program, Hunter College, Lehman College, John Jay College, LaGuardia Community College, Macaulay Honors College, New York City College of Technology, Queens College, and Queensborough Community College.

4. Five students from Hunter College, Macaulay Honors College, and Queens College were awarded David L. Boren Awards for International Study.

5. Claire Lynch, a Macaulay Honors College student at City College has won a Harry S. Truman Scholarship, which provides up to $30,000 for graduate study in public service fields.

6. Six students from BMCC, Kingsborough Community College, LaGuardia Community College, and Queensborough Community College have been awarded the Jack Kent Cook Undergraduate Transfer Scholarship, which provides up to $40,000 per year.

7. Twelve students have won the Jeannette K. Watson Fellowship – a three-year program that provides summer internships and mentoring. The students attend Baruch College, Brooklyn College, City College, CSI, Hunter College, John Jay College, Lehman College, Macaulay Honors College, and Queens College.
8. Twelve students have received National Science Foundation Graduate Research Scholarships. The students attend City College, The Graduate Center, Hunter College, Macaulay Honors College, Queens College, and York College.

9. Jibreel Jalloh of Baruch College and Giselle Cordero of Queens College have been selected as New York Urban Fellows and will receive a $30,000 stipend and health insurance.

10. City College student Stephana Eghan has won a New York Women in Communications Foundation sponsored scholarship.

11. City College of New York Grove School of Engineering students Isamar Garrido Rodriguez and Patrick Tuttle are 2017 Society of Chemical Industry Scholars. The program provides each chemical engineering major with industry experience through a 10-week summer internship and a work stipend.

12. Macaulay Honors College at CSI alumna, Lucinda Zawadzki ’15, has received a full scholarship to the University of Oxford to pursue a Ph.D. in Zoology. Through the Oxford-Christ Church Natural Motion Graduate Scholarship, she will study full-time for three years with all tuition, college fees, and living expenses covered.

13. Three Queens College alumni have been awarded 2017 National Science Foundation Graduate Research Fellowships, one of the nation's most prestigious academic awards.

14. David Ourlicht ’17, of the CUNY School of Law is one of 25 future lawyers honored by the National Jurist's 2017 Law Students of the Year.

Trustee Sunshine stated that as Trustee Ferrer noted, this is just a sampling of the many exciting achievements of CUNY students, and urged all to please follow their progress at CUNY.edu or at their individual school.

GRANTS
Chairperson Thompson 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 February 21, 2017 Board meeting.

BRONX COMMUNITY COLLEGE

1. $450,000 NEW YORK STATE DEPARTMENT OF EDUCATION to Blanche Kellawon, for “Training”

2. $300,000 THE CARROLL AND MILTON PETRIE FOUNDATION to Eddy Bayardelle, for “Petrie Student Emergency Fund”
3. $200,000 **THOMPSON FAMILY FOUNDATION** to Eddy Bayardelle, for “Existing Conditions Report of GML”

4. $100,000 **NATIONAL ENDOWMENT FOR HUMANITIES** to Peter Kolozi, for “Institutional Improvement”

**BROOKLYN COLLEGE**

1. $366,850 **NATIONAL SCIENCE FOUNDATION** to Amy Ikui, for “Cell Cycle Regulation in Response to Plasma Membranes Stress in S. Cerevisiae”

2. $174,164 **NATIONAL INSTITUTES OF HEALTH** to Mariana P. Torrente, for “Epigenetics In Neurodegenerative Disease: Targeting Histone Modifications in ALS”

3. $158,334 **NATIONAL HISTORICAL PUBLICATIONS AND RECORDS GRANT** to Coleen Bradley-Sanders, for “Eliminating Racism, Empowering Women: The Records of the YWCA of Brooklyn”

4. $113,825 **NATIONAL SCIENCE FOUNDATION** to Tony Wison, for “REU Site: Brooklyn Urban Ecology and Environment Program (BUEE)”

**CITY COLLEGE**

1. $700,000 **NATIONAL SCIENCE FOUNDATION** to Charles Watkins, for “NYC Louis Stokes Alliance”

2. $561,128 **NATIONAL INSTITUTES OF HEALTH** to Mark Steinberg, for “Research Support for Biomedical Careers at City College of New York”

3. $353,250 **NATIONAL INSTITUTES OF HEALTH** to Reza Khayat, for “Mechanism of Cellular Recognition and Entry by a Circovirus”

4. $343,438 **NATIONAL INSTITUTES OF HEALTH** to Marom Bikson, for “The Coupled Vascular Hypothesis for Transcranial Direct Current Stimulation (tDCS)”

5. $341,204 **NATIONAL INSTITUTES OF HEALTH** to Lesia Ruglass, for “Translational Research Training on Addictions for Racial/Ethnic Minorities”

6. $310,860 **NATIONAL INSTITUTES OF HEALTH** to Mitchell Schaffler, for “Osteocyte Integrity and Bone Remodeling”
7. $202,239 JHK ENGINEERING to Camille Kamga, for “Support for the New York City Department of Transportation Connected Vehicle Pilot Deployment Project – City College of New York”

8. $192,642 MASSACHUSETTS GENERAL HOSPITAL to John Tarbell, for “Targeting Glycocalyx-Mediated Mechanisms of Tumor Metastasis”

9. $191,917 NEW YORK STATE OFFICE OF SCIENCE TECHNOLOGY AND ACADEMIC RESEARCH to Vinod Menon, for “Center for Advanced Technology”

10. $176,000 FOUNDATION FOR CHILD DEVELOPMENT to Beverly Falk, for “High Quality Culturally-Relevant UPK Practices Across Communities”

11. $173,600 NEW YORK STATE DEPARTMENT OF HEALTH to David Jeruzalmi, for “Peter T. Rowley Breast Cancer Research Project”

12. $142,500 NEW YORK STATE DEPARTMENT OF HEALTH to Ashiwel Undieh, for “Institutional Support for Spinal Cord Injury Research (Round 6)”

13. $129,575 NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION to James Booth, for “Metrics for General Circulation Model Biases in Extratropical Cyclone Clouds and Precipitation: Evaluating Their Skill and Identifying Processes to be Improved”

14. $115,445 NATIONAL AERONAUTICS SPACE ADMINISTRATION to Shubha Govind, for “Spaceflight Research Opportunities in Space Biology”

15. $105,513 JOHNS HOPKINS UNIVERSITY to Ruth Stark, for “Biology of Fungal Melanin”

16. $104,626 NEW YORK CITY DEPARTMENT OF EDUCATION to Mary Driscoll, for “New York City Teaching Fellows Program”

GRADUATE SCHOOL AND UNIVERSITY CENTER

1. $500,000 FORD FOUNDATION to Michelle Fine, for “JUST METHODS FOR PARTICIPATORY YOUTH POLICY: Three Strands of Critical Participatory Action Research (PAR) for and by Young People”

2. $296,282 BILL AND MELINDA GATES FOUNDATION to Paul Attewell, for “Early Leading Indicators of Student Success”
3. $122,245 ATLANTIC PHILANTROPIES to Kathleen McCarthy, for “Atlantic Philanthropies Fellowship Grant”

HOSTOS COMMUNITY COLLEGE

1. $2,145,553 UNITED STATES DEPARTMENT OF HEALTH AND HUMAN SERVICES ADMINISTRATION FOR CHILDREN AND FAMILIES to Carlos Molina, for “Hostos Allied Health Career Pipeline Program”

2. $736,763 NEW YORK STATE DEPARTMENT OF EDUCATION to Carlos Molina, for “Vocational Education Program, PERKINS”

3. $621,211 NEW YORK CITY HUMAN RESOURCE ADMINISTRATION/CUNY to Carlos Molina and Debra Mack-Glasgow for “JOBS PLUS”

4. $597,160 NEW YORK CITY HUMAN RESOURCE ADMINISTRATION/CUNY to Nathaniel Cruz and Maria Cano for “COPE”

5. $519,360 UNITED STATES DEPARTMENT OF EDUCATION to Christine Mangino, for “Hostos Community College ADELANTE: Reinvigorating, Enhancing and Accelerating Developmental Education, Enhancing College Credit Courses and Expanding Faculty Development and Research Immersion, Year 2”

6. $431,768 NEW YORK CITY COUNCIL to Carlos Molina, for “CUNY Fatherhood Academy”

7. $399,000 NEW YORK STATE DEPARTMENT OF EDUCATION to Christine Mangino and Moise Koffi, for “STEP/Proyecto Access”

8. $375,654 NEW YORK STATE DEPARTMENT OF CORRECTIONS to Peter Mertens, for “Next Steps Project”

9. $355,355 NEW YORK STATE DEPARTMENT OF EDUCATION to Peter Mertens, for “Liberty Partnerships Program”

10. $299,402 UNITED STATES SOCIAL SECURITY ADMINISTRATION to Peter Mertens and Ninoska Uribe, for “Work Incentives Planning and Assistance Program”

11. $211,860 NEW YORK CITY DEPARTMENT OF SMALL BUSINESS SERVICES to Peter Mertens, for “Front Desk Training”

12. $199,500 NEW YORK STATE DEPARTMENT OF EDUCATION to Christine Mangino and Moise Koffi, for “CSTEP”
13. $198,545 DHHS/UNITED STATES DEPARTMENT OF HEALTH RESOURCES AND SERVICES ADMINISTRATION to Evelyn Fernandez-Ketcham, for “Health Career Opportunity Program”

14. $165,451 NEW YORK STATE DEPARTMENT OF EDUCATION to Peter Mertens, for “Workforce Investment Act Program”

15. $150,000 NPORG/HEALTH RESEARCH, INC. to Lillian Morales and Fabian Wander for “Support for Expectant and Parenting Teens”

16. $146,500 PFOUND/CAPITAL ONE FOUNDATION to Evelyn Fernandez-Ketcham for “Hostos College and Career Pathways”

