Board of Trustees Public Meeting and Calendar of Agenda Items
Feb 1, 2021 5:15 PM - 6:15 PM EST

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RESOLUTION TO
Authorize a Contract with NYSERNet.org, Inc. to
Renew Membership in the NYSERNet Research and Education Network
and Services

January 11, 2021

WHEREAS, Researchers rely on high-speed networks to share data, establish remote virtual laboratories, connect to distant equipment and servers, and to meet and collaborate using HD videoconferencing; and

WHEREAS, The City University of New York (CUNY) seeks to support the collaboration needs of its faculty and students by providing access to high speed networks for research and to highly-used collaboration resources such as Internet 2 (I2); and

WHEREAS, NYSERNet has built a 100-gigabit ethernet network for education and research purposes, providing affordable connections across New York to over 50 college and universities, hospitals, museums, libraries, and elementary and secondary schools located in New York, including SUNY Binghamton, SUNY Buffalo, SUNY Stony Brook, Columbia, Cornell, and New York University; and

WHEREAS, NYSERNet’s fiber optic network provides redundant connections to Internet2 and peering with national and international research and education networks, including Canada’s CA*net 4, and the U.S. Department of Energy’s ESnet; and

WHEREAS, NYSERNet is open to any not-for-profit institution, regardless of geographic location, which has a research, education, healthcare or cultural mission; and

WHEREAS, NYSERNet only offers access to its Research & Education Network and related service to its member institutions; and

WHEREAS, The University has been a member institution of the NYSERNet since 1985; and

WHEREAS, No other organization in New York has built or offers a research or education network that delivers this level of connectivity within the NY region; and

WHEREAS, CUNY wishes to enter into an agreement with NYSERNet for a period of five (5) years pursuant to a single source procurement, which was approved by the Office of the State Comptroller, valued at $257,760 per year for a total cost of $1,288,800 for the proposed 5-year term.

NOW, THEREFORE BE IT
RESOLVED, That the Board of Trustees of The City University of New York (the “Board of Trustees”) authorize the General Counsel or his designee, and that they hereby are, and each of them hereby is, authorized to execute, seal, and deliver a contract permitting the University to make expenditures and purchases not to exceed $1,288,800 over a 5 year period, together with any and all agreements, documents, and other instruments related thereto, and to take any and all such other actions, as such officer so acting may deem necessary or appropriate, and that such execution by such duly authorized officer of the University shall be conclusive evidence of his or her authority to perform all such acts and to execute and deliver all such documents and instruments on behalf of the University; and

BE IT FURTHER

RESOLVED, That any subsequent material changes to the terms and conditions of the aforesaid contract shall be submitted to the University Board of Trustees for its consideration and approval.

EXPLANATION: Researchers rely on high-speed networks to share data, establish remote virtual laboratories, connect to distant equipment and servers, and to meet and collaborate using HD videoconferencing. NYSERNet, a non-profit, membership organization, was founded in 1984 to meet the network needs of educational and research institutions in New York. As the only Regional Education Network (REN) provider in NY, NYSERNet provides a 100-gigabit ethernet network for education and research purposes, providing affordable connections across New York to over 50 colleges and universities, hospitals, museums, libraries, and elementary and secondary schools. NYSERNet’s fiber optic network provides redundant connections to Internet2 and peering with national and international R&E networks.

Since NYSERNet is the only regional organization offering these types of services to higher education institutions, a structured competitive process to access or procure these research network services was not feasible. As such, CUNY wishes to enter into an agreement with NYSERNet for a period of five (5) years pursuant to a single source procurement. Services and costs include the following:

<table>
<thead>
<tr>
<th>Service Description</th>
<th>Cost</th>
<th>Term</th>
<th>Total 5-Year Cost</th>
</tr>
</thead>
<tbody>
<tr>
<td>Research &amp; Education (R&amp;E) Network</td>
<td>$12,000 per month</td>
<td>66 Months</td>
<td>$792,000</td>
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<tr>
<td>Equipment cabinet for access to Internet 2 and R&amp;E network</td>
<td>$5,100 per month</td>
<td>68 Months</td>
<td>$346,800</td>
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<tr>
<td>Membership Fee</td>
<td>$30,000 per year</td>
<td>5 years</td>
<td>$150,000</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td></td>
<td></td>
<td><strong>$1,288,800</strong></td>
</tr>
</tbody>
</table>

The NYSERNet network peering services also provides CUNY with the opportunity to build out its Cloud First strategy by enabling high speed, low latency network connectivity between CUNY and a variety of commercial cloud providers including Microsoft Azure which is an integral part of the CUNY plan to deploy and manage Azure cloud services.
Board of Trustees of The City University of New York

RESOLUTION TO
Amend Existing Contract Authorization with CulinArt Group, Inc. to
Provide University-Wide Food Services Operations

January 11, 2021

WHEREAS, At its meeting on June 29, 2020, The City University of New York (CUNY) Board of Trustees authorized the General Counsel or his designee to sign a contract with CulinArt Group, Inc. (CulinArt) to provide food services operations for all of the University's schools and colleges (except the College of Staten Island for as long as it self-operates its food service); and

WHEREAS, Such contract was authorized to have a term, including all renewals, of no longer than fifteen (15) years and to be at no cost to the University; and

WHEREAS, Such agreement would include an $18,000,000 investment by CulinArt in facility improvements, technology (point-of-sale systems, digital ordering, etc.), and food insecurity programs, as well as a profit split pursuant to which CulinArt will split with CUNY any profit above 3% earned by fully operational food service locations at the University, with 80% going to CUNY and 20% to CulinArt; and

WHEREAS, Pursuant to this authorization from the Board of Trustees, the University commenced final contract negotiations with CulinArt; and

WHEREAS, Subsequent to the Board’s authorization, the University determined that the Fall 2020 and Spring 2021 semesters would be conducted in a mainly distance learning modality as a result of the COVID-19 pandemic; and

WHEREAS, During contract discussions between the University and CulinArt, it became apparent that the revenue and expenditure assumptions included in the June 2020 Board Resolution needed to be amended to reflect the impact of COVID-19 and the distance learning modality; and

WHEREAS, As a result of such aforesaid amendments which reflect the impact of COVID-19 on the proposed terms of the CulinArt agreement, the University determined it is in the University’s best interest to expend an amount not to exceed $1.3 million in order secure the outcomes called for under the proposed CulinArt agreement; and
WHEREAS, The University and its Board of Trustees remain committed to promoting the health and well-being of the University community by providing a full range of fresh, nutritious, affordable, and satisfying food and beverages through the management and operation of dining rooms, cafeterias, cafes, concessions, and providing access to healthy, nourishing and affordable food products for all of the University’s students, including those students facing the greatest financial need; and

WHEREAS, The June 29, 2020 Board Resolution stated that any subsequent material changes to the terms and conditions of the aforesaid contract shall be submitted to the University Board of Trustees for its consideration and approval.

NOW, THEREFORE, BE IT

RESOLVED, That the Board of Trustees of The City University of New York authorize the General Counsel or his designee, and that they hereby are, and each of them hereby is, authorized to sign a contract with CulinArt Group, Inc. to provide food services operations for all of the University’s schools and colleges (except the College of Staten Island for as long as it self-operates its food service); and

BE IT FURTHER

RESOLVED, That such contract will have a cost to the University that will not exceed $1.3 million in the aggregate for the first two years of the contract, and thereafter be a profit sharing model at no cost to the University; and

BE IT FURTHER

RESOLVED, That such contract will have a term, including all renewals, of no longer than sixteen (16) years, including a final one-year renewal option to be exercised by the University if necessary to amortize expenses incurred during the first two years of the contract in excess of $1.3 million; and

BE IT FURTHER

RESOLVED, That the Board of Trustees of The City University of New York authorize the General Counsel or his designee, and that they hereby are, and each of them hereby is, authorized to sign any and all other agreements, documents, and other instruments related to the aforesaid contract, and to take any and all such other actions, as such officer so acting may deem necessary or appropriate, and that such signature by such duly authorized officer of the University shall be conclusive evidence of his or her authority to perform all such acts and to sign and deliver all such documents and instruments on behalf of the University; and

BE IT FURTHER

RESOLVED, That any subsequent material changes to the terms and conditions of the aforesaid contract shall be submitted to the University Board of Trustees for its consideration and approval.
EXPLANATION: The Board of Trustees of the City University of New York approved a resolution at its June 29, 2020 meeting that authorized the University to enter an agreement with CulinArt to provide food service operations to its' colleges. With the authorization, the University entered into final contract negotiations with CulinArt. The subsequent decision by the University to conduct the Fall 2020 and Spring 2021 semesters through a distance learning modality, as a result of the COVID-19 pandemic, made it apparent to both the University and the vendor that the proposed financing assumptions needed to be reworked. In order to recognize the lower revenue base for the first two years of the agreement, and to ensure that University students have as many affordable and healthy food service options when they return to a more traditional learning environment, the University is committing to spend up to $1.3 million in the first two years of the agreement with CulinArt. Any additional expenses above the $1.3 million in the first two years of the agreement will be borne by CulinArt, and may be amortized over the life of the contract, with the University having the option to add an extra year to the agreement if needed.

