NO. 1. APPROVAL OF MINUTES: RESOLVED, That the minutes of the regular Board meeting and Executive Session of December 16, 2019 be approved.

NO. 2. COMMITTEE ON FISCAL AFFAIRS: RESOLVED, That the following items be approved:

A. CUNY SCHOOL OF PROFESSIONAL STUDIES – AUTHORIZATION OF CONTRACT WITH AMERICAN MUSEUM OF NATURAL HISTORY:

WHEREAS, In 2003, the Board of Trustees of the City University of New York created the CUNY School of Professional Studies (CUNY SPS) with the purpose of meeting the educational needs of working adults, organizations, and employers; and

WHEREAS, Since its inception, CUNY SPS, has focused on providing its students with online degrees and certificates; and

WHEREAS, In 2004 The City University of New York (CUNY) and the American Museum of Natural History (AMNH) partnered to create the museum’s first online science course Earth: Inside and Out. CUNY and AMNH have since expanded the online science courses offered to students at the School of Professional Studies (SPS); and

WHEREAS, Seminars on Science are online courses in the life, earth, and physical sciences offered by AMNH and available for graduate credit at CUNY SPS, where each course is rich in content that connects learners to the Museum’s scientists, laboratories, expeditions, and specimens; and

WHEREAS, The current contract for the provision of these course expired on December 31, 2019; now therefore be it

RESOLVED, That the Board of Trustees of The City University of New York authorize a contract with The American Museum of Natural History, on behalf of the CUNY School of Professional Studies, for the purpose of providing online science courses; and be it further

RESOLVED, That the term of the contract shall be five years, and the estimated value of the contract shall not exceed $2,500,000, based on projected enrollments.

EXPLANATION: Through this existing partnership, thirteen graduate-level online science courses are offered to students at SPS. These courses provide the students with an understanding of scientific content, enhance students' knowledge of the process of scientific inquiry, and expands their educational opportunities.
B. THE CITY UNIVERSITY OF NEW YORK (THE CENTRAL OFFICE) – AUTHORIZATION TO WAIVE TUITION AND FEES FOR THE MATH START/ASAP PROGRAM:

WHEREAS, CUNY Start is a nationally recognized, intensive pre-matriculation program for incoming associate degree-seeking students with significant developmental education needs designed to increase skills proficiency in reading, writing, and mathematics prior to enrolling in college credit classes; and

WHEREAS, Math Start, a unique math program of CUNY Start, provides students with significant developmental math needs with a structured intervention that has been found to eliminate or significantly reduce developmental math needs prior to matriculation, and thereby preserve a student’s financial aid eligibility for credit-bearing courses; and

WHEREAS, CUNY Accelerated Study in Associate Programs (ASAP) is a nationally recognized associate degree completion program for students with little or no developmental education needs that offers a structured degree pathway, personalized advisement, comprehensive support services, and financial resources to remove barriers to full-time study and increase timely graduation; and

WHEREAS, Math Start and ASAP piloted a one-semester program (Math Start/ASAP Pilot Program) at Kingsborough and Bronx Community Colleges in Fall 2019 whereby students with significant developmental math needs were enrolled in a semester-long Math Start intervention as pre-matriculated students and simultaneously served by ASAP with usual program services and resources while taking up to three pre-selected college-credit courses as cohorts of non-degree students with ASAP covering instructional costs for said courses; and

WHEREAS, The ability to take up to three pre-selected college courses will eliminate a Math Start enrollment barrier for the many students who are eager to begin their college careers and reluctant to defer their matriculation; now therefore be it

RESOLVED, That the Board of Trustees authorize the ability to waive tuition and fees for the pre-selected college-credit course enrollments of non-degree students participating in the Math Start/ASAP Program for the Spring 2020 semester.

EXPLANATION: The Math Start/ASAP Pilot Program was a joint endeavor between CUNY Start/Math Start and ASAP to serve students who may not usually participate in one or both programs and who stand to benefit most from such participation.

The Math Start/ASAP Pilot Program launched in Fall 2019 at Bronx Community College and Kingsborough Community College with 105 students (55 at Bronx and 50 at Kingsborough), removing financial barriers through the careful integration of both programs’ benefits and resources. The Pilot Program allows students to begin their associate degree path within the supported environment of ASAP while addressing their math remedial needs in a Math Start classroom. At the end of the one-semester program, students will be highly likely to have eliminated any developmental math needs through Math Start and earned up to 10 college credits at no cost as a special cohort of non-degree students through ASAP with all usual program supports. ASAP will fully cover the cost of instruction for the selected college credit courses and any student fees and asks that tuition costs be waived. This will ensure that Pilot Program students receive the usual ASAP resource that waives tuition/fees after financial aid is applied. Because students in the Pilot Program will be non-degree students for one semester, they will not draw down financial aid. At the conclusion of the Pilot Program, students will continue with ASAP as matriculated students and begin to access available financial aid with the goal of earning an associate degree within three years.