17. $121,791 PINKERTON FOUNDATION to Evelyn Fernandez-Ketcham for “Community Partnership for College”

18. $100,000 NEW YORK COMMUNITY TRUST to Eileen Newman, for “Center for Bronx Non Profits”

HUNTER COLLEGE

1. $1,243,146 WAYNE STATE UNIVERSITY/NATIONAL INSTITUTE OF CHILD HEALTH & HUMAN DEVELOPMENT to Jeffrey Parsons, for “Scale It Up: Effectiveness-Implementation Research to Enhance HIV-Related Self-Management among Youth”

2. $775,000 NEW YORK COMMUNITY TRUST/BROOKE ASTOR FUND to Jennifer Tuten and Sherryl Graves, for “Assistance to Teachers to Provide High Quality Reading Instruction in East Harlem Schools with ELL”

3. $569,442 NEW YORK STATE OFFICE OF TEMPORARY & DISABILITY ASSISTANCE to Daniel Herman, for “Homeless Services Training Resource System”

4. $267,000 FOUNDATION FOR CHILD DEVELOPMENT to Lacey Peters, for “Examination of How Teaching Staff Involved in Early Childhood Curricula Planning use Child Assessment Tools”

5. $210,000 NEW YORK COMMUNITY TRUST to Joan Hansen Grabe and Gail McCain, for “Hunter-Bellevue Nursing Fund”

6. $200,000 NEW YORK CITY COUNCIL to Charles Platkin, for “NYC Food Initiative”
7. $146,266 WAYNE STATE UNIVERSITY/NATIONAL INSTITUTE ON ALCOHOL ABUSE AND ALCOHOLISM to Jeffrey Parsons, for “Comparing the Effectiveness of Two Alcohol-Adherence Interventions for HIV+ Youth”

8. $126,741 CORNELL UNIVERSITY/UNITED STATES DEFENSE APPLIED RESEARCH to Paul Feinstein, for “Generation of Rat with a Genetically Enhanced Ability to Detect TNT”

9. $109,999 NEW YORK STATE DEPARTMENT OF EDUCATION to Matthew Caballero, for “Clinically-Rich Intensive Teacher Institute in Bilingual Education & English as a Second Language (CR-ITI-BE)”

JOHN JAY COLLEGE

1. $501,813 MAYOR’S OFFICE OF CRIMINAL JUSTICE (MOCJ) - DEPARTMENT OF INFORMATION TECHNOLOGY & TELECOMMUNICATIONS (DOITT) to Preeti Chauhan, for “Technical Assistance for Data Integration for Mayor's Office of Criminal Justice”

2. $212,470 NEW YORK CITY DEPARTMENT OF HEALTH AND MENTAL HYGIENE to Jeffrey Coots, for “From Punishment to Public Health (P2PH)”

3. $161,040 SILICON VALLEY COMMUNITY FOUNDATION to David Kennedy, for “An Approach to Reducing Larceny in Los Angeles”

4. $110,000 SINGLE STOP USA, INC. to Lynette Cook-Francis and Dana Trimboli, for “Single-Stop Services”

KINGSBOROUGH COMMUNITY COLLEGE

1. $1,270,739 UNITED STATES DEPARTMENT OF LABOR EMPLOYMENT AND TRAINING ADMINISTRATION to Babette Audant, for “Center for Economic and Workforce Development”

LEHMAN COLLEGE

1. $405,000 NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES to Herminio Martinez, for “Student Services-SUPER STORM SANDY”

2. $196,978 NATIONAL SCIENCE FOUNDATION to Esther Wilder, for “Collaborative Research: Numeracy Infusion for College Educators”

3. $120,481 NEW YORK CITY HUMAN RESOURCE ADMINISTRATION to Jose Magdaleno, for “NYC/HRA - CUNY COPE”
NEW YORK CITY COLLEGE OF TECHNOLOGY

1. $381,073  **RESEARCH FOUNDATION/SUNY** to Robert Piechota, for “NYS Small Business Development Center”

2. $145,648 **NEW YORK CITY SMALL BUSINESS SERVICES** to Faith Corbett, for “Brooklyn Tech Triangle”

3. $132,688 **NEW YORK CITY DEPARTMENT OF EDUCATION** to Godfrey Nwoke, for “Success via Apprenticeship CTE”

QUEENS COLLEGE

1. $393,139 **NEW YORK CITY DEPARTMENT OF HEALTH & MENTAL HYGIENE** to Steven Markowitz, for “New York Community Air Survey Program”

2. $323,889 **NEW YORK STATE DEPARTMENT OF EDUCATION** to Craig Michaels, for “Teacher Opportunity Corp (TOC): My Brother’s Keeper Initiative”

3. $120,000 **CAPACITOR SCIENCES** to Lev Murokh, for “Energy Storage in Layered Capacitors Based on Organic Molecules”

4. $105,000 **NEW YORK STATE DEPARTMENT OF LABOR** to Sherry Baron, for “Training Consortium to Empower New York City Exploited Workers”

COLLEGE OF STATEN ISLAND

1. $640,000 **AMERICAN ASSOCIATION OF STATE COLLEGES AND UNIVERSITIES** to Ralf Peetz, for “Frontier Set Initiative”

2. $484,348 **NATIONAL SCIENCE FOUNDATION** to Sarang Gopalakrishnan, for “CAREER: Quantum Many Body Physics Beyond the Boltzmann Paradigm: Prethermalization, Many-Body Localization, and their Applications”

3. $344,390 **RESEARCH FOUNDATION/SUNY** to Dean Balsamini, for “Staten Island Small Business Development Center”

4. $274,773 **NEW YORK STATE DEPARTMENT OF EDUCATION** to Gary Reichard, for “Perkins Funding for Career and Technical Education”

5. $259,773 **NEW YORK STATE DEPARTMENT OF EDUCATION** to Christopher Cruz Cullari, for “One Stop Collaboration/Vocational Training”
6. $223,500 NEW YORK STATE DEPARTMENT OF EDUCATION to Ralf Peetz, for “CSTEP”

7. $214,500 NEW YORK STATE DEPARTMENT OF EDUCATION to Ralf Peetz, for “STEP”

CHANCELLOR’S REPORT

Chancellor Milliken opened up his report by stating that he has conveyed in past meetings the thinking behind the new vision for CUNY’s future, the strategic framework, and today he is delighted to say that the University is entering the implementation phase on numerous fronts.

There is growing momentum, and a growing sense of optimism for how CUNY’s efforts will impact the people it cares so much about—the 275,000 degree-seeking students and over 250,000 adult and continuing ed students, as well as the city and the state, both of which invest in this University and receive such rich returns. True to the mission of CUNY—which turns 170 years old this month—the initiatives and especially the support from the state and the city are helping to expand access, increase the quality and focus of the education that is provided, and improve affordability. Most of all, CUNY is adding significantly to the single most important asset the University can provide—opportunity—to the most diverse and most talented student bodies in the country.

One clear reason for optimism is the increase in CUNY applications this spring. The University will not have final enrollment numbers for some time but the jump in applications overall and large increases in some college’s applications demonstrate the importance of the educational opportunities CUNY offers. It is a good sign and the University expects continued progress.

The central administration was delighted with the strong commitment to higher education in this year’s State budget. Governor Cuomo offered a strong budget with significant support for CUNY, with tuition support, funding for an array of important programs, the staff, and critical maintenance for facilities. Of course, there could hardly have been a stronger statement of his belief in the importance of higher education to the State’s prosperity and future than his Excelsior Free Tuition Program. It is now being implemented across the University and a significant number of mostly middle class students are expected to benefit from this farsighted investment by the state.

The chancellery has moved swiftly ahead in identifying superb candidates for a number of leadership positions and expects to be presenting them to the Board soon. They bring a wealth of experience and talent and everyone will be just as excited about how much CUNY expects them to contribute.

The University is making a significant advance in access by implementing this spring an important series of reforms in its remediation programs. Typically about eighty percent of the incoming community college students tested into remedial education.
With careful evidence-based assessments, the University is redesigning its efforts, and as they are phased in CUNY, expects major increases in the number of students who will move into college credit bearing courses. Of course, the academic standards have not changed, and the students will still satisfy the same degree requirements guaranteeing unwavering quality, but it is clear that more students will be able to move more swiftly toward completion, particularly students from underrepresented groups.

In another important initiative that will expand access and accelerate degree progress for the students, CUNY has moved forward on parts of its significant expansion for offering online degree programs. The University has issued an RFP and has received very strong interest in a technology partner for the programs. This will bring in a partner who will provide expertise, a technology platform, and branding expertise so that CUNY faculty who are interested will be able to create online courses and programs of consistent quality and design for success for the students. The central administration is confident that there will be great interest in the offerings.

In addition, CUNY has moved forward on a complex administrative excellence program. This is a comprehensive redesign of the administrative operations that will, as it is phased in, improve the services that are provided to the CUNY colleges, remove unnecessary administrative steps and, not least, save tens of millions of dollars a year, freeing up funds that can be invested in the classroom and on the University’s highest priorities.

There will be much more to report on these advances in the coming months but let me conclude by pointing out that CUNY is moving into the commencement season that will put on display just what these investments support. The students and the faculty have won an extraordinary number of distinctions this year in fields ranging from poetry to biology. These distinctions are a tribute to the guidance this Board and its colleagues provide in establishing effective policies and strategies, and most of all, it is a tribute to the drive, creativity, and talent of the students at The City University of New York.