At present, the University's food service operations are handled at the college level through multiple contracts between the campus auxiliary enterprise corporations and a number of different vendors. Under the proposed contract, CulinArt will service every University campus (with exception of the College of Staten Island, as long as it self-operates its food service), including those that do not currently have food service. Each college will work with CulinArt to determine the type of service to be provided at its campus, which can include traditional cafeteria-style dining, faculty dining rooms, coffee/snack bars, pop-up cafes, and grab & go stations, among others.

CulinArt’s proposal includes an $18,000,000 investment in the University, comprising of:

- $16,000,000 in facility improvements, technology, pre-opening and transition expenses.
- $2,000,000 to support students who are food insecure through the issuance of prepaid declining balance cards useable at campus food locations to needy students identified by the college.

CulinArt’s investment will be amortized over the term of the contract, and should the University terminate the contract early, it will be responsible for reimbursing CulinArt for the undepreciated portion of the investment.

After the first two years of the contract, the vendor will operate food service operations on a profit and loss with profit split basis. The vendor will collect all gross sales and pay all operating costs. If in any year, operating costs exceed gross sales, the vendor shall be solely responsible for the loss. If in any year the food service operations generate annual profit in excess of 3% of gross sales, the vendor will pay to the University an amount equal to 80% of the annual profit in excess of the 3%, and vendor shall retain an amount equal to 20%. CulinArt will provide the University and the colleges with monthly and annual operating and sales reports and other information to enable the University to monitor and audit the food service operations.
WHEREAS, The City College of New York (the “College”) of The City University of New York (the “University”), requires preventive maintenance services and ongoing repair work for its elevators; and

WHEREAS, The Advanced Science Research Center (“ASRC”) and the City College Center for Discovery and Innovation (“CDI”) has eight (8) elevators that require preventive maintenance and ongoing repair services, including inspections, adjustments, lubrications, and proprietary software updates, testing, and the repairs and replacements of parts necessary to keep the elevators in good working order (same speed, safety, and efficiency) on a regular basis, along with the time and materials work to update and upgrade the equipment pursuant to The City of New York’s latest regulations; and

WHEREAS, The foregoing routine maintenance services and upgrade work are required to properly maintain and operate such equipment; and

WHEREAS, These elevators were installed by the manufacturer as part of the construction of the ASRC and CDI, facilitated by the Dormitory Authority of the State of New York and operate using propriety software; and

WHEREAS, The College issued a competitive Invitation for Bids seeking responses from interested qualified contractors for these maintenance services; and

WHEREAS, The College conducted a Pre-Bid meeting so that all interested Bidders had an opportunity to inspect and review the contract’s scope of work with the College; and

WHEREAS, The College received one bid in response to its competitive solicitation; and
WHEREAS, The College has selected, pursuant to law and University policies, a contractor who was responsive, demonstrated the requisite qualifications, and offered a fair and reasonable bid price.

NOW, THEREFORE, BE IT

RESOLVED, That the Board of Trustees of the City University of New York (the “Board of Trustees”) authorize the General Counsel or his designee, and that they hereby are, and each of them hereby is authorized to sign and deliver a contract with Fujitec America, Inc. permitting the University, in the name of and on the College’s behalf, which, among other things, authorizes expenditures and purchases not to exceed $1,927,300 over a period of five (5) years, together with any and all agreements, documents, and other instruments related thereto, and to take any and all such other actions, as such officer so acting may deem necessary or appropriate, and that such signature by such duly authorized officer of the University shall be conclusive evidence of his or her authority to perform all such acts and to sign and deliver all such documents and instruments on behalf of the University; and

BE IT FURTHER

RESOLVED, That any subsequent material changes to the terms and conditions of such contract hereby approved by the Board of Trustees shall be submitted to the University Board of Trustees for its consideration and approval.

EXPLANATION: The College requires preventive elevator maintenance and repair work services for eight (8) elevators in the Advanced Science Research Center (“ASRC”) and the City College Center for Discovery and Innovation (“CDI”), on the College’s “South Campus.” These elevators were installed by the manufacturer on behalf of the Dormitory Authority of the State of New York (DASNY), which facilitated the construction of the ASRC and CDI buildings prior to their opening in Fall 2014.

Maintenance services include all inspections, adjustments, lubrications, tests, parts replacement, and repairs necessary to keep the elevators in use at their initial performance ability (same speed, safety, and efficiency) and as originally specified by the equipment manufacturer. These services are vital to the operation of the buildings, where graduate and undergraduate level scientific research work is completed, as well as to the health and safety of the College’s students, faculty, and staff. The proposed contract ensures continuity of services for the operations of elevators at these two buildings. This contract ensures that the College continues to be in compliance with the relevant City of New York regulations regarding elevator safety.

Upon receiving a single bid for this project, the College conducted a thorough post-bid analysis to determine the reasons other vendors did not submit a bid. This analysis, which included conversations with initially interested vendors, confirmed that other vendors did not deem the project to be financially viable or in their company’s best interests due in large part to the proprietary nature of software, which is essential to the
elevators’ operation. Notwithstanding, the pricing proposed by Fujitec is fair and reasonable as demonstrated by a review of previous College contracts for a similar scope of work. Moreover, contracts for similar work on New York State Office of General Services’ centralized agreements also shows that the costs proposed by Fujitec are comparable and reasonable. The proposed contract with Fujitec is also both operationally and fiscally beneficial to the University. Specifically, by entering into a fixed price agreement over the entire term of the contract, the College can maintain continuity of services and avoid escalation of costs, thereby ensuring that the College can properly budget for critical building maintenance funds in future fiscal years.
Board of Trustees of The City University of New York

RESOLUTION TO
Authorize a Per Credit Tuition Rate
for the Doctor of Medicine in Medical Education
City College

January 11, 2021

WHEREAS, The CUNY School of Medicine (CSOM) does not currently offer per credit tuition for its Doctor of Medicine (MD) program which is designed as a full-time curriculum for which students are expected to enroll full-time; and

WHEREAS, A student’s academic progression may be interrupted or decelerated in a given semester to enable a student to address academic deficiencies or other extenuating personal circumstances that prevent the student from proceeding into a subsequent semester on a full-time basis; and

WHEREAS, CSOM desires to facilitate an affected student’s ability to undertake part-time study for a prescribed period of time as determined by the Student Academic Progress Committee without incurring the financial burden of the MD program’s current full-time tuition; and

WHEREAS, Most graduate programs at the University offer a per credit rate for part-time study.

NOW, THEREFORE, BE IT

RESOLVED, That the City College of New York adopts a per-credit tuition rate for the Doctor of Medicine (MD) program, effective the Fall 2021 semester that will be $985 per credit for In-State (“Resident”) students and $1,640 per credit of Out-of-State (“Non-Resident”) students; and

BE IT FURTHER

RESOLVED, That any subsequent changes in tuition adopted by the University Board of Trustees will be ratably applied to the tuition rates noted above; and
BE IT FURTHER

RESOLVED, That part-time enrollment in a given semester will be permissible solely upon the approval and at the discretion of the CSOM Student Academic Progress Committee, on a case-by-case basis and primarily for the purpose of enabling a student to engage in supplementary or prescriptive coursework to address academic deficiencies, to repeat a failed course which prevents the student’s progression into a subsequent semester, or in response to extenuating personal circumstances that warrant part-time study for a prescribed period of time.