For Spring 2020, Bronx Community College and Kingsborough Community College will continue the pilot program (50 students at Bronx and 75 students at Kingsborough) and Queensborough Community College will be added with a cohort of 50 students. This would bring the total number of students served for Spring 2020 to approximately 175 students.
Estimated waived tuition for the Spring 2020 MS ASAP Program at the three colleges is $463,750 based on 175 students enrolling in up to 10 college credits as non-degree students at the current CUNY in-city part-time rate of $265/credit.

C. THE CITY UNIVERSITY OF NEW YORK (THE CENTRAL OFFICE) – AUTHORIZATION TO UTILIZE AN EXISTING NEW YORK STATE OGS CONTRACT WITH CROWN CASTLE FIBER INTERNATIONAL CORPORATION:

WHEREAS, Effective instruction and research requires high speed and reliable networking and access to the Internet and to Internet2; and

WHEREAS, The University benefits from a stable interconnection among campuses; and

WHEREAS, The University has built out and operates a high capacity fiber optic-based network that now extends to and connects all CUNY campuses; and

WHEREAS, The fiber provider market is increasingly consolidated and there are limited vendors available to offer fiber optic capacity throughout New York City, extending to all CUNY campuses; and

WHEREAS, The University currently utilizes Crown Castle Fiber to provide dark fiber services through a contract with NYSERNet; and

WHEREAS, The University will be transitioning to a direct relationship with Crown Castle Fiber by utilizing a New York State Office of General Services (OGS) contract; now therefore be it

RESOLVED, That the Board of Trustees authorize the University to utilize the OGS contract with Crown Castle Fiber to provide dark fiber services for a maximum of ten (10) years, subject to the availability of the New York State OGS contract, at an overall cost not to exceed $15,614,400, which includes a one-time connectivity spend of $2,100,000, and monthly recurring cost of $112,620; and be it further

RESOLVED, That the following CUNY campuses would be covered under this agreement: Borough of Manhattan Community College, CUNY Graduate Center, John Jay College, City College, Hostos Community College, Lehman College, Bronx Community College, Hunter College, Baruch College, LaGuardia Community College, Queens College, Queensborough Community College, York College, Brooklyn College, Kingsborough Community College, Medgar Evers College, New York City College of Technology the College of Staten Island, and the Central Office.

EXPLANATION: The University has been running a dark fiber network for its Manhattan and Bronx campus locations since 2005, and the dark fiber network was extended to the Brooklyn, Queens and Staten Island Colleges in 2017; these dark fiber networks provide connections to the Internet, CUNY Data Centers and all centrally-maintained applications such as Blackboard, CUNYfirst, Email and Degreeworks.

This proposed 10-year agreement with Crown Castle Fiber will allow for continuing service, as well as improve the overall resilience of the dark fiber networks by providing a second path for network access and enhancing overall redundancy.
NO. 3. COMMITTEE ON ACADEMIC POLICY, PROGRAMS, AND RESEARCH: RESOLVED, That the following items be approved:

A. BOROUGH OF MANHATTAN COMMUNITY COLLEGE – A.S. IN PUBLIC AND NONPROFIT ADMINISTRATION:

WHEREAS, The public and nonprofit sectors are a growing field for employment and over the past three years, the public and nonprofit sectors accounted for the employment of over 27% of the current U.S. workforce; and

WHEREAS, Nonprofit and public administrators are increasingly called upon to demonstrate business acumen in the areas of strategic planning, marketing, human resource management, and finances with an expressed desire for more transparency and accountability; and

WHEREAS, At BMCC there is a demonstrated interest in students pursuing a degree in public and nonprofit administration, as evidenced by a recent survey of BMCC students in which 70% indicated an interest in the program and provided their email address for additional information and 54% indicated an interest in pursuing an associate degree in Public and Nonprofit Administration (PAN); and

WHEREAS, The purpose of the Public and Nonprofit Administration associate program at BMCC is to prepare students to either successfully transfer into a four-year program to complete their B.S. degree in public affairs and administration, or to secure entry level employment in the nonprofit or public sector; and

WHEREAS, The program will prepare students in the sector by offering them in-classroom and hands-on training and skills, such as understanding key performance metrics and related outcomes for assessing public and nonprofit organization performance; conducting research and interpreting associated data program development; developing, evaluating, and advocating for public policies promoting the mission and goals of public and nonprofit organizations with a focus on equity, inclusion, and social justice; and

WHEREAS, The cost to support the proposed program will be minimal, as there will be a full-time faculty who will serve as program coordinator and teach the new PAN courses, and as the program grows, the full-time faculty will have depleted their contracted reassigned time and will be able to teach additional courses; and

WHEREAS, The program would not require additional expenses related to facilities or equipment; now therefore be it

RESOLVED, That the program in Public and Nonprofit Administration at Borough of Manhattan Community College leading to the Associate of Science be approved effective February 4, 2020 subject to financial ability.