Chairperson Thompson stated that he would like to report on the first meeting of the Audit Committee. The creation of an Audit Committee was approved at the last Board meeting on February 21st, and the first meeting was held on March 29th. The Audit Committee reviewed the Uniform Guidance Report presented by KPMG, the University’s external auditors. The report is an annual report on compliance for major federal programs which this year primarily related to federal financial aid and residual FEMA disaster relief expenditures for Superstorm Sandy. KPMG issued an unmodified or clean opinion with no findings. Senior Vice Chancellor and Chief Financial Officer (SVC&CFO) Matthew Sapienza filed the report with the federal government by the March 31st deadline.
CHANCELLOR’S UNIVERSITY REPORT: Chairperson Thompson called for a motion to accept the Chancellor’s University Report for May 1, 2017, which was seconded by Trustee Una Clarke. He asked if there were any amendments. Upon hearing none, the following resolution was unanimously adopted by the Board:

1. **Chancellor’s University Report:**

   RESOLVED, That the Chancellor’s University Report for May 1, 2017 (including Addendum and Errata Items) be approved.

APPROVAL OF MINUTES: Chairperson Thompson called for a motion to accept the minutes of the regular Board meeting of February 21, 2017, which was seconded by Trustee Rita DiMartino. He asked if there were any amendments. Upon hearing none, the following resolution was unanimously adopted by the Board:

2. **Approval of Minutes:**

   RESOLVED, That the minutes of the regular Board meeting of February 21, 2017 be approved.

3. **COMMITTEE ON FISCAL AFFAIRS:**

Vice Chairperson Barry Schwartz reported that the Committee on Fiscal Affairs (CFA) met on April 3, 2017. After approval of the CFA minutes of the February 6, 2017 meeting, the Committee addressed the policy items on the agenda. With no more items on CFA’s agenda, the meeting was adjourned, and the Subcommittee on Investment (SCI) was then convened. The Subcommittee proceeded to approve the minutes of the November 29, 2016 meeting, and after further discussion, SCI approved the Fiscal Year 2018 Investment Portfolio Expenditure Appropriation resolution. The Subcommittee then went into Executive Session to discuss the status of Outsourced Chief Investment Officer procurement. With no more items on SCI’s agenda, the meeting was adjourned.

Moved by Vice Chairperson Schwartz and seconded by Trustee Ferrer, the following resolution was adopted:

A. **Baruch College and The City College of New York - Revised Tuition Schedule for the Master of International Affairs Degree Program:**

   RESOLVED, That The City University of New York adopt a revised schedule of tuition charges for students in the Master of International Affairs Program at 115 percent of the CUNY masters base tuition effective with the Fall 2017 semester. The dollar figures for fall 2017 are detailed below:
EXPLANATION: The proposed tuition increase of $580 per semester for full-time, $50 per credit for part-time resident students, and $90 per credit for full- and part-time non-resident students – or 115% of the CUNY masters base tuition – is necessary to strengthen the services to students and improve the general quality of the Master of International Affairs Programs at Baruch College and City College, the only two campuses in the system offering the degree. At present, tuition for Master of International Affairs Program at The City University of New York is among the lowest charged by any MIA program in the United States. The increased tuition revenue will be used solely for the support of the Master of International Affairs to provide scholarships, graduate assistantships, and academic program support and to create new positions in such areas as career services and academic advisement. New York State Education Law Sec. 6206 allows The City University of New York to charge differential tuition rates as long as there is no differential among like degree programs.

USS Chair and Trustee Chika Onyejiukwa voted no.
Moved by Vice Chairperson Schwartz and seconded by Trustee Clarke, the following resolution was adopted:

B. Hunter College - School of Arts and Sciences - Academic Excellence Fee for Master of Science in Geoinformatics:

RESOLVED, That The City University of New York adopt a schedule of academic excellence fees for students in the Master of Science in Geoinformatics (GIS) in the School of Arts and Sciences at Hunter College, effective with the Fall 2017 semester and as detailed below:

**Master of Science in Geoinformatics**

- Resident Full-time students: $160 per credit
- Resident Part-time students: $160 per credit
- Non Resident Full-time students: $160 per credit
- Non Resident Part-time students: $160 per credit

And be it further

RESOLVED, That the Academic Excellence Fee shall be collected for each student’s first 33 credits in the program; and be it further

RESOLVED, That students who transfer into the program shall be charged the Academic Excellence Fee only on credits earned while they are matriculated in the program; and be it further

RESOLVED, That students who have matriculated in the program before Fall 2017 shall be exempt from the Academic Excellence Fee.

**EXPLANATION:** Hunter College’s Master of Science in Geoinformatics is a heavily sought after science and technology-based degree program that provides a world-class education by training the next generation of analysts, thinkers, and leaders in the field of geospatial and informational technologies. Graduates of the program are equipped with a skillset that enables them to work both in upper management and in high level technical positions. The program meets a growing demand for scientists trained in the collection, organization, analysis, and dissemination of geospatial data and, therefore, provides a major competitive advantage to the graduates of the program.

The Academic Excellence Fee will enable Hunter College to enhance the market position of the program, and to improve and sustain the advanced high speed computer labs and quality of the course offerings in this highly technical and competitive field. The Academic Excellence Fee will provide additional resources including licenses for students’ use of a cloud-based platform for computing, state-of-the-art GIS software, an accelerated computer replacement cycle for GIS teaching labs, competitive salaries for
the hiring of adjunct instructors with significant professional experience, and support
guest speakers and panels of GIS professionals to further students' professional
networks. Even with the Academic Excellence Fee, the program will still be well-
positioned to compete nationally with other Master-level GIS programs. This unique
blend of quality education at a relatively low cost positions Hunter College to attract a
diverse and exceptional student body. The College will continue to administer financial
aid to assist students with the completion of their studies, and to bear the basic
operating cost of GIS computer facilities.

USS Chair and Trustee Chika Onyejiukwa voted no.

Moved by Vice Chairperson Schwartz and seconded by Trustee DiMartino, the following
resolution was adopted:

C. Hunter College and the College of Staten Island - Revised Tuition Schedule for
Doctor of Physical Therapy Programs:

RESOLVED, That The City University of New York adopt a revised schedule of
tuition charges for students admitted in the Doctor of Physical Therapy (DPT) Program
at Hunter College and College of Staten Island, beginning with the cohort starting in
academic year 2017-2018 and as set forth below:

Revised Tuition Schedule for Doctor of Physical Therapy Program

<table>
<thead>
<tr>
<th>Base Doctorate Rates:</th>
<th>Differential DPT Doctorate Rates:</th>
<th>Effective Fall 2017 Semester:</th>
</tr>
</thead>
<tbody>
<tr>
<td>To Remain in Effect For Current Enrolled Cohorts</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Resident:</td>
<td>Resident:</td>
<td>Resident:</td>
</tr>
<tr>
<td>Level One:</td>
<td>Level One:</td>
<td>Level One:</td>
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<tr>
<td>o Full-Time: $4,530 per semester</td>
<td>o Full-Time: $5,460 per semester</td>
<td>o Full-Time: $6,215 per semester</td>
</tr>
<tr>
<td>o Part-Time: $515 per credit</td>
<td>o Part-Time: $625 per credit</td>
<td>o Part-Time: $625 per credit</td>
</tr>
<tr>
<td>Level Two: $2,840 per semester</td>
<td>Level Two: $3,770 per semester</td>
<td>Level Two: not used for this program</td>
</tr>
<tr>
<td>Level Three: not used for this program</td>
<td>Level Three: not used for this program</td>
<td>Level Three: not used for this program</td>
</tr>
</tbody>
</table>
### EXPLANATION:
The proposed tuition increase will enable the DPT Program at Hunter College and College of Staten Island to improve the general quality of the DPT Program and strengthen the academic curriculum and services offered to the students. Current tuition is significantly less than all other doctor of physical therapy programs in New York State. Even with the proposed tuition increase, the DPT Program will offer the most affordable DPT Program tuition rates in New York State. The increased tuition revenue will be used solely for the support of the DPT Program and will be returned to the participating campuses of the DPT Program (Hunter College and the College of Staten Island) to enable them to provide direct support to the DPT Program including paying for laboratory expenses, increasing faculty to student ratios, development of and support for additional clinical sites, development of clinical scholars program, and enhancing specialized support for student research and learning experiences. The current admitted cohorts will progress though the DPT Program at the current differential rates. The proposed tuition increase streamlines the tuition schedule for this clinical program by eliminating level two tuition charges.

*USS Chair and Trustee Chika Onyejiukwa voted no.*

Moved by Vice Chairperson Schwartz and seconded by Trustee Wellington Chen, the following resolution was unanimously adopted:

**D. The Central Office - CUNYfirst Interim Hosting Services:**

RESOLVED, That the Board of Trustees of The City University of New York authorize the General Counsel to execute a three-year contract on behalf of the Office of the University Controller for CUNYfirst application hosting services for $29,263,100. The contract shall be subject to approval as to form by the University Office of General Counsel.

**EXPLANATION:** The current CUNYfirst application hosting services contract will end on May 15, 2017, and in order to avoid interruption of CUNYfirst application hosting...
services, the University is entering into an interim contract with Sierra-Cedar, Inc., the subcontractor that is currently providing the hosting services through our contract with Oracle. The University will enter into a three-year contract directly with Sierra-Cedar, Inc. for a cost not to exceed $29,263,100. During the term of the contract, Sierra-Cedar will provide hosting services for CUNYfirst, equipment upgrades, application management and related services including services to support the implementation of a critical system upgrade, and services necessary for the migration of the CUNYfirst systems to a new vendor. A solicitation for CUNYfirst application hosting services was issued in July 2014, but a contract was not able to be awarded. The Office of the State Comptroller approved the plan to enter into an interim contract with Sierra-Cedar, Inc. subject to final review of the contract. A three-year contract term is necessary so that, prior to the expiration of the interim contract, system technical infrastructure updates and the critical system upgrade can be completed, followed by the issuance of a competitive solicitation and selection of a vendor for hosting services, followed by migration of hosting services to a new vendor.