EXPLANATION: The CUNY School of Medicine presently lacks a per-credit tuition rate. As a result, MD program students who may require a decelerated semester to address academic deficiencies or extenuating personal circumstances will incur a full-time tuition debt for that semester. A per-credit tuition will reduce the financial debt incurred by affected students who must undertake part-time study for a prescribed period. The proposed per credit rate is equal to the current total full-time medical school tuition divided by the total number of required program credits. The Medical School curriculum covers 169 credits over 4 years, for an average of 42.25 per year, or 21.12 per semester. With the full-time resident tuition rate being $20,800 per semester, the per credit rate equates to $985 for resident students, and $1,640 per credit for non-resident students, who are charged a full-time semester rate of $34,630.
Board of Trustees of The City University of New York

RESOLUTION TO

Approve the Fiscal Year 2021-2022 Budget Request

January 29, 2021

WHEREAS, The City University of New York (the “University”) seeks to continue its strong commitment to provide the people of New York City and State with affordable access to educational services of the highest quality; and

WHEREAS, The University plays an active role in the State and City of New York’s efforts to respond to the COVID-19 pandemic and jumpstarting New York’s economic resurgence; and

WHEREAS, The University continues its public service mission by expanding workforce training and helping address societal inequities by creating access to economic opportunities for all; and

WHEREAS, The University supports Governor Andrew M. Cuomo’s FY2022 budget proposal to extend the predictable funding plan for both The City University of New York and the State University of New York that will continue to protect students from tuition spikes and provide our public colleges with additional resources to invest in college affordability and student success; and

WHEREAS, The University is dedicated to protecting public resources and ensuring streamlined operations in order to deliver better services and channel resources towards the expansion and strategic development of the academic programs and services that are needed to fulfill its mission.
NOW, THEREFORE, BE IT

RESOLVED, That subject to the availability of resources, the University seeks additional funds for Fiscal Year 2021-2022 of $29.7 million from the State of New York and $48.0 million from the City of New York to cover investments to address the pandemic and support the rebuilding of the New York economy; and

BE IT FURTHER

RESOLVLED, That subject to the availability of resources, and to further the University’s mission, the University seeks $125 million for capital projects that would transition its IT systems to cloud-based solutions and provide upgrades to science labs University-wide.

NOTE: The draft University Budget Request for Fiscal Year 2021-2022 is on file in the Office of the Secretary of the Board and at FY2022-Budget-Request.pdf (cuny.edu)

EXPLANATION: The Fiscal Year 2021-2022 Budget Request was crafted with the single purpose of keeping University’s strength and resiliency at the forefront, as the University partners with the State and City of New York to continue to combat the effects of the pandemic, rebuild our economy, prepare our students and invest in our facilities for the future challenges ahead.
RESOLUTION TO
Establish a Program in Advertising
Leading to the Bachelor of Science Degree
at Queens College of
The City University of New York

January 11, 2021

WHEREAS, Changes in how media companies generate revenue have fundamentally
shifted due to an increase digital and social media, creating an environment in which it is
not sufficient for students to learn only the basic tools of advertising copywriting, which
are still rooted in the print-media model; and

WHEREAS, Per labor market demand and demonstrated student interest, Queens
College intends to offer a B.S. degree in Advertising in order to prepare students for their
pursuit of careers or advanced degrees in advertising, strategic communication, or media
studies within the current and developing media landscapes; and

WHEREAS, The B.S. in Advertising program will appeal to students across disciplines,
notably those in business-oriented and art-based disciplines, and will offer students
courses in the practices of advertising and marketing, theory, history, and critical thinking,
as well as the option to pair their work with a minor in data analytics; and

WHEREAS, Students graduating with an advertising degree will be well-positioned to
work in marketing, broadly, as New York City is the marketing and advertising capital of
the world with more than 6,500 professionals currently employed in this industry, with an
expected above-average growth rate of 10 percent; and

WHEREAS, Enrollment in the the B.S. in Advertising program will positively affect
College-wide enrollment, as this is an interdisciplinary major that can fulfill credits in
anthropology, sociology, and economics, and will contribute to the improvement of
retention and graduation rates at the College; and

WHEREAS, Queens College will facilitate student success in alignment with the
strategic plan in a number of ways, including reinforcing the established relationship
with the leading industry trade organization Advertising Education Foundation (AEF), which will facilitate internships and employment for graduates; and

WHEREAS, Since the new full-time faculty needed for this program will be filled through the replacement of a retirement in the department, the costs of the program will be minimal and potential additional revenue created by the existence of this professionally oriented program will likely help to defray expenses.

NOW, THEREFORE, BE IT

RESOLVED, That the proposed program in Advertising leading to the Bachelor of Science degree at Queens College of The City University of New York, be presented to the New York State Education Department for their consideration and registration in accordance with any and all regulations of the New York State Department of Education, effective February 2, 2021 subject to financial ability.

EXPLANATION: The proposed program will serve the University’s mission to prepare its diverse population of students for the future of work in advertising allowing them to develop the necessary skills for academic and professional advancement in this fast-growing area, while ensuring equity and access to this vital professional field. In addition, the program will reinforce the mission of Queens College, which aims to “prepare students to become leading citizens of an increasingly global society.”
Board of Trustees of The City University of New York

RESOLUTION TO
Establish a New Interdisciplinary Center for Advanced Technology and Communication in Health (CATCH) at The City University of New York Graduate School of Public Health and Health Policy

January 11, 2021

WHEREAS, Health and public health are complex systems, existing across many disciplines, and new technologies can be utilized to support product developers, health professionals, health care administrators, policymakers, the general public, and others in better understanding and communicating key issues, and ultimately improving decision making in these multifaceted domains; and

WHEREAS, The mission of the Center for Advanced Technology and Communication in Health (CATCH) at the The City University of New York Graduate School of Public Health and Health Policy (CUNY SPH) is to develop and implement new technologies and approaches to inform decision making in the health and public health arena; and

WHEREAS, CATCH will aim to be at the leading edge of researching, developing, and implementing technologies that will help better understand, address, and communicate the complexities of health and public health systems; CATCH will connect a variety of disciplines and leaders who have not traditionally worked in health (e.g., computer science, mathematics, engineering) with researchers who bring decades of health-related experience; and

WHEREAS, Currently, no such Center at CUNY SPH connects advanced technologies with new forms of communications to support health and public health related decision making. CATCH will help leverage the School’s wide range of expertise and serve as a hub to bring together relevant research, teaching, and outreach efforts; and

WHEREAS, CATCH will bring together a range of disciplines that will allow the center to apply systems approaches to an array of health and public health issues that the team of interdisciplinary experts will work to address, and this diversity will allow for a wide range of topics to be explored, culminating in results that can be translated to stakeholders, policymakers, and the general public through communication efforts; and
WHEREAS, CATCH will adhere to the Board of Trustees Policy 1.09 – Guidelines for Centers, Institutes, Consortia and Special Programs as the proposal (1) provides a justification for the creation of the center that details the significance of the contributions the center is intended to make, (2) presents a thorough strategic plan, including a mission statement, a detailed plan of the scope of activities, information about annual reporting and regular evaluation, (3) presents a staffing plan that includes an organizational chart, curriculum vitae of proposed staff members, and a succession plan including specification and enforcement of term limits, and (4) presents a detailed plan for obtaining external sources of funding and becoming self-sufficient, building on the Center Director's successful track record in fundraising.

NOW, THEREFORE, BE IT

RESOLVED, That the establishment of the Center for Advanced Technology and Communication in Health at the The City University of New York Graduate School of Public Health and Health Policy be approved by the CUNY Board of Trustees, effective February 2, 2020.