EXPLANATION: The proposed program will appeal to growing industry demand and impart participating students with the practical and foundational skills they will need to continue their studies in the field at a four-year college.

B. THE CRAIG NEWMARK GRADUATE SCHOOL OF JOURNALISM – M.A. IN NEWS INNOVATION AND LEADERSHIP:

WHEREAS, There has been expressed and growing demand from legacy media companies, as well as media startups, for innovative and forward-thinking leaders who rise to the unique challenges presented by the struggling media market; and

WHEREAS, These leaders will enhance the quality of the industry as a whole by interconnecting editorial content, technology, and business practices; and
WHEREAS, A recent survey of 100 media industry professionals conducted by the Newmark Graduate School of Journalism found that there is a demand for a accredited program in the field of News Innovation and Leadership, and there is a willingness on the part of potential students to pay for such a program; and

WHEREAS, The target audience for the program are news media leaders who currently work in the media industry and have expressed the need to become more effective in driving change and innovation in their organizations; and

WHEREAS, The program will prepare graduates through courses focused on the most pressing skills related to the field, such as business strategy, diversity strategies, change management, product management and development, revenue strategies, audience development, and customer centricity; and

WHEREAS, The Master’s program will be modeled upon Newmark’s 2019 non-credit program with similar content and classes which drew 30 applicants and accepted 16, all of whom are media leaders and come from renowned domestic and international media organizations, including The New York Times, Bloomberg Media, Univision, and The Financial Times of London; and

WHEREAS, The tuition of $30,000 per participant will allow the program to be entirely financed by the Journalism School and will not require any additional funds; and

WHEREAS, The Newmark Graduate School of Journalism is uniquely situated to answer the demand for such a credit-bearing program as the school operates in the heart of media, business, and technology in New York City and can call upon executives as faculty; now therefore be it

RESOLVED, That the program in News Innovation and Leadership at the Craig Newmark Graduate School of Journalism leading to the Master of Arts be approved effective February 4, 2019 subject to financial ability.

EXPLANATION: The proposed program will appeal to those industry leaders interested in developing their skills and practices to meet the demands and struggles of the current media landscape, while reinforcing Newmark’s commitment to professionalism, innovation, and ethics in the field of journalism.

C. JOHN JAY COLLEGE OF CRIMINAL JUSTICE – CLOSING OF THE DEPARTMENT OF HEALTH AND PHYSICAL EDUCATION:

WHEREAS, John Jay College of Criminal Justice has confirmed that the College’s Department of Health and Physical Education (HPE) has no full-time faculty members, and there are no plans to add any full-time faculty to the department; and

WHEREAS, The Department of HPE oversees only one minor degree and it is inefficient to retain the academic department structure; and

WHEREAS, Following consultation with its faculty, the Department of Counseling and Human Services has agreed to manage the current Department of HPE course offerings and to welcome the Department of HPE part-time faculty to its department; and

WHEREAS, No new students have been admitted in the HPE minor since 2017 and students currently enrolled in this minor will be able to complete the minor under the Department of Counseling and Human Services; now therefore be it

RESOLVED, That the Department of Health and Physical Education at the John Jay College of Criminal Justice be dissolved effective February 4, 2020.
EXPLANATION: Due to the retirement of all full-time faculty in the Department of HPE, and after consultation with the faculty of the Department of Counseling and Human Services, the College has concluded that there is no longer a need for such a department at this time.

D. CUNY OFFICE OF ACADEMIC AFFAIRS – APPROVAL OF THE ACTIONS IN THE CAPPR DASHBOARD:

WHEREAS, The Trustees of the City University of New York 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 NYSED 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 4, 2020, subject to financial availability.


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.
NO. 4. COMMITTEE ON FACULTY, STAFF AND ADMINISTRATION: RESOLVED, That the following items be approved:

A. THE CITY UNIVERSITY OF NEW YORK – APPROVAL OF THE COMMITTEE ON FACULTY, STAFF AND ADMINISTRATION (CFSA) REPORT:

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 February 4, 2020.