Moved by Vice Chairperson Schwartz and seconded by Trustee Ferrer, the following resolution was presented and opened for discussion:

E. The City University of New York - Investment Portfolio Expenditure Appropriation:

RESOLVED, That the Board of Trustees has determined, in accordance with CUNY’s Spending Policy (which is Exhibit B to the Investment Policy), that it is prudent and appropriate to maintain an appropriation of 4.5% for the funds in the Portfolio for the fiscal year ended June 30, 2018. The Board Subcommittee on Investment reserves the right to reconvene at any point during the fiscal year to review the expenditure appropriation and make any appropriate revisions.

EXPLANATION: The CUNY Portfolio is a pooled investment vehicle for multiple individual accounts that include both endowed and non-endowed funds received by CUNY for its general purposes, funds received by CUNY for the benefit of a specific CUNY College and funds belonging to one or more of the College Foundations that have chosen to invest in the Portfolio. CUNY’s policies and procedures with respect to spending from the Portfolio shall comply with the New York Prudent Management of Institutional Funds Act [NYPMIFA]. Decisions with respect to spending from CUNY Funds in the Portfolio shall be made by CUNY’s Board of Trustees on recommendation from the CUNY Subcommittee on Investment (the “Subcommittee”). Decisions with respect to spending from College Foundations invested in the Portfolio must be made by the respective foundation boards, though each is asked to consider, to the extent possible and prudent, the spending rate of the Portfolio in order to preserve the long-term value of the funds in the Portfolio.

In making any recommendation or decision to appropriate funds, the Subcommittee and Board must act in good faith with the care that an ordinarily prudent person in a like
position would exercise under similar circumstances. Also, to ensure compliance with NYPMIFA, CUNY Funds in the Portfolio are categorized into groups of similarly situated funds according to purpose. The Subcommittee reviews the categories and the composition of each group to ensure the Funds are properly classified. It then deliberates on the prudence of the spending rate for each of the categories based upon the eight prudence factors mandated by NYPMIFA, and listed in Exhibit B Subsection 1A of this Policy, prior to making its recommendation to the Board for the next fiscal year.

Statement of USS Chair and Trustee Onyejiukwa
I was not able to attend the last SCI meeting but would like to thank Shaina Yasin, the student representative, as she reported back to me that the Committee allowed her to present a resolution from the USS for CUNY’s divestment from fossil fuels, and Senior Advisor to the Chancellor and Secretary of the Board Gayle Horwitz for distributing it.

As the Board votes on the CUNY Investment Portfolio, the USS continues to have the conversation as to the serious effects that the University’s fossil fuel investments may have. Today, thousands are marching across the world for May Day for issues such as these. I think that the Board can agree that there is overwhelming evidence that speaks to the fact that fossil fuel has a harmful effect on the environment. On April 9th, following the Board's Committee meeting, the CUNY USS plenary unanimously adopted the CUNY Divestment resolution. This is the fourth time the USS adopted this resolution. This resolution calls on CUNY to withdraw its investments from carbon polluting companies, which impact citizens’ ability to live a healthy life. This matter has been brought to the administration’s attention a few times over the past couple of years, and I would like to read the following resolution for inclusion in the minutes.

WHEREAS, In the Spring semester of 2013 at the City University of New York (CUNY) a group of students (hereinafter CUNY Divest) organized a campaign calling on CUNY to divest its endowment from fossil fuel, at the request of CUNY Divest, on October 20, 2013, the CUNY University Student Senate (USS) adopted the USS Green Initiative CUNY Divestment from Fossil Fuel (Resolution) USS adopted a resolution in 2014 and 2015 reaffirming its position, calling on CUNY to divest from fossil fuel; and

WHEREAS, USS recognizes that need for immediate action regarding the climate crisis, and

WHEREAS, On September 8, 2014, the Board of Trustees Committee on Fiscal Affairs discussed the idea of fossil fuel divestment; and

WHEREAS, The September 8th committee meeting, a representative from Cambridge Associates, the investment consulting firm for CUNY’s long-term investment pool, stated that Environmental Social Governance (ESG) mandates “are always set by the clients themselves.”; and

WHEREAS, Cambridge Associates also stated that they “have a strong internal mission related investment practice…that works with clients on all ESG issues including climate change…with
the help of this group we can implement almost any mandate including fossil fuel free
mandates; and

WHEREAS, CUNY, as the client, can set fossil fuel free mandates; and

WHEREAS, The CUNY Board of Trustees have approved divestment before on two occasions,
once in 1984, divesting from companies doing business in Apartheid South Africa, and again in
1991 when they divested from Tobacco Companies; and

WHEREAS, On September 21, 2014, People’s Climate March’ events were held in over 166
countries, including the United States; and

WHEREAS, CUNY students participated in New York City’s “People’s Climate March” to
demand the immediate action on climate change; and therefore be it

RESOLVED, That CUNY USS calls on the CUNY Board of Trustees to divest the long term
investment pool from the top 200 dirtiest carbon polluters; companies which hold the vast
majority of the World’s proven coal, oil, and natural gas reserves, and reinvest these divested
funds into renewable and sustainability-minded companies promoting solutions to climate
change.

In conclusion, the USS understands that the funding gained from CUNY’s investment portfolio is
used to offer student scholarships, but the students believe that life on Earth should be the
University’s foremost priority. The University of California (UC) is one of many public higher
education institutions that has already committed to divestment. In March of this year, UC
divested over $100 million. As the largest urban university in the country, CUNY has an
obligation to make a commitment that will protect the lives of the students and their families, and
that the Board adopt a plan to divest CUNY’s portfolio from carbon polluters to create a
sustainable living environment.

Chairperson Thompson asked for a vote. Cal. 3.E. was adopted. USS Chair and Trustee
Onyejiukwa voted no.

4. COMMITTEE ON ACADEMIC POLICY, PROGRAMS, AND RESEARCH:
Trustee Wellington Chen reported that at the April 6, 2017 meeting of the Committee on
Academic Policy, Programs, and Research, the Committee approved the following resolutions,
and he recommended their approval by the Board.

Moved by Chairperson Thompson and seconded by Trustee DiMartino, the following resolutions
were presented and adopted:
A. Brooklyn College – M.M. in Global and Contemporary Jazz:

RESOLVED, That the program in Global and Contemporary Jazz offered at Brooklyn College and leading to the Master of Music, be approved effective May 1, 2017, subject to financial ability.

EXPLANATION: The M.M. in Global and Contemporary Jazz Studies program will address the growing field of jazz and world music with a degree program that addresses our graduate students’ needs for productive professional lives in this growing field. The goal of the program will be to offer advanced training in jazz performance, history, arranging/theory, pedagogy, technology, and music industry practice. The program’s unique focus will be on the intersection of various forms of jazz originating in the United States with the music of Africa, Latin America, the Caribbean, the Mid-East, and southern Asia. In addition to offering traditional approaches to jazz performance practice, theory, and history, our global scope will emphasize rhythm configurations, tonal systems, and improvisation practices not associated with European-based music.

B. Medgar Evers College - Establishment of the Department of Social Work:

RESOLVED, That the Department of Social Work be established at Medgar Evers College, subject to financial ability, effective August 25, 2017.

EXPLANATION: The Social Work faculty are currently housed in the Department of Social and Behavioral Sciences. The professional program in which these faculty teach, the BS in Social Work, is decidedly different from the liberal arts offerings of the department and its curriculum is very much driven by licensing and accreditation requirements. The College has already approved two searches commencing in late Summer 2017 for full-time social work faculty. One position is to replace an unexpected early retirement and the other is to support the 50% increase in enrollment in the degree program, bringing the total number of full-time faculty to five. The program director is expected to become the chair of the new department and the faculty already have their own support staff member, so there will be no additional cost to the college to establish this new department.

C. 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:
<table>
<thead>
<tr>
<th>COLLEGE</th>
<th>DEGREE</th>
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<tbody>
<tr>
<td>BROOKLYN COLLEGE</td>
<td></td>
</tr>
<tr>
<td>Bernard Sanders</td>
<td>Doctor of Humane Letters</td>
</tr>
<tr>
<td>(To be conferred at the commencement ceremony on May 30, 2017)</td>
<td></td>
</tr>
<tr>
<td>HUNTER COLLEGE</td>
<td></td>
</tr>
<tr>
<td>Arthur Elgort ’64</td>
<td>Doctor of Fine Arts</td>
</tr>
<tr>
<td>(To be conferred at the commencement ceremony on May 30, 2017)</td>
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</tr>
<tr>
<td>Elena Kagan</td>
<td>Doctor of Humane Letters</td>
</tr>
<tr>
<td>(To be conferred at a commencement ceremony in the next academic year)</td>
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</tr>
<tr>
<td>CUNY SCHOOL OF LAW</td>
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</tr>
<tr>
<td>Sherrilyn Ifill</td>
<td>Doctor of Laws</td>
</tr>
<tr>
<td>(To be conferred at the commencement ceremony on May 12, 2017)</td>
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<tr>
<td>COLLEGE OF STATEN ISLAND</td>
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<tr>
<td>Margaret Ricciardi ’86</td>
<td>Doctor of Fine Arts</td>
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<tr>
<td>Andy Shih</td>
<td>Doctor of Science</td>
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<tr>
<td>Deirdre DeAngelis</td>
<td>Doctor of Humane Letters</td>
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<tr>
<td>Peter and Robin Jovanovich</td>
<td>Doctor of Humane Letters</td>
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<tr>
<td>(To be conferred at the commencement ceremony on May 30, 2017)</td>
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<tr>
<td>CUNY GRADUATE SCHOOL OF PUBLIC HEALTH AND HEALTH POLICY</td>
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<tr>
<td>Chirlane McCray</td>
<td>Doctor of Science</td>
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<td>(To be conferred at the commencement ceremony on June 1, 2017)</td>
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<td>GRADUATE SCHOOL AND UNIVERSITY CENTER</td>
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<td>Vanita Gupta</td>
<td>Doctor of Humane Letters</td>
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<td>Wael Shawky</td>
<td>Doctor of Humane Letters</td>
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<td>Lord Nicholas Stern</td>
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<tr>
<td>(To be conferred at the commencement ceremony on June 2, 2017)</td>
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<tr>
<td>Kareem Abdul Jabbar</td>
<td>Doctor of Humane Letters</td>
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<tr>
<td>(To be conferred at a commencement ceremony in a future academic year)</td>
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D. The City University of New York - Approval of Start-Up NY Participating Businesses through Medgar Evers & York Colleges:

RESOLVED, That the Board of Trustees of The City University of New York approves the selection of BlocPower L.L.C. (“BlocPower”) to participate in the Start-Up NY program or any successor program (collectively, 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 BlocPower’s participation in the Program. BlocPower’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; and be it further

RESOLVED, That the Board of Trustees of The City University of New York approves the selection of Derbywire, Inc. (“Derbywire”) to participate in the Start-Up NY program or any successor program (collectively, 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 Derbywire’s participation in the Program. Derbywire’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; and be it further
RESOLVED, That the Board of Trustees of The City University of New York approves the selection of Selfiepay, Inc. (“Selfiepay”) to participate in the Start-Up NY program or any successor program (collectively, 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 Selfiepay’s participation in the Program. Selfiepay’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; and be it further

RESOLVED, That the Board of Trustees of The City University of New York approves the selection of Tuki, Inc. (“Tuki”) to participate in the Start-Up NY program or any successor program (collectively, 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 Tuki’s participation in the Program. Tuki’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; and be it further

RESOLVED, That the Board of Trustees of The City University of New York approves the selection of Pro Drones USA, LLC (“Pro Drones”) to participate in the Start-Up NY program or any successor program (collectively, the “Program”) through York College. The President of York College and the General Counsel are each authorized to execute and submit all documents that are necessary or useful to effectuate Pro Drones’ participation in the Program. Pro Drones’ 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 and York Colleges, 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 colleges identified these companies as offering particularly strong fits for their academic programs. Pursuant to University policy, these companies were evaluated and recommended for selection into the Program by committees of colleges and Central Office staff, and by the respective College President and the Executive Vice Chancellor and University Provost (or their designees).

5. COMMITTEE ON FACULTY, STAFF AND ADMINISTRATION:
Trustee Fernando Ferrer reported that at the April 3, 2017 meeting of the Committee on Faculty, Staff and Administration, the Committee approved the following resolutions, and he recommended their approval by the Board.

Moved by Trustee Ferrer and seconded by USS Chair and Trustee Onyejiukwa, the following resolution was unanimously adopted:

A. The City University of New York - Approval of the 2011-2018 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, The Hostos Center for the Arts and Culture at Hostos Community College, and The Gerald W. Lynch Theatre at John Jay College of Criminal Justice:

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 November 14, 2011, through November 13, 2018, 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, The Hostos Center for the Arts and Culture at Hostos Community College, and The Gerald W. Lynch Theatre at John Jay College of Criminal Justice.
EXPLANATION: This resolution approves the successor 2011-2018 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 Specialist, and Lead Theatre Technician. The CUNY/IATSE Local One Agreement was ratified by Local One’s rank and file membership on February 26, 2017. The CUNY/IATSE Local One Agreement is consistent with the economic terms of the collective bargaining agreement reached with CUNY’s Blue and White Collar Units.

Moved by Trustee Ferrer and seconded by Trustee Brian Obergfell, the following resolution was unanimously adopted:

B. Brooklyn College - Amendments to the Governance Plan:

RESOLVED, That the proposed amendments to the Governance Plan of Brooklyn College be adopted, effective May 2, 2017.

EXPLANATION: The proposed amendments to the Governance Plan of Brooklyn College (“the College”) were approved by the College’s Council on Administrative Policy on May 5, 2016 and by the College’s Policy Council on December 9, 2016, and are recommended by the College President.

The amendments revise language to make it clear that the schools’ academic deans hold a “discussion” with potential candidates as part of the faculty promotion and tenure process, but the deans do not “interview” the candidates. They also add an administrative title—associate vice-president—to the CAP and Faculty Council to reflect the creation of this title and appointment of an administrative official to that position.

Finally, the proposed amendments incorporate minor editorial changes to clarify the Plan’s provisions.

NOTE: A red-lined version of the changes may be obtained from the Office of the Secretary of the Board of Trustees upon request.

Brooklyn College Governance Plan

Article I. The Policy Council

A. The membership of the Policy Council shall consist of an equal number of administrators, faculty and students:

1. Members of the Administration to be designated as follows:

   a. The president of Brooklyn College who shall chair the Policy Council;
   b. Additional members of the administration selected by the president from among the vice presidents, assistant and associate vice presidents, and deans.
   c. Any additional members needed to bring the total members of the administration to 10, which shall be the minimum. These members are to be selected in a manner
2. Members of the faculty are to be chosen as follows:
   a. One representative of the Steering Committee of Faculty Council;
   b. One representative of the Liaison Committee of the Council on Administrative Policy;
   c. Faculty members at-large (except those on leave to serve in administrative titles) to bring the total number of faculty representatives to the same number as members of the Administration, to be elected biennially in May, to serve in the following two academic years, in a manner to be determined by Faculty Council with the approval of Policy Council. Faculty members at-large may be reelected.

3. Students are to be chosen as follows:
   a. The three presidents of the three student government bodies;
   b. Additional students to bring the total number of student representatives to the same number as administrators, to be selected annually in a manner determined by the Student Governments with the approval of Policy Council.

4. Should the number of members of the Administration, as determined in section 1, change during the biennial period commencing with the faculty election, the following procedures shall be followed:
   a. If the number increases, an equal increase in the membership of faculty and students shall be effected, by the selection process indicated in 2(c) and 3(b);
   b. If the number decreases, the additional members to bring the Administration membership to the same level as that of the faculty and students shall be selected in a manner determined by the Administrators designated in 1(a)-(b) above with the approval of Policy Council.
   c. If one of the members designated in paragraph 1(a) or (b) above shall be unable to serve for an entire semester or for the balance of a semester, a replacement shall be selected in the manner used in paragraph 4(b).
   d. If one of the student government presidents shall be unable to serve for an entire semester or for the balance of a semester, a replacement shall be selected by the student government presidents.

5. Each constituency (administrators, faculty, and students) shall choose three alternates to serve with voice and vote at any meeting in the absence of their respective members.

B. The Policy Council shall meet at least three times per semester and more frequently if necessary. Special meetings may be called by the president or by the Executive Committee and shall be called at the request of any eight members of the Policy Council.

C. The functions of Policy Council shall be as follows:
   1. Recognizing the legislative authority of Faculty Council in matters of curriculum and degree requirements, of the Student Governments in matters of student affairs, of the Council on Administrative Policy and the Promotions and Tenure Committee on matters of personnel, the Policy Council may make recommendations in all areas of the operation of the college to the president.
   2. The Policy Council shall serve as a forum for discussing issues and problems of general
college concern; shall advise the president both in response to his/her requests for counsel and upon its own initiative; shall provide through its existence a formal body for each constituent group to express its viewpoint and to communicate with other elements of the college community; and shall submit recommendations for action as appropriate to the Faculty Council, to the Council on Administrative Policy, and to the student governments.

3. The Policy Council shall be responsible for approving any and all new governance proposals and assuring that they meet standards of the Trustees of The City University of New York and standards of Brooklyn College. The Policy Council shall determine that the proposals provide a role for students, faculty, and administrators. The Policy Council shall also monitor the functions of individual legislative and administrative bodies to assure that no constituent body exceeds its jurisdiction.

4. The Policy Council shall establish standing committees which shall be responsible for continuing study of and reporting on college policy. The Policy Council shall also have the authority to appoint and charge ad hoc committees as it sees fit.
   a. In the case of both standing and ad hoc committees, the Policy Council may draw from the college community at large, including students, faculty, administrators or members of the support staff. In addition to the college’s constituencies represented on the Policy Council, there are other groups which should be consulted as appropriate, such as members of the community and alumni.
   b. The president shall work closely with the appropriate Policy Council committees with regard to goals, priorities, policy guidelines, budget and the overall direction of the college.
   c. The Policy Council shall prepare its own bylaws consistent with this governance plan and the Bylaws of the Board of Trustees of The City University of New York.

Article II. The Faculty

A. The faculty shall consist of all persons having faculty rank or faculty status. It shall conduct the educational affairs customarily cared for by a college faculty. It shall make its own bylaws consistent with this governance plan and Bylaws of the Board of Trustees of The City University of New York. It shall meet at least once each semester, or more often, at the call of the president or by petition of ten percent of its members, and shall be responsible for the formulation of policy relating to the admission and retention of students, including health and scholarship standards; student attendance, including leaves of absence; curriculum; awarding of college credit; granting of degrees. Meetings of the faculty shall be chaired by the president.

B. The Faculty Council shall be the legislative body of the faculty and shall have all the responsibilities of a faculty, as exercised heretofore under the Bylaws and Policy Statements of the Board of Trustees of The City University of New York subject only to the review of the faculty.

1. The Faculty Council shall consist of all of the following, (a) through (d):
   a. All department chairpersons.
   b. An additional delegate of faculty rank or faculty status from each department elected, or reelected, for a term of three years by department members of faculty rank or faculty status. Departments shall elect an alternate delegate to serve with voice and vote at any meeting in the absence of the department delegate.
   c. Delegates-at-large of faculty rank or faculty status, equal to the number of instructional departments, elected in a manner determined by Faculty Council. Delegates at-large shall be elected for a term of three years and may be reelected.
d. A maximum of five directors of programs in academic areas which meet criteria established by Faculty Council for this purpose and/or are individually designated by Faculty Council.

2. The president, the vice presidents, the assistant and associate vice presidents, and full deans may attend Faculty Council meetings with voice, but without vote. At each meeting, the president may present a report to Faculty Council.