EXPLANATION: CATCH will be a leading edge and valuable hub for research in health and public health issues, and provide a vital resource for researchers across disciplines, as well as health care and computer science professionals. CATCH will also augment The City University of New York’s role as one of New York City’s most important anchor institutions, providing an indispensable resource of health-related research that will have a significant positive impact on the City and State region.
RESOLUTION TO
Approve the Actions in the CAPPR Dashboard
January 11, 2021

WHEREAS, The Board of Trustees of the City University of New York (the “University”) who serve on the Committee of Academic Policy, Programs, and Research approve a range of academic actions presented by the Office of Academic Affairs before these actions go to the full Board of Trustees; and

WHEREAS, Proposed academic actions are submitted to the CAPPR committee for approval either through individual resolutions or in summary form; and

WHEREAS, Individual resolutions are submitted to the CAPPR committee in the case of new academic degree programs, university-wide academic or research policy, transfer of degree-granting authority, the establishment or closing of departments, and the establishment of university-wide institutes; and

WHEREAS, A summary report is submitted to the CAPPR committee in the case of changes to existing academic degree programs that require New York State Education Department approval, the creation of new certificate programs and new degree programs from existing programs, the establishment of campus-based policy, and the inclusion of approved courses in general education; and

WHEREAS, Members of the CAPPR committee have requested that the summary report be presented in a dynamic, interactive dashboard that helps to visualize academic activity from the previous month and over time; and

WHEREAS, The Office of Academic Affairs introduced its CAPPR Dashboard during the CAPPR meeting on October 7, 2019 and will continue to provide updated dashboards at every committee meeting.

NOW, THEREFORE, BE IT

RESOLVED, That the actions in the CAPPR Dashboard be approved effective February 2, 2021.
**NOTE:** The Academic Board Report for the February 2021 Board meeting is on file in the Office of the Secretary of the Board and at Committee-on-Academic-Policy-Programs-and-Research-Report-February-2021.pdf (cuny.edu)

**EXPLANATION:** Routine academic matters, local academic policies, and course inclusions in the University’s general education program are presented to the Committee of Academic Policy, Programs, and Research in summary form. The new CAPPR Dashboard makes it possible for Trustees to interact with this summary data. Using the new dashboard format, Trustees are able to manipulate and explore graphic representations and charts of the academic activity from the previous month and over time using various tools and filters.
RESOLUTION TO

Approve the Committee on Faculty, Staff
and Administration Report

January 11, 2021

WHEREAS, The colleges and University central office appoint faculty, executives, and staff to ensure academic and administrative operations continue seamlessly and new initiatives are implemented effectively; and

WHEREAS, Faculty are evaluated and reappointed on a systematic basis, sometimes resulting in the awarding of tenure, in order to retain superior faculty; and

WHEREAS, Faculty are granted fellowship leave in order to conduct research, improve their teaching, or conduct creative work, thereby improving the students’ experience and university’s success; and

WHEREAS, Other personnel actions, including executive level appointments, appointments of named chair, appointments waiving bylaws requirements, and appointments with 211 waivers and 212 notices, are considered as appropriate to guarantee University and campus goals and commitments are achieved.

NOW, THEREFORE, BE IT

RESOLVED, That the CFSA Report prepared by the Office of Human Resources Management and presented, be approved effective March 1, 2021.

NOTE: The CFSA Report for the February 2021 Board meeting is on file in the Office of the Secretary of the Board and at RTF Template (cuny.edu)
RESOLUTION TO
Name the James M. and Cathleen D. Stone Distinguished Chair in Socio-Economic Inequality at The Graduate Center

January 11, 2021

WHEREAS, James M. and Cathleen D. Stone are long-standing and generous supporters of The Graduate Center, having donated $4,860,000 to The Graduate Center Foundation to date; and

WHEREAS, James M. Stone—who holds a Ph.D. in Economics from Harvard University and has achieved success as the Founder, Chairman and Chief Executive Officer of the Plymouth Rock Group of Companies—has an abiding interest in issues of economic and public policy; and

WHEREAS, The Stones have demonstrated a philanthropic commitment to academic study on the issues of socio-economic inequality in general, and wealth inequality specifically, by establishing distinguished centers at five prominent universities; and

WHEREAS, In 2016 the Stones committed to providing vital funding for the Luxembourg Income Study (LIS) Center at The Graduate Center (with the understanding that the Center would be renamed, subject to CUNY's approval) and over the course of five years, the Stones directed donations totaling $2,500,000 to the Graduate Center Foundation; and

WHEREAS, On October 26, 2016, the Board of Trustees of The City University of New York approved the renaming the LIS Center at The Graduate Center, The James M. and Cathleen D. Stone Center on Socio-Economic Inequality; and

WHEREAS, Between 2017 and 2020, the Stones have given three additional gifts to the Stone Center to complement their original investment, bringing their total support to $4,860,000; and
WHEREAS, In December 2020, The James M. and Cathleen D. Stone Foundation, Inc. reaffirmed their commitment to the study of socio-economic inequality at the University and pledged $8,500,000 to The Graduate Center Foundation to fund the continued operations of the Stone Center and an additional $1,000,000 to endow the Center’s Chair—a position to be held by its Director; and

WHEREAS, The James M. and Cathleen D. Stone Foundation, Inc. will satisfy both portions of this pledge with five annual payments of $1,900,000 on or before December 31, 2025, in accordance with the Naming Opportunities Policy.

NOW, THEREFORE, BE IT

RESOLVED, That the Board of Trustees of The City University of New York approves the naming of the James M. and Cathleen D. Stone Distinguished Chair in Socio-Economic Inequality at the James M. and Cathleen D. Stone Center on Socio-Economic Inequality at The Graduate Center.

EXPLANATION: To celebrate and honor The Stones’ generous and sustained support of academic study on the issues of wealth and socio-economic inequality, The Graduate Center enthusiastically recommends the continued naming of the James M. and Cathleen D. Stone Center on Socio-Economic Inequality and its Distinguished Chair at The Graduate Center.
RESOLUTION TO
Name the Diana King Memorial Endowed Scholarship at Hunter College

January 11, 2021

WHEREAS, The Charles and Lucille King Family Foundation was established in 1988 by Diana King, the daughter of Charles and Lucille, and has since supported individuals, organizations, and institutions committed to educational excellence and professional development; and

WHEREAS, Following the death of Diana King on January 5, 2019, the Board of the King Family Foundation made a decision to disperse the remaining foundation funds to institutions that align with its mission to support and invest in deserving and promising students; and

WHEREAS, On October 6, 2020, The Charles and Lucille King Family Foundation committed $450,000 to the Hunter College Foundation to create an endowed scholarship that will support students described as “talented artists and storytellers with a passion and talent for the cinematic, television, and media arts who are in excellent academic standing and who have demonstrated financial need” with preference for “rising undergraduate juniors, rising undergraduate seniors, and/or graduate students in their final year of study”; and

WHEREAS, The commitment has been fully satisfied and the total amount of $450,000 has been received by the Hunter College Foundation, with the donation in full alignment with the Board of Trustees Policy 8.04 – Naming Opportunities.

NOW, THEREFORE, BE IT

RESOLVED, That the Board of Trustees of The City University of New York approves the naming of the Diana King Memorial Endowed Scholarship.

EXPLANATION: To celebrate and honor the memory of Ms. Diane King, the Founder, President, and Chair of The Charles and Lucille King Family Foundation, Hunter College enthusiastically recommend the naming of the Diana King Memorial Endowed Scholarship.
Board of Trustees of The City University of New York

RESOLUTION TO
Accept a Bequest from Theresa Siegel Maitinsky

January 11, 2021

WHEREAS, Theresa Siegel Maitinsky bequeathed her Franklin Templeton Account, valued at $1,077,580.92 as of August 25, 2020, to Lehman College (the "Bequest") to be used for scholarships; and

WHEREAS, In accordance with the Board of Trustees Policy 3.05 – Trust and Gift Funds, Acceptance and Administration, Lehman College requires approval of the Board of Trustees for acceptance of the Bequest on behalf of the College.