3. Fifty percent of the voting members of Faculty Council shall constitute a quorum unless the faculty adopts a bylaw requiring a larger number.

C. The Faculty Council shall function through a system of standing and ad hoc committees consisting of faculty and student members as designated in each committee charge. There shall be a Steering Committee whose composition and charge are determined by the Faculty Council Bylaws. The Steering Committee shall meet regularly with the president to apprise him or her of the agenda of each Faculty Council meeting and to discuss any matters of interest to the Faculty. The president shall work closely with the appropriate Faculty Council committees with regard to goals, priorities, policy guidelines, budget, and the overall direction of the college.

D. The Faculty Council shall prepare its own bylaws consistent with this governance plan and the Bylaws of the Board of Trustees of The City University of New York.

Article III. Departments

A. The chairperson of each department shall be elected in accordance with the Bylaws of the Board of Trustees of The City University of New York, Section 9.1(b), from among professors, associate professors and assistant professors by all members of the department with faculty rank or faculty status for a term of three years. He or she shall be the executive officer of the department, shall carry out the department’s policies, and shall perform the duties of the chairperson in accordance with Section 9.3 of the Bylaws. Each department, subject to the approval of Faculty Council, shall have control of the educational policies of the department through the vote of all members of faculty rank or faculty status.

B. In all departmental elections, an affirmative vote shall be determined by satisfaction of the following:

1. There must be an affirmative vote of a majority of those present and eligible to vote at a duly constituted election meeting of the department, a quorum being present.

2. A quorum shall be defined as a majority of the adjusted membership of the department.

3. The adjusted membership of the department shall be defined as the whole membership of the department eligible to vote, less those on leaves of absence, those in full-time administrative positions outside the Department, and those without assignment within the Department for a continuous period of two years prior to the election.

C. The department appointments committee, in accordance with Bylaw Sec. 9.1(e), shall consist of the chairperson and four members of faculty rank elected by the department members of faculty rank or faculty status for a term of three years. The chairperson of the department shall be the chairperson of the committee. The committee shall be responsible for all recommendations of appointments, reappointments, leaves and tenure. It shall take into consideration student evaluations of professional performance in all matters of reappointment and tenure.

D. The curriculum committee shall consist of faculty members and of students who are majors in the department. It shall consider and make recommendations concerning curricular proposals for department action. Department action will be transmitted to the appropriate graduate or
undergraduate committees on curriculum and degree requirements of Faculty Council.

E. Promotion recommendations shall be made in accordance with Section 9.6 of the Bylaws of the Board of Trustees of The City University of New York. Student evaluations of professional performance shall be taken into consideration.

F. Such other committees (standing and ad hoc) shall be created as the department shall decide. All committees shall keep minutes of their proceedings in conformity with Robert's Rules of Order, latest revised edition.

**Article IV. The Council on Administrative Policy**

A. The Council on Administrative Policy (CAP) shall consist of the vice presidents, the assistant and associate vice presidents, the full deans, the chairpersons of departments, and such non-voting guests as the president may designate. The number of administrators eligible to vote shall not exceed the number of chairpersons of departments. The Council on Administrative Policy shall be chaired by the president and shall meet at least once a month during the academic year or more often, at the call of the president or an individual member.

It shall discuss issues of importance to the college and its educational mission and make recommendations to the president. The president shall present to CAP, in timely fashion, any significant plans of the administration in the areas of general educational policy, planning, priorities, personnel and budget for discussion and advice. It shall establish, in conformity with the Bylaws of the Board of Trustees and this governance plan, standards and policies concerning personnel. It furthermore shall serve as a principal means of communication between the president and the academic departments of the college.

B. There shall be a Liaison Committee of CAP consisting of five department chairpersons, one from each of the five schools (Business; Education; Humanities and Social Sciences; Natural and Behavioral Sciences; Visual, Media and Performing Arts), to be elected annually. The Liaison Committee of CAP shall have a chairperson. Only department chairpersons shall vote in this election. The Liaison Committee shall serve as the chairpersons’ advisory group to the president. Acting as a conduit of information between the president and the chairpersons, it shall meet regularly with the president and/or the provost to discuss and consult on issues of importance to the college including but not limited to policy, planning, priorities and budget, as these issues are being formulated and developed by the administration. In concert with the president and/or provost, the Liaison Committee shall help develop the agenda for CAP meetings.

C. There shall be a secretary of CAP to be elected by the body as a whole from among the chairpersons.

**Article V. College-wide Committee on Personnel and Budget**

A. The College-wide Committee on Personnel and Budget shall consist of all department chairpersons, who shall be voting members, as well as the president, the provost, the assistant and associate provosts and the five full academic school deans, who shall be non-voting members. The College-wide Committee on Personnel and Budget shall be chaired by the president or his or her designee and shall meet each month during the academic year, or as necessary, at the call of the president.
B. All appointments and reappointments without tenure shall be recommended to the College-wide Committee on Personnel and Budget by the chairperson of the department in accordance with the vote of a majority of the department appointments committee. The provost, assistant and associate provosts, and the five school deans shall participate in discussion of the candidates. The president will make his or her final recommendation to the Board of Trustees following consultation with the provost and the appropriate school deans.

C. Members of any Brooklyn College personnel committee shall not be eligible to vote on their own candidacies and, for purposes of such a candidacy, the whole number of voting members of the committee shall exclude the candidate.

Article VI. Committee on Promotion and Tenure

A. A College-wide Promotion and Tenure Committee will be composed of all department chairpersons. The chairperson of the Liaison Committee of the Council on Administrative Policy will serve as chairperson of the College-wide Promotion and Tenure Committee.

B. Subsidiary School Promotion and Tenure Review Committees will be established as described below. The promotion and tenure decisions will take place on four levels:

1. **Level One: Departmental Review**
   a. The appointments committee votes on tenure, including college laboratory assistants (CLTs) in academic departments. The appointments committee votes on reappointment of lecturers with the certificate of continuous employment (CCE).
   b. Full professors, associate professors and the department chairperson vote on promotion to associate professor. Full professors and the department chairperson vote on promotion to full professor. Tenured faculty will vote on promotion of CLTs to the ranks of senior college laboratory technician and chief college laboratory technician.
   c. Where there are fewer than five eligible voters in a department, additional committee members (bringing the total to five) are to be drawn from the appointments committee in order of rank, then seniority in rank, then time at the college.
   d. As a supplement to the standard curriculum vitae, a candidate is to provide a personal statement that encompasses her or his major accomplishments and contributions in research, teaching, and service.
   e. Department recommendations on promotion and tenure shall be submitted to the appropriate School Promotion and Tenure Review Committee at level two.

2. **Level Two: School Review**
   a. There will be five School Promotion and Tenure Review Committees (Business; Education; Humanities and Social Sciences; Natural and Behavioral Sciences; Visual, Media and Performing Arts).
   b. Each School Promotion and Tenure Review Committee will consist of one tenured associate or full professor (excluding department chairs) per department in that school. Selection of committee members to three-year terms are to be voted on in each department in conjunction with triennial elections, according to the election procedures in III.B above.
   c. Where there are fewer than five departments in the school additional committee members will be elected to bring the committee total to five. These additional members will be nominated by and elected from the faculty of the school. No more than two members of the same department may serve.
d. Each School Promotion and Tenure Review Committee will consider all promotion and tenure/CCE candidates within its school.

e. Each School Promotion and Tenure Review Committee will meet and discuss the candidates with the dean of the respective school prior to voting. The content of this discussion is to be limited to clarification and explanation of the written record. The dean will neither have a vote nor be present for the voting procedure. A member of each school review committee, not the dean, will report that committee’s recommendations to the third level.

3. **Level Three: College-wide Promotion and Tenure Committee.**

   a. The College-wide Promotion and Tenure committee, described above, reviews the recommendations of the School Promotion and Tenure Review Committees.

   b. The recommendations of the College-wide Promotion and Tenure Committee, together with the recommendations of the School Promotion and Tenure Review Committees, will then be forwarded to the president.

4. The president considers the recommendations of all committees and renders her or his decision on whether or not a candidate will be recommended positively to the University's Board of Trustees.

5. Subcommittees of the full College-wide Promotion and Tenure Committee will be established in lieu of Level Two when there are college laboratory technicians in non-academic departments who are candidates for tenure or promotion.

   a. The subcommittee to review tenure of these CLTs in non-academic departments shall consist of two administrators appointed by the president and three tenured faculty members elected by, but not from, the College-wide Promotion and Tenure Committee.

   b. This subcommittee will consider promotions to the ranks of senior college laboratory technician and chief college laboratory technician in non-academic departments.

6. The subcommittees named in paragraph 5 above will report their recommendations to the College-wide Promotion and Tenure Committee. The recommendations of the College-wide Promotion and Tenure Committee, together with the recommendations of the subcommittees, will then be forwarded to the president.

C. The president will meet with the appropriate college personnel committee or committees to discuss any case for which he/she requires additional information before making his or her final recommendation to the Board of Trustees.

D. Members of any Brooklyn College Personnel Committee shall not be eligible to vote on their own candidacies, and for purposes of such a candidacy the whole number of voting members of the committee shall exclude the candidate.

**Article VII. Student Government**

A. There shall be three student government associations at the college: the CLAS student government organization representing students in the day session; the SGS student government organization representing undergraduate students in the evening session, and the graduate student organization representing graduate students. Each body shall be governed by its own constitution, subject to the provisions of this governance plan and the Bylaws and policies of the Board of Trustees.

B. These organizations shall have authority in areas relevant to student extra-curricular activities at the college. Their powers shall include:
1. The power to charter or otherwise authorize teams (excluding intercollegiate athletics), publications, organizations, associations, clubs or chapters, and, when appropriate in the exercise of such regulatory power, the power to refuse, suspend or revoke any charter or other authorization for cause after hearing on notice.

2. The power to delegate responsibility for the effective implementation of its regulatory functions to any officer or committee which it may appoint. Any aggrieved student or group whose charter or other authorization has been refused, suspended or revoked may appeal such adverse action by such officer or committee or student government to the duly elected student government. On appeal an aggrieved student or group shall be entitled to a hearing following the due process procedures as set forth in Section 15.3 of the Bylaws of the Board of Trustees. Following such hearing the duly elected student government shall have the authority to set aside, decrease or confirm the adverse action.

C. The Student Governments shall, in a manner that they determine, appoint all student members to Faculty Council committees.

D. The Student Governments shall have the power to allocate the Student Government fee in accordance with the Board Bylaws. Each student and government organization shall be responsible for the full disclosure to its constituents of all financial information with respect to student government fees.

E. Each of the Student Governments shall have the right and power to make recommendations to the president, Faculty Council, Policy Council, and to any other agent, department, committee, or organization of the college and/or City University of New York.

F. There shall be a Council of Student Governments.

1. The Council shall consist of the presidents of the three student governments.

2. They shall meet on a monthly basis to discuss and formulate policy on student matters, set goals and priorities.

3. They shall meet with the college president to discuss college-wide matters affecting the college community.

4. The chairpersonship of the Council shall rotate on a monthly basis.

5. The Council may appoint resource members as it sees fit.

Article VIII. Amendment

Amendments to this governance plan may be initiated (a) by any constituent body or (b) by the Policy Council itself, provided such amendment does not alter the powers held by another constituent body without the consent of that body. All amendments must be approved by the Policy Council and by the president for submission to the Board of Trustees.

Amended by the CUNY Board of Trustees on January 26, 2015, effective February 1, 2015.
Moved by Trustee Ferrer and seconded by Trustee Judah Gribetz, the following resolution was unanimously adopted:

C. Queens College – Naming of the Molly Weinstein ’77 Seminar Room:

RESOLVED, That the Board of Trustees of The City University of New York approve the naming of the “Molly Weinstein ’77 Seminar Room” to be located in Room 304 of Powdermaker Hall at Queens College.

EXPLANATION: Molly Weinstein earned her M.A. in Philosophy in 1977 as a student in the Adult Collegiate Education (“ACE”) program. Mrs. Weinstein returned to Queens College as an adjunct instructor in philosophy and religious studies, instructing and inspiring students from 1978 until her death in 1990.

In 2000, Molly Weinstein’s son, David C. Weinstein, and his family established the Molly Weinstein Memorial Prize, which is awarded to meritorious graduating seniors who intend to pursue a career in college teaching.

Since the creation of the Molly Weinstein Memorial Prize, David C. Weinstein has contributed $136,900 in gifts to the Queens College Foundation, with a stated intention to continue to make annual gifts toward the Memorial Prize.

In recognition of Molly Weinstein’s contribution to the College and the generosity of her son, David C. Weinstein, the College requests the approval to name the “Molly Weinstein ’77 Seminar Room.”

Report of Faculty, Staff and Administration Committee Chair Ferrer
I would like to share with the Board a brief summary of the third quarterly report to the Committee on Diversity and Inclusion at CUNY, prepared by Vice Chancellor Gloriana Waters' office. The report focused on staff in the major job groupings other than faculty, a total of 11,810 employees representing sixty-one percent of the total University workforce. From July 30, 2016 through February 1, 2017, there was a six percent decline in the executive managerial group and an eleven percent drop among the professional non-faculty ranks. With the exception of secretarial clerical ranks, other job groups declined as well. These numbers may reflect vacancies that occurred during the fall term and are being filled in the spring. Vice Chancellor Waters' office is conducting a comprehensive analysis to identify the reasons for the decline in staff members. Her office also advised the Committee that longitudinal data is now available regarding individuals with disabilities and veterans employed by the University. This information will set the stage for future targeted recruitment strategies in these categories. Once again, however, the Committee found that although many colleges are doing well in their efforts to diversify their workforces, more can and must be done, including holding all who are involved in search processes accountable for promoting diversity and equity at CUNY. Finally, I would like to commend Vice Chancellor Waters and University Dean Arlene Torres of the Office of Recruitment and Diversity, for their sponsorship of the very successful CUNY Faculty Diversity
Conference on March 31st. In that vein, I heartily commend Chancellor Milliken on his appointment of a Presidential Taskforce, whose purpose is to identify impediments to greater faculty diversity and to recommend policy changes to promote it. The next Quarterly Diversity Report will be in June.

6. COMMITTEE ON FACILITIES PLANNING AND MANAGEMENT:
Trustee Brian Obergfell reported that the Committee on Facilities Planning and Management met on April 6, 2017. After approval of the minutes of the February 6, 2017 meeting, the Committee addressed the policy items on the agenda. The Committee then went into Executive Session to discuss real estate matters under current negotiation by the University, during which Mr. Gustavo Ordóñez, Chief of Staff to Vice Chancellor Judith Bergtraum, reported on new projects and updates.

Moved by Trustee Obergfell and seconded by Trustee Ferrer, the following resolution was unanimously adopted:

A. Bronx Community College - Construction Services for Fire Alarm Systems for Multiple Buildings:

RESOLVED, That the Board of Trustees of The City University of New York request the City University Construction Fund to enter into a contract with the firm of Siemens Industry, Inc. to purchase construction services for Fire Alarm Systems at four buildings at Bronx Community College, under the existing New York State Office of General Service Contract. The total cost of all such purchases shall be chargeable to the State Capital Construction Fund, Project No. 3225709999 in an amount not to exceed $4,995,014. The contract shall be subject to approval as to form by the Fund’s General Counsel.

EXPLANATION: The Bronx Community College Fire Alarm Project will consist of the rehabilitation of the fire alarm systems at four (4) campus buildings and a new campus command center. Accordingly, the Fund on behalf of the City University of New York, intends to upgrade the existing fire alarm systems for Meister Hall, Gould Memorial Library, New Hall, and Polowczyck Halls. The proposed vendor will undertake the work under a New York State Office of General Services Contract.
Moved by Trustee Obergfell and seconded by Trustee Chen, the following resolution was unanimously adopted:

B. The City University of New York - Execution of Lease Amendment for 70 Murray Street, 2nd Floor, New York, New York on behalf of Borough of Manhattan Community College:

RESOLVED, That the Board of Trustees of The City University of New York authorizes the General Counsel and Vice Chancellor of Legal Affairs to execute a new lease amendment, along with any associated agreements, for approximately 25,935 rentable square feet of space, at 70 Murray Street, New York, New York, on behalf of Borough of Manhattan Community College. The lease amendment shall be subject to approval as to form by the University Office of General Counsel.

EXPLANATION: Borough of Manhattan Community College has occupied 156,179 rentable square feet of office and classroom space at this location on the Ground Floor, part of the 2nd Floor and the entire 10th, 11th, 12th and 14th Floors since June 2004, pursuant to a lease (the “Master Lease”) that will expire on May 31, 2035. Under the Master Lease, the current annual base rent is $6,648,160 ($42.56/SF).

To accommodate the college’s need for expansion space to house its academic programs, the University will amend the Master Lease to add an additional 25,935/SF of space, bringing the total amount of space under the Master Lease up to 182,114/SF. The additional space is comprised of the balance of the 2nd Floor of the building and will house the college’s ASAP program.

The term for the additional space will be co-terminous with the Master Lease and will start upon substantial completion by landlord of the interior renovations specified by the University. The University will reimburse the landlord for the cost of the renovations. The base annual rent will start at $50.80/SF ($1,317,498) and will increase by $5.00/SF every five years.

Pursuant to the Master Lease, the landlord will continue to be responsible for exterior, structural and roof repairs. In addition, the landlord, at landlord’s cost, will provide cleaning services and be responsible for HVAC maintenance.
Moved by Trustee Obergfell and seconded by USS Chair and Trustee Onyejiukwa, the following resolution was unanimously adopted:

C. The City University of New York - Execution of Lease Amendment for 5030 Broadway, New York, New York, on behalf of Borough of Manhattan Community College and Hostos Community College:

RESOLVED, That the Board of Trustees of The City University of New York authorizes the General Counsel and Vice Chancellor of Legal Affairs to execute a lease amendment, along with any associated agreements, to effect the leasing of an additional 15,000 rentable square feet of space, at 5030 Broadway, New York, New York, on behalf of Borough of Manhattan Community College and Hostos Community College. The lease amendment shall be subject to approval as to form by the University Office of General Counsel.

EXPLANATION: Borough of Manhattan Community College and Hostos Community College have occupied 15,000 rentable square feet of classroom and office space on the ground floor at 5030 Broadway in the Inwood/Washington Heights section of Manhattan since June 2012 pursuant to a lease that will expire on May 31, 2027. Both Borough of Manhattan Community College and Hostos Community College operate educational programs at this location also known as “CUNY in the Heights.” Under the existing lease the current base rent is $35.72/SF and escalates at 2% per annum. Pursuant to the lease amendment, an additional 15,000/SF of adjacent ground floor and second floor space will be added to the lease – for a combined total of 30,000/SF. The additional space provided under this lease amendment will provide the CUNY in the Heights center with needed additional classrooms and support spaces as well as provide office space for the CUNY Xpress center.

The term for the additional space will be co-terminous with the current lease and will start upon substantial completion by landlord of the interior renovations specified by the University. The University will reimburse the landlord for the cost of the renovations. The annual base rent for the additional space will start at $668,550.00 ($44.57/SF) in the first year and escalate 2% every year thereafter.

The Landlord will be responsible for exterior, structural and roof repairs. The University will be responsible for the cleaning and increases in real estate taxes over a base year.