NOW, THEREFORE, BE IT

RESOLVED, That the Board of Trustees of The City University of New York, on behalf of Lehman College, accept the Bequest pursuant to the Last Will and Testament of Theresa Siegel Maitinsky, for the purpose of scholarships; and

BE IT FURTHER

RESOLVED, That the Board of Trustees of the City University of New York authorize the General Counsel or his designee, and that they are, and each of them hereby is, authorized to execute, seal, and deliver any documents necessary to accept the Bequest on behalf of Lehman College.

EXPLANATION: To provide scholarship funds for Lehman College students and to ease the administration of such funds, Lehman College recommends the acceptance of the Bequest from Theresa Seigel Maitinsky.
WHEREAS, Professor Annette Saddik is renowned scholar and public intellectual with exceptional expertise in modern American drama and Tennessee Williams; and

WHEREAS, Professor Saddik has published three single-authored books, one edited book and over 40 essays; and

WHEREAS, In addition, Professor Saddik has given over 50 invited lectures and keynotes around the world in the past ten years; and

WHEREAS, Professor Saddik has been awarded the 2019-20 Honorary Chair Professor of the School of Foreign Studies, Hunan University of Science and Technology in Xiangtan, China; a Short-Term Guest Professorship at The Catholic University of Eichstätt-Ingolstadt in Bavaria, Germany in 2018; and the 2015 McAndless Distinguished Professor Award, Eastern Michigan University; and

WHEREAS, Professor Saddik has also made significant contributions to the theatre world, including serving as a dramaturg, a commentator, and a judge for the Lucille Lortel Awards; and

WHEREAS, As one of her reviewers notes, Saddik “is one of the most challenging and independent-minded theatre scholars I know. Continuously questioning contemporary theatre and performance in the light of contemporary theory and philosophy, Annette Saddik shows not only a deep mastery of her field in theatre and performance studies but also an impressive capacity to convoke the most challenging theoretical concepts to go deeper in the analysis of aesthetic forms. Her analyses of Tennessee Williams’s late plays, from her first monograph on “their critical reception” onwards, have been ground-breaking.”; and
WHEREAS, Dr. Annette Saddik joined The New York City College of Technology as an Associate Professor in the Department of English in 2002 and was promoted to Full Professor in 2008 and appointed a permanent member of the doctoral faculty in Theatre in 2011. Prior to serving at the University, Dr. Saddik taught at Eastern Michigan University from 1998 to 2002 and was awarded tenure and promoted to Associate Professor in 2001. Dr. Saddik earned her Ph.D. and M.A. in English Literature and a B.A. with high honors from Rutgers University.

NOW, THEREFORE, BE IT

RESOLVED, That the Board of Trustees of The City University of New York appoint Dr. Annette Saddik as Distinguished Professor at The New York City College of Technology effective March 1, 2021, with compensation of $28,594 per annum in addition to her regular academic salary, subject to financial ability.

EXPLANATION: Dr. Annette Saddik is an internationally respected scholar in her field who is performing vital research concerning one of the nation’s most important writers in modern history. She is also performing teaching and mentorship of the highest caliber and has long been an asset to The City University of New York. The New York City College of Technology and The City University of New York will be well-served by Professor Annette Saddik’s appointment as Distinguished Professor.
WHEREAS, Professor Miranda Fricker is a renowned scholar of moral philosophy, theory of knowledge and feminist philosophy; and

WHEREAS, Professor Fricker has published six books and edited volumes and 30 peer-reviewed articles and book chapters; and

WHEREAS, In addition, Professor Fricker has given over 90 lectures in the U.S. and internationally since 2012; and

WHEREAS, Five international conferences held in the Netherlands, England, Boston, Croatia and Germany were focused on Professor Fricker’s work between 2012 and 2014; and

WHEREAS, Professor Fricker was appointed an Honorary Doctor of Letters at the University of Kent at Canterbury and an Honorary Professor at the University of Sheffield in 2018, elected a Fellow of the British Academy in 2016, and appointed moral philosopher on the Spoliation Advisory Panel, a U.K. government panel that resolves claims from families that lost property during the Nazi era, in 2015; and

WHEREAS, As one of her reviewers notes, Professor Fricker’s “contributions to epistemology have been nothing short of ground breaking. It is important to understand that Anglophone philosophy in general, and epistemology in particular, has not engaged work in feminist philosophy to the degree one might have hoped. Fricker’s book Epistemic Injustice has changed that. I would say that is has prompted the most fruitful and exciting research program in mainstream epistemology for decades. It has fired up graduate students, disrupted longstanding paradigms and literally changed the trajectory of the sub-field”; and
WHEREAS, Dr. Fricker joined The Graduate Center as Presidential Professor in 2018. Prior to this appointment, she was Professor of Philosophy at the University of Sheffield served as Reader, Senior Lecturer and Chair of the Philosophy Department at the University of London. Dr. Fricker earned her Ph.D. from the University of Oxford, an MA in Women’s Studies with distinction from the University of Kent at Canterbury and a BA with honors from Pembroke College in Oxford.

NOW, THEREFORE, BE IT

RESOLVED, That the Board of Trustees of The City University of New York appoint Miranda Fricker as Distinguished Professor of Philosophy at The Graduate Center effective March 1, 2021, with compensation of $28,594 per annum in addition to her regular academic salary, subject to financial ability.

EXPLANATION: Professor Fricker has a long and internationally renowned career in her field and is conducting scholarship and teaching of the highest caliber. The Graduate Center and The City University of New York will be well-served by Professor Fricker’s appointment as Distinguished Professor.
Board of Trustees of The City University of New York

RESOLUTION TO
Appoint of José Miguel Martínez Torrejón as Distinguished Professor at Queens College

January 11, 2021

WHEREAS, Professor José Miguel Martínez Torrejón is an internationally recognized scholar of the literatures and cultures of Renaissance Spain, Colonial Latin America and Renaissance Portugal; and

WHEREAS, Professor Martínez Torrejón has published 10 books and monographs and 40 articles; and

WHEREAS, In addition, Professor Martínez Torrejón has given over 50 lectures and keynotes in the U.S. and internationally; and

WHEREAS, Professor Martínez Torrejón has been awarded the Fundação Luso-Americana para o Desenvolvimento Fellowship seven times between 1997 and 2018 and the Fundação para a Ciência e a Tecnologia Fellowship in 2000; and

WHEREAS, Professor Martínez Torrejón’s expertise led to invitations to participate in the Program of Cultural Cooperation between the Spanish Ministry of Culture and United States Universities in 1993 and 2008, the Fundação Calouste Gulbenkian in 2007 and the Instituto Camões Programa Pessoa in 2011; and

WHEREAS, As one of his reviewers notes, “It would be no exaggeration to say that one cannot consider oneself a scholar of early modern or medieval Spanish literature if one has not read his (Martínez Torrejón’s) scholarship or used his editions. Among the dissertations I have directed or graduate students I have taught or advised in the field of colonial Latin American literature, it is fair to say that nearly every single one has cited the work of Professor Martínez Torrejón. Moreover, as an editor of Modern Language Notes and member of the PMLA editorial board, I cannot recall seeing a submission dealing with the important colonial author and early advocate of human rights Bartolome de las Casas that did not cite one of Professor Martínez Torrejón’s critical edition of his Brevísima relación. This edition has achieved such renown that it has been reissued
on three separate occasions, the most recent under the auspices of the *Real Academia Española*, making it de facto the definitive edition and study."; and

**WHEREAS**, Dr. Martínez Torrejón joined Queens College as an Assistant Professor in 1997 and was promoted to Associate Professor and then Professor in 2005. Prior to his time at CUNY, he was an Assistant Professor at Columbia University from 1990 to 1996. Dr. Martínez Torrejón earned his Ph.D. in Spanish and Portuguese from the University of California, Santa Barbara and his Licenciado in Spanish Philology from Universidad Autónoma de Barcelona.

**NOW, THEREFORE, BE IT**

**RESOLVED**, That the Board of Trustees of The City University of New York appoint José Miguel Martínez Torrejón as Distinguished Professor at Queens College effective March 1, 2021, with compensation of $28,594 per annum in addition to his regular academic salary, subject to financial ability.