The University has requested the funding necessary for the lease amendment from the City of New York. Execution of the amendment and expansion to the additional space is dependent upon this new funding.
Moved by Trustee Obergfell and seconded by Trustee Clarke, the following resolution was unanimously adopted:

D. **The City University of New York - Execution of Lease for Office Space at 558 Grand Concourse, Bronx, New York, on behalf of Hostos Community College:**

RESOLVED, That the Board of Trustees of The City University of New York authorizes the General Counsel and Vice Chancellor of Legal Affairs to execute a fifteen-year lease, along with any associated agreements, for approximately 25,000 rentable square feet of office space, at 558 Grand Concourse, Bronx, New York, for use by Hostos Community College. The lease shall be subject to approval as to form by the University Office of General Counsel.

**EXPLANATION:** 558 Grand Concourse in The Bronx is a former post office facility now owned by a private developer. The developer is converting the site into a commercial and retailing center. The proposed lease for 25,000/SF of space will allow the college to free up space elsewhere on campus for the purpose of housing classrooms and related functions of its new Accelerated Study in Associate Programs (ASAP) initiative.

The proposed new lease will be for a fifteen-year term and will start upon substantial completion by landlord of the interior renovations specified by the University. The University will reimburse the landlord for the cost of the renovations. The base annual rent will start at $1,125,000 ($45.00/SF) and will incrementally increase every year pursuant to a fixed rent schedule attached to the lease. The base annual rent in the fifteenth and final year of the lease will be $1,406,750.00 ($56.27/SF).

The Landlord will be responsible for exterior, structural and HVAC repairs. The University will be responsible for cleaning and increases in real estate taxes over a base year.

Moved by Trustee Obergfell and seconded by Trustee DiMartino, the following resolution was unanimously adopted:

E. **The City University of New York – Execution of Lease Renewal for Space at 111 Livingston Street, Brooklyn, New York, on behalf of Brooklyn Educational Opportunity Center of New York City College of Technology:**

RESOLVED, That the Board of Trustees of The City University of New York authorizes the Vice Chancellor of Legal Affairs to execute a lease renewal agreement for ten years, along with any associated agreements, for approximately 45,000 rentable square feet of space, at 111 Livingston Street, Brooklyn, New York on behalf of the Brooklyn Educational Opportunity Center administered by New York City College of Technology.
The lease renewal agreement shall be subject to approval as to form by the University Office of General Counsel.

EXPLANATION: The Brooklyn Educational Opportunity Center (the “EOC”) has occupied 45,000 rentable square feet of classroom and office space on the 2nd, 3rd and portion of 4th floors at 111 Livingston Street in Downtown Brooklyn since September 1997 pursuant to a lease that will expire on August 31, 2017. Under the existing lease the current base rent is $40.63/SF and escalates at 2.5% per annum.

The term of the new lease renewal will begin on September 1, 2017 and expire on August 31, 2027. The annual base rent will be $2,092,500 ($46.50/SF) in the first year and escalate 2% every year thereafter. Under the renewal agreement, the landlord will continue to be responsible for exterior, structural and roof repairs. The EOC will continue to be responsible for interior maintenance, electric costs and cleaning. All tenant costs under this lease renewal will be funded by the State University of New York.

Moved by Chairperson Thompson and seconded by Trustee Jill O’Donnell-Tormey, the following resolution was unanimously adopted:

7. SALK SCHOLARSHIPS:

WHEREAS, Created by the Board of Estimate of the City of New York in 1955 to honor the City College graduate who developed the first anti-polio vaccine, the Jonas Salk scholarships are awarded annually to eight graduates of the CUNY senior colleges; and

WHEREAS, The scholarships are awarded to students who have been accepted to a U.S. medical school and have performed scientific research as an undergraduate; and

WHEREAS, The student's research papers are reviewed and recipients are selected for their potential to make significant contributions to medical research; therefore be it

RESOLVED, That the Board of Trustees approve the award of the Jonas E. Salk Scholarships to the following graduates who have been recommended by the Chancellor:

WITH STIPEND
Ma Su Su Aung  Macaulay Honors College at Baruch College
Violeta Contreras Ramirez  City College of New York
Marisol Cortés  City College of New York
Keegan R. Fernandes  College of Staten Island
Anika Nabila  Macaulay Honors College at City College of New York
Olayinka Oladipupo  York College
Christopher Reid  City College of New York
Chairperson Thompson moved to go into Executive Session at 5:23 p.m. The motion was seconded by Trustee Lorraine Cortés-Vázquez.

CONVENING OF EXECUTIVE SESSION
Chairperson Thompson called for an Executive Session pursuant to Section 105, Article 7, of the Public Officers Law, to discuss information relating to current and future investigations. The Board met in Executive Session from 5:25 p.m. to 5:47 p.m.

Moved by Chairperson Thompson and seconded by Trustee Cortés-Vázquez the public session was reconvened at 5:48 P.M.

Moved by Trustee Chen and seconded by Trustee O’Donnell-Tormey, the following resolution was presented and opened for discussion:

8. John Jay College of Criminal Justice - Appointment of President:

Chancellor Milliken stated that it is his distinct honor and personal privilege to recommend to the Board of Trustees the appoint of Karol V. Mason as the fifth President of John Jay College of Criminal Justice. Ms. Mason has had a distinguished career in private legal practice and government service, where she has demonstrated a commitment to values that are at the heart of John Jay College and the University, equal justice and fairness under the law, and support for those who have been marginalized in particular. She has also been deeply involved in higher education as a university trustee. I recommend her as a proven leader who will certainly be an inspiration to CUNY students and take this superb college to great new achievements.

Chairperson Thompson stated that he would like to thank the chairman of the Search Committee, Charles Shorter, and the entire Search Committee for their hard work and dedication in finding such a thoughtful and innovative leader to lead a new era at one of the country’s premier criminal justice and liberal arts institutions. Thank you all!

Trustee Chen read the following resolution:

RESOLVED, That the Board of Trustees of The City University of New York approve the appointment of Karol V. Mason as the President of John Jay College of Criminal Justice, effective August 1, 2017 at a compensation to be recommended by the Chancellor to the Board, subject to financial ability.

EXPLANATION: The Search Committee, Chaired by Trustee Charles A. Shorter, at the conclusion of an extensive national search, recommended three finalists for the presidency of John Jay College of Criminal Justice. The Chancellor is recommending Karol V. Mason as President. Ms. Mason was most recently the Assistant Attorney
General for the Office of Justice Programs at the Department of Justice from June 2013 to January 2017. Previously she served as Deputy Associate Attorney General from April 2009 to February 2012. Ms. Mason also spent almost three decades at Alston & Bird, LLP, a major national law firm, where she chaired the Public Finance Group and was elected to the position of Chair of the Management Committee, the first African American woman to hold such a position in any major national law firm. In addition, Ms. Mason was a Member of the Board of Trustees of the University of North Carolina at Chapel Hill from 2001 to 2009 and Vice Chair of that Board from 2007 to 2009.

Chairperson Thompson asked for a vote. Cal. 8 was adopted.

Chairperson Thompson stated that he would like to congratulate Ms. Karol Mason, the new President of John Jay College, and that he looks forward to working with her.

Statement of Karol Mason, Esq.

Thank you for the opportunity to serve as the next president of John Jay College of Criminal Justice, following in the shoes of current President Jeremy Travis. I was drawn to this opportunity to be part of the John Jay College family because of the high quality of work that I have seen emanate from the College over the past eight years. John Jay College's goals and mission mirror my own philosophy and passions.

For the past three and a half years, I had the privilege of serving as the Assistant Attorney General for the Office of Justice Programs at the U.S. Department of Justice. From this experience, I learned that in order to see long-term positive changes that result in opportunities for all people to lead successful and productive lives, especially those often marginalized and most in need, partnerships and leveraging resources across systems are critical, which is why it is such a joy to become part of the CUNY system. John Jay College has been a leading partner on the national level in addressing so many of the inequities in the criminal justice system. More importantly, the College has been training the next generation of the country's leaders in the criminal justice arena and well beyond.

I am a strong believer in the importance of a liberal arts foundation. The ultimate goal of any institution of higher education is to prepare its graduates to be nimble and adaptable in order to succeed in a rapidly changing world. Because of John Jay College's criminal justice focus, it has the added advantage of exposing thousands of students to the principles of justice, equity, and fairness which will inform their lives whether they ultimately work in the criminal justice system or pursue other careers. The College is educating students, many of whom are the first in their families to attend college, to be critical players in society, with an understanding that access to education, healthcare, and jobs are critical to the success of communities. From the students, who I have had the pleasure of meeting, John Jay College is excelling in its goal of developing fierce advocates for justice on all levels.
John Jay College has the opportunity to raise its already high profile to another level nationally and internationally by serving as a leading voice and convener in bringing others together to focus on years of research to address the inequities in the criminal justice system and to be the leaders in improving the state of forensic science and cyber security. Through strategic partnerships with the students and faculty, other researchers, think tanks, and other advocacy groups, the College has the opportunity to continue the progress that this country has already made in so many areas: (i) creating opportunities for those leaving the prisons and jails to succeed, (ii) ensuring that all young people receive the support that they need in advance to be successful, and (iii) linking across systems, using a public health approach, to ensure that communities are safe, healthy, and happy.

For the past eight years, the Presidential Administration was focused on building the capacity of neighborhoods and communities to partner more effectively with the federal, state and local governments, philanthropic partners and their business communities. This country no longer has a government focused on these goals, but the roadmap to success is not dependent on federal government leadership. Continued progress toward justice involves an investment of time, and a long-term commitment from research works. It involves a will to realign systems in ways that support the success of those in need, and it involves a commitment to continue to test new approaches and carefully evaluate and learn from the results, whether positive or negative.

John Jay College is positioned to be the leader CUNY needs to make sure that it remains focused on advancing justice for those most in need. I am excited to be part of the John Jay College family, as well as the CUNY family, as it creates pathways for success for young people across this country, the city, and the state. Thank you for this wonderful opportunity.

Moved by Chairperson Thompson and seconded by Trustee Clarke the reconvened public session was adjourned at 5:56 P.M.