**EXPLANATION**: Dr. Martínez Torrejón is an internationally renowned scholar whose decades-long work is regularly cited by other scholars who understand he is at the forefront of research in his field and an indispensable voice in literary studies. Queens College and The City University of New York will be well-served by Professor Martínez Torrejón's appointment as Distinguished Professor.
WHEREAS, Dr. Adam Sheffer received his Ph.D. in 2014 and is starting his fourth year at Baruch, where he arrived after completing a three-year post-doctorate at the California Institute of Technology; and

WHEREAS, Last year he was a recipient of the Henry Wasser Award from the CUNY Academy, presented yearly to assistant professors in recognition of outstanding research, or potential for such, in the humanities or sciences; and

WHEREAS, Dr. Sheffer is the recipient of a current NSF grant ($155,359) as well as a PSC-CUNY grant, and is presently working on a $270,000 NSF REU proposal, which Baruch expects will have significant merit; and

WHEREAS, In the summer of 2020, Dr. Sheffer initiated a new type of collaborative undergraduate research program supporting over 300 math majors who are homebound as a result of the COVID-19 pandemic and including students from the City University of New York, Yale, and a wide range of other national and international institutions; and

WHEREAS, Dr. Sheffer has a stellar publication record, with twenty-three articles appearing in excellent journals, and two more in submission; his coauthors are a veritable who’s who in combinatorial and discrete geometry and his online notes on polynomial methods and incidence theory were being used by a number of colleagues across the country; he was approached by and is now under contract with Cambridge University Press to publish these notes as a book to be entitled Polynomial Methods and Incidence Theory; and

WHEREAS, The usual department publication requirement for tenure and promotion is about one publication per year in a first-rate journal, or about seven accepted papers; therefore, it is clear Dr. Sheffer is an exceptional candidate, and would receive tenure and promotion at any major university at this time in his career; and
**WHEREAS**, Dr. Sheffer is among the very best young researchers in his field and is a superb teacher, having received the best teacher award at Cal Tech, and his courses being in high demand at Baruch, and Dr. Sheffer has been a mentor to students at Baruch, working with them on research projects, providing general advice about their future and encouraging more women into the discipline.

**NOW, THEREFORE, BE IT**

**RESOLVED**, That Dr. Adam Sheffer be retroactively awarded tenure in Department of Mathematics at Baruch College, effective September 1, 2021 with an application of Bylaw 6.2.c(2), subject to financial ability.

**EXPLANATION**: Dr. Adam Sheffer is a celebrated expert and researcher in his field and has produced work of the highest caliber, while demonstrating himself as one of the most vital members of his department. He is producing scholarship, teaching, and mentorship of the most exceptional level in service to the University’s mission and he will be highly sought after by other educational institutions; therefore, Baruch College should make every effort to retain him before he is lost to a competing institution.
WHEREAS, Dr. Jacob Collins has received unanimous and strong support for promotion and early tenure from both the Department of History and from The College of Staten Island Personnel and Budget Committees; and

WHEREAS, The department’s most important scholarly benchmark for promotion and tenure is the publication of a book or monograph, and Dr. Collins achieved this goal with *The Anthropological Turn: French Political Thought after 1968* (University of Pennsylvania Press 2020), and has a second book under contract with Verso Press; and

WHEREAS, Since coming to The College of Staten Island, Dr. Collins has also had two journal articles published in *New Left Review*, a journal for which he also serves as a member of the editorial board, as well as an article in *Modern Intellectual History*, with another journal article forthcoming in *History of Human Sciences*, as is a book chapter in a Manchester University Press volume titled *France and the World*; and

WHEREAS, Dr. Collins has garnered excellent student and peer evaluations for his teaching, which has included nine different course preparations and focuses heavily on first-year and lower-division courses, but also includes upper-division and master’s level instruction; and

WHEREAS, Dr. Collins also developed a new, innovative history course, New Approaches to History, which focuses on looking at contemporary approaches to historical thought and encourages writing and critical thought; and

WHEREAS, Dr. Collins has served a year as Deputy Chair, maintaining the department’s web and social-media presences, while spending two years as Co-chair of the Alpha Theta Honors Society; and
WHEREAS, Dr. Collins’ external reviewers were all enthusiastic about his qualifications for tenure and promotion, with one distinguished professor stating that “Professor Collins has met and greatly exceeded your institution’s criteria for tenure and promotion. He is a distinguished historian and will, I have no doubt, continue to make important contributions to the field.”

NOW, THEREFORE, BE IT

RESOLVED, That Dr. Jacob Collins be awarded early tenure at in the Department of History at The College of Staten Island, effective September 1, 2021 with an application of Bylaw 6.2.c(2), subject to financial ability.

EXPLANATION: In his time at the College of Staten Island, Jacob Collins has exceeded expectations in scholarship, teaching, and service while contributing to the development of new approaches to the study of his discipline, while garnering a national reputation for his work and publications. Therefore, The College of Staten Island should make every effort to retain him before he is lost to a competing institution.
Board of Trustees of The City University of New York

RESOLUTION TO
Award Alexander Zevin with Early Tenure at
The College of Staten Island with an Application of Bylaw 6.2.c(2)

January 11, 2020

WHEREAS, Dr. Alexander Zevin currently serves as an Assistant Professor in the Department of History at The College of Staten Island, where he was first appointed in 2015, and where his research focuses on the links among political economy, modern British and imperial history, and the links between media and politics; and

WHEREAS, Dr. Zevin’s book, Liberalism at Large: The World According to the Economist (Verso, 2019) has been widely reviewed in both the United States and the United Kingdom, in publications including The New Yorker, The Financial Times, The New Statesman, and The London Review of Books, and since the book’s publication, he has received invitations to speak at the University of London, the Sydney Writer’s Festival, the University of California at Berkeley, and Columbia University, garnering a remarkable amount of exposure for his work, for The College of Staten Island, and for The City University of New York; and

WHEREAS, Dr. Zevin has also published two refereed articles since coming to The College of Staten Island, and has published articles in the London Review of Books and Le Monde Diplomatique, and currently has more refereed articles in preparation; and

WHEREAS, Dr. Zevin has received numerous awards for his scholarship, including a 2018 Binder award for outstanding scholarship from his department and a 2020 Wasser Award from The City University of New York, and also received a Faculty Fellowship Publication program award and three PSC-CUNY Awards; and

WHEREAS, One independent reviewer from a prominent New England university states, “On the basis of the materials I have read, I believe that Dr. Zevin is a worthy candidate. He is an impressive scholar, who has already established a name for himself in the field. He has an ambitious, cogent and important research agenda. I am very happy to support his case for tenure with promotion to Associate Professor.”; and
WHEREAS, Many scholars of Dr. Zevin’s stature choose to focus their teaching efforts on graduate and upper division instruction; Dr. Zevin, however, has done the majority of his teaching in 100 and 200 level courses (14 sections to date), in addition to four upper-division and one graduate course, and his teaching evaluations at all levels are well above departmental and college norms; and

WHEREAS, Since 2015, Dr. Zevin has served as The College of Staten Island coordinator for the Phi Theta Honors Society and has served as the History Department’s representative on the college’s Honors Advisory; Teacher Education Advisory; and Science Letters and Society committees.

NOW, THEREFORE, BE IT

RESOLVED, That Dr. Alexander Zevin be awarded early tenure in the Department of History at The College of Staten Island, effective September 1, 2021 with an application of Bylaw 6.2.c(2), subject to financial ability.

EXPLANATION: Dr. Zevin is a fast-rising star in his field who has received international acclaim for his vital research and impactful publications. Meanwhile, his dedication to teaching and acting as a mentor to his students has been exceptional; therefore, The College of Staten Island should make every effort to retain him before he is lost to a competing institution.
RESOLUTION TO

Authorize a License Agreement with Queensboro Futbol Club to Develop, Construct and License an Athletic Field and Stadium and Associated Facilities at York College

January 11, 2021

WHEREAS, The City University of New York (the “University”) oversees a real estate portfolio which includes undeveloped lands offering the opportunity to create additional revenue for the University to support its academic mission; and

WHEREAS, York College does not currently have adequate athletic fields and stadium facilities on its campus to support all of its desired programs but does have a large parcel of undeveloped land behind its Health and Physical Education Complex building (the “York Undeveloped Site”); and

WHEREAS, The University, on behalf of York College, conducted a Request for Proposals (RFP) in the Summer of 2020 for the development, construction and licensing of an athletic field, stadium and facility at the York Undeveloped Site; and

WHEREAS, The University selected Queensboro Futbol Club (“QBFC”), based on its RFP submission to the University, to construct, develop and license an athletic field, a 7,500-seat athletic stadium and ancillary structures, including locker rooms and ticket booths, using modular construction methods (the “Athletic Stadium”) to be used by both York College and licensed and maintained by QBFC; and

WHEREAS, QBFC intends to license the Athletic Stadium for use as its initial home stadium for practice and competition play; and

WHEREAS, QBFC is the first professional men’s soccer club in Queens County, New York and has plans, to develop and construct a larger permanent soccer stadium facility on another site in Queens, New York; and

WHEREAS, The University believes the development, construction and licensing of the Athletic Stadium by QBFC will be mutually beneficial to both York College and QBFC, as well as the surrounding Queens community; and

WHEREAS, The University desires to enter into a license and development agreement (the “License and Development Agreement”) pursuant to which, among other things,
QBFC will: (i) develop, construct and license the Athletic Stadium for an initial term of five years with four one-year extensions at QBFC’s option; (ii) operate and maintain the Athletic Stadium at QBFC’s own expense; and (iii) provide direct and indirect ancillary support to York College for its primary use of the Athletic Stadium, including the scheduling of York College’s commencement, CUNYAC tournament games, at least 33 other public/ticketed York College events per year and use for athletic practices and classes; and

WHEREAS, In addition to certain other fees described in the License and Development Agreement, QBFC will pay York College $2 million in equal installments starting on the execution of the License and Development Agreement and ending on the substantial completion of the Athletic Stadium (the “Development License Fees”); all of such fees and benefits shall be paid in accordance with and during the term of the License and Development Agreement; and

WHEREAS, The License and Development Agreement will obligate QBFC to bid and construct the Athletic Stadium in approximately four to six months, at the sole cost and expense of QBFC, and in compliance with the University’s design and construction guidelines as well as its policies on prevailing wage and participation of Minority- and Women-Owned Businesses and Service-Disabled Veteran-Owned Businesses.

NOW, THEREFORE, BE IT

RESOLVED, That the Board of Trustees of The City University of New York authorize the General Counsel or his designee, and that they hereby are, and each of them hereby is, authorized to sign and deliver the License and Development Agreement to QBFC, pursuant to which QBFC will: (i) develop, construct and license the Athletic Stadium for an initial term of five years with four one-year extensions at QBFC’s option; (ii) operate and maintain the Athletic Stadium at QBFC’s own expense; and (iii) provide direct and indirect ancillary support to York College for its primary use of the Athletic Stadium, including the scheduling of York College’s commencement, CUNYAC tournament games, at least 33 other public/ticketed York College events per year and use for athletic practices and classes; together with any and all such other agreements, documents, and other instruments related thereto, and to take any and all such other actions, as the General Counsel or his designee so acting may deem necessary or appropriate, and that such signature by the General Counsel or his designee shall be conclusive evidence of his or her authority to perform all such acts and to sign and deliver all such agreements, documents and instruments on behalf of the University; and

BE IT FURTHER
RESOLVED, That any subsequent material changes to the terms and conditions of the License and Development Agreement and such other agreements, documents and instruments related thereof shall be submitted to the University Board of Trustees for its consideration and approval.

EXPLANATION:
The Athletic Stadium will support the York College soccer program and other educational purposes at York College and concurrently provide a temporary home location for QBFC. Under the License and Development Agreement, York College will (a) have primary use of the Athletic Stadium which will enhance the educational experience and opportunities available to students at York College and (b) receive financial assistance to York College. The University will not be obligated to operate or maintain the Athletic Stadium during the term of the License Agreement and the University will have the option to elect whether the Athletic Stadium should remain in place following the expiration of the License and Development Agreement.
RESOLUTION TO
Enter into Master Energy Agreement with
the Power Authority of the State Of New York

January 11, 2021

WHEREAS, The City University of New York (the “University”) had previously been party to master energy agreements among and between the Power Authority of the State of New York (“NYPA”), the Department of Citywide Administrative Services (“DCAS”) and various New York City and other government entities, to provide for the planning, implementation and funding of energy efficiency projects at University facilities (the “Encore Agreements”); and

WHEREAS, DCAS has negotiated an updated Master Energy Agreement (“MEA”) among and between NYPA, DCAS and New York City Health and Hospitals Corporation, New York City Department of Education and the University (the “Encore III Agreement”) to provide for the planning, implementation and funding of energy efficiency projects and services, clean energy technology projects and services and high-performance and sustainable building projects and services (including technologies that reduce air and other pollution and conserve materials and resources such as water); and the construction, installation and/or operation of facilities or equipment done in connection with any such projects, programs or services (“Energy Efficiency Projects”); and

WHEREAS, DCAS has requested that the University be a party to the Encore III Agreement and the University has determined that it would be advantageous for the University to access and use the Encore III agreement as part of its energy efficiency and sustainability efforts; and

WHEREAS, The Encore III Agreement would govern the planning and implementation of such Energy Efficiency Projects by NYPA on behalf of the University with funding provided by DCAS; and

WHEREAS, The Encore III Agreement provides the general contractual framework for eligible Energy Efficiency Projects, but specific projects are executed pursuant to a Master Energy Agreement Task Order (“MEA Task Order”), which is a transaction document pursuant to the terms of the Encore III Agreement containing the scope of work,
schedule, cost, energy conservation measures to be achieved, and other terms and conditions that may be applicable to a specific Energy Efficiency Project; and

WHEREAS, Specific Energy Efficiency Projects to be executed pursuant to an MEA Task Order, and otherwise subject to Board of Trustees approval, would be submitted to the University Board of Trustees for its consideration and approval prior to execution of an MEA Task Order authorizing such project.

NOW, THEREFORE, BE IT

RESOLVED, That the Board of Trustees of The City University of New York authorize the General Counsel or his designee, and that they hereby are, and each of them hereby is, authorized to sign and deliver the Encore III Agreement by and between the Power Authority of the State of New York (“NYPA”), the Department of Citywide Administrative Services (“DCAS”), the New York City Health and Hospitals Corporation, New York City Department of Education and the City University of New York (“University”) providing the framework for and governing projects undertaken by NYPA on behalf of the University with funding provided by DCAS, together with any and all agreements, documents, and other instruments related thereto, and to take any and all such other actions, as such officer so acting may deem necessary or appropriate, and that such signature by such duly authorized officer of the University shall be conclusive evidence of his or her authority to perform all such acts and to sign and deliver all such documents and instruments on behalf of the University; and

BE IT FURTHER

RESOLVED, That any MEA Task Orders otherwise subject to University Board of Trustees approval shall be submitted to the University Board for its consideration and approval prior to execution.

EXPLANATION:

The University has partnered with DCAS and NYPA to implement Energy Efficiency Projects at University facilities under the previous Encore Agreements. In order to continue to implement Energy Efficiency Projects to both comply with applicable laws and regulations related to energy efficiency and emissions reductions and to generate operational cost savings, it is advantageous for the University to be able to access and use the Encore III Agreement as part of its energy efficiency and sustainability efforts.
Board of Trustees of The City University of New York

RESOLUTION TO

Accept a Gift from The 2020 Fund
on Behalf of
the Borough of Manhattan Community College

December 30, 2020

WHEREAS, The Borough of Manhattan Community College ("BMCC" or the "College") is a vital, richly diverse community, serving over 25,000 talented, ambitious students in over 50 associate degree and continuing education programs, with a distinguished faculty, and dedicated staff; and

WHEREAS, MacKenzie Scott, a renowned philanthropist, activist and an author, identified BMCC as an institution with a strong leadership team that is distinguished by its ability to support its high-need student population and provide pathways to education and economic mobility for their students generally, and in light of the disproportionate impact of the pandemic on its students; and

WHEREAS, On December 15, 2020, BMCC was selected by Ms. Scott as one of the beneficiaries of her groundbreaking philanthropic initiative, which she described in her “384 Ways to Help” essay; and

WHEREAS, Ms. Scott has recommended that the College receive an unrestricted gift of $30 million through the 2020 Fund ("The 2020 Fund"), a donor advised fund at the National Philanthropic Trust; and
WHEREAS, In accordance with Board of Trustees Policy 3.05 – Trust and Gift Funds, Acceptance & Administration, BMCC requires approval of the Board of Trustees for the acceptance of unrestricted gifts greater than $10,000; and

WHEREAS, This gift will be transmitted in a single installment on or before December 31, 2020; and

WHEREAS, The 2020 Fund has placed no restrictions on this gift provided it is used for the benefit of College and its students, subject to the priorities, guidance and approval of the BMCC President; and

WHEREAS, The College anticipates the uses for this gift may include scholarships, financial support of students, academic and workforce development programs, research, symposia, lectureships, events, exhibits, equipment, supplies for the BMCC Community, and will be used primarily to address a wide array of issues critical to the BMCC Community, including race and gender equity and inclusion, economic mobility, innovation in education, the impact of the pandemic, and social responsibility, and will support BMCC’s strategic plan and priorities; and

WHEREAS, The BMCC President has determined that the gift should be deposited in an interest-bearing University account to be held as dedicated funds for the benefit of the College, and maintaining separate accounting for these funds, while the College determines next steps with respect to the allocation for investment and the use of the funds; and

WHEREAS, BMCC may, at a later date and subject to Board of Trustees approval, request the transfer of all or part of the gift funds to the Borough of Manhattan Community College Foundation, Inc., which is empowered to hold, invest and administer charitable donations for the College

NOW, THEREFORE, BE IT

RESOLVED, That the Board of Trustees of The City University of New York accepts the gift of $30 million from The 2020 Fund on behalf of the Borough of Manhattan Community College; and

BE IT FURTHER

RESOLVED, That the Board of Trustees of The City University of New York approves the deposit of $30 million in an interest-bearing University account, to be held as dedicated funds on behalf of the College, and maintaining separate accounting for these funds; and

BE IT FURTHER
RESOLVED, That aforesaid such funds shall be held in an interest-bearing University account, as authorized hereby until such time as the College requests the Board of Trustees of The City University of New York approve and authorize the transfer of gift funds to the Borough of Manhattan Community College Foundation, Inc., which is empowered to hold, invest and administer charitable donations for the College; and

BE IT FURTHER,

RESOLVED, That the Board of Trustees of The City University of New York authorize the General Counsel or his designee, and that they hereby are, and each of them hereby is, authorized to execute, seal, and deliver a gift agreement (the “Gift Agreement”), acknowledging, among other things the terms and conditions of the gift of funds to the College; together with any and all agreements, documents, and other instruments related thereto, and to take any and all such other actions, as such officer so acting may deem necessary or appropriate, and that such execution of the Gift Agreement by such duly authorized officer of the University shall be conclusive evidence of his or her authority to perform all such acts and to execute and deliver all such agreements, documents and instruments on behalf of the University.

EXPLANATION: The Borough of Manhattan Community College gratefully acknowledges the generosity and groundbreaking vision of MacKenzie Scott and enthusiastically supports the Board of Trustees of The City University of New York acceptance of the $30 million gift from The 2020 Fund on behalf of the Borough of Manhattan Community College for the advancement of the college and its mission, and in support of the college’s diverse community through a broad range of innovative ideas and initiatives.
Board of Trustees of The City University of New York

RESOLUTION TO
Accept a Gift from The 2020 Fund
on Behalf of
Lehman College

December 30, 2020

WHEREAS, Lehman College is The City University of New York's only four-year college in the Bronx, New York, serving the borough and surrounding region as an intellectual, economic, and cultural center; and

WHEREAS, Lehman College provides undergraduate and graduate studies in the liberal arts and sciences and professional education within a dynamic research environment, offering over 90 academic programs and serving a diverse student body of more than 15,000 students and 81,000 alumni, and

WHEREAS, Lehman College is ranked fourth highest in the nation for mobility, serving as a catalyst for economic and social mobility for its students, almost half of whom are first generation college students; and

WHEREAS, MacKenzie Scott, a renowned philanthropist, activist and an author, identified Lehman College as an institution with a strong leadership team that is distinguished by its ability to support its high-need student population and provide pathways to education and economic mobility for their students generally, and in light of the disproportionate impact of the pandemic on its students; and

WHEREAS, On December 15, 2020, Lehman College was selected by Ms. Scott as one of the beneficiaries of her groundbreaking philanthropic initiative she described in her “384 Ways to Help” essay; and
WHEREAS, Ms. Scott has recommended that the College receive an unrestricted gift of $30 million through the 2020 Fund ("The 2020 Fund"), a donor advised fund at the National Philanthropic Trust; and

WHEREAS, In accordance with Board of Trustees Policy 3.05 – Trust and Gift Funds, Acceptance & Administration, Lehman College requires approval of the Board of Trustees for the acceptance of unrestricted gifts greater than $10,000; and

WHEREAS, This gift will be transmitted in a single installment on or before December 31, 2020; and

WHEREAS, The 2020 Fund has placed no restrictions on this gift provided it is used for the benefit of the Lehman College and its students, subject to the priorities, guidance and approval of the Lehman College President; and

WHEREAS, The Lehman College President has determined that $26 million of the gift be deposited in an endowed fund to be used for student basic needs, scholarships, and other activities that support students; academic excellence initiatives; campus-wide initiatives; and institutional capacity building, as approved by the College President; and

WHEREAS, The remaining $4 million of the gift shall be designated for current-use in support of Lehman College and its students, as approved by the Lehman College President, and may include but is not limited to scholarships, financial support of students, academic programs, research, symposia, lectureships, events, exhibits, general operations, equipment, supplies, strategic investments, building and building maintenance; and

WHEREAS, Lehman College may, at a later date and subject to Board of Trustees approval, request the transfer of unrestricted gift funds to the Herbert H. Lehman College Foundation, which is empowered to hold, invest and administer charitable donations for Lehman College

NOW, THEREFORE, BE IT

RESOLVED, That the Board of Trustees of The City University of New York accepts the gift of $30 million from The 2020 Fund on behalf of Lehman College; and

BE IT FURTHER

RESOLVED, That the Board of Trustees of The City University of New York approves the deposit of $26 million as an unrestricted endowment fund in the City University of New York’s Long Term Investment Pool, in accordance with the Board of Trustees Policy 3.03 Investment Policy Statement, to be used for Lehman College student basic needs, scholarships, and other activities that support Lehman College students, academic excellence initiatives, campus-wide initiatives, and, institutional capacity building, as approved by the Lehman College President; and
BE IT FURTHER

RESOLVED, That the Board of Trustees of The City University of New York approves the deposit of $4 million into an interest-bearing University account on behalf of the College, and maintaining separate accounting for these funds; and

BE IT FURTHER,

RESOLVED, That the Board of Trustees of The City University of New York authorize the General Counsel or his designee, and that they hereby are, and each of them hereby is, authorized to execute, seal, and deliver a gift agreement (the “Gift Agreement”), acknowledging, among other things the terms and conditions of the gift of funds to the College; together with any and all agreements, documents, and other instruments related thereto, and to take any and all such other actions, as such officer so acting may deem necessary or appropriate, and that such execution of the Gift Agreement by such duly authorized officer of the University shall be conclusive evidence of his or her authority to perform all such acts and to execute and deliver all such agreements, documents and instruments on behalf of the University.

EXPLANATION: Lehman College gratefully acknowledges the generosity and groundbreaking vision of MacKenzie Scott and enthusiastically supports acceptance of the $30 million gift from The 2020 Fund for the advancement of the College and its mission, and in support of the college’s diverse community through a broad range of innovative ideas and initiatives.