B. THE GRADUATE CENTER – NAMING OF THE HELEN FRANKENTHALER FELLOWSHIP FUND:

WHEREAS, Helen Frankenthaler was a postwar American artist known for her contributions to abstract expressionist painting and the Helen Frankenthaler Foundation is committed to supporting promising graduate students studying painting and art history; and

WHEREAS, On November 15, 2019, the Helen Frankenthaler Foundation made a commitment of $500,000 to the Graduate Center Foundation to be paid in full by December 31, 2019; and

WHEREAS, This gift is to establish a restricted, permanent endowment fund to provide fellowships for one or more students enrolled in the Doctor of Philosophy (PhD) program in Art History at The Graduate Center, with a preference given to those concentrating on the history of modern art; and

WHEREAS, To the extent that funds are not required to support students in their first five years of study, the fellowships can support one or more students in the sixth year of study as a dissertation completion fellowship; and

WHEREAS, Funds may be used to defray the costs incurred in connection with the program, including, but not limited to, tuition, housing, books, related administrative expenses, and research expenses (including travel costs); and

WHEREAS, The Graduate Center will select recipients of the fellowships based on financial need and academic merit, fellowships will be non-renewable and each recipient will be referred to as a “Frankenthaler Fellow,” in perpetuity; and
WHEREAS, If a fellowship recipient discontinues his/her studies before the end of the first semester of the academic year, The Graduate Center will select another student to receive the remainder of the balance for the second semester of the academic year; now therefore be it

RESOLVED, That the Board of Trustees of The City University of New York approve naming of the Helen Frankenthaler Fellowship Fund at The Graduate Center at The City University of New York.

EXPLANATION: A board member of the Graduate Center Foundation was pivotal in making this gift from the Helen Frankenthaler Foundation possible. Therefore, in recognition of this generous donation, the Graduate Center enthusiastically recommends the naming of the Helen Frankenthaler Foundation Fellowship Fund at The Graduate Center at The City University of New York.

C. HUNTER COLLEGE – NAMING OF THE JEANNETTE BERCOVICI COIN GROUP STUDY ROOM:

WHEREAS, Jeannette Bercovici Coin graduated from Hunter College in 1932 and went on to receive her graduate degree from New York University; and

WHEREAS, In addition to serving as the Chair of the Foreign Language Department at Louis P. Brandeis High School, she was also a lecturer at Hunter College; and

WHEREAS, Jeannette Bercovici Coin passed away on February 27, 2011 and to honor his aunt’s memory, her nephew Martin Kaplan made a gift of $40,000 to the Hunter College Foundation on October 17, 2019; and

WHEREAS, Mr. Kaplan’s donation has been paid in full and is in support of the renovation of and the activities in the Leon & Toby Cooperman Library; and

WHEREAS, The Library serves as a crucial resource for Hunter’s students and offers the entire College community access to a wide variety of services and resources, including spaces for studying; and

WHEREAS, The study rooms on the 7th floor of the Library, including room 703, provide space for students to work and study in small groups; now therefore be it

RESOLVED, That the Board of Trustees of The City University of New York hereby approves the naming of study room 703 on the 7th floor of the Leon & Toby Cooperman Library at Hunter College the Jeannette Bercovici Coin Group Study Room.

EXPLANATION: In recognition of Martin Kaplan’s generous donation and the legacy of Hunter’s alumna Jeannette Bercovici Coin, the Hunter College Foundation enthusiastically recommends the naming of the Jeannette Bercovici Coin Group Study Room in the Leon & Toby Cooperman Library at Hunter College.

D. HUNTER COLLEGE – NAMING OF THE COOPERMAN CHALLENGE:

WHEREAS, Leon and Toby Cooperman graduated from Hunter College in 1964, where Toby served as Class President and Leon served as Vice President; and

WHEREAS, Throughout their lives Mr. and Mrs. Cooperman remained committed supporters of their alma mater and have dedicated resources to advancing educational opportunities for Hunter College students; and

WHEREAS, To date The Leon and Toby Cooperman Family Foundation’s generous donations to the Hunter College Foundation include $15,000,000 to support Hunter’s Leon & Toby Cooperman Library, $10,000,000 to support the Cooperman Scholarship Endowment Fund, and $3,000,000 to the Leon Cooperman Pre-Business Program; and
WHEREAS, On November 19, 2019 The Leon and Toby Cooperman Family Foundation made a challenge grant of $1,500,000 to the Hunter College Foundation in support of Hunter’s 150th Anniversary Campaign and its ambitious goal of engaging new donors; and

WHEREAS, The purpose of this grant, to be called The Cooperman Challenge, is to encourage new donors to give to the Hunter College Foundation and to inspire existing donors to increase their giving by offering a match in honor of College’s 150th Anniversary; and

WHEREAS, The Leon and Toby Cooperman Family Foundation will complete this commitment in four installments by March 31, 2021 in accordance with the challenge grant guidelines, which require the Hunter College Foundation to secure on or prior to the due date of each installment donations from other sources not previously committed to the Hunter College Foundation or the College but given expressly as part of the Anniversary Campaign; now therefore be it

RESOLVED, That the Board of Trustees of The City University of New York hereby approves the naming of The Cooperman Challenge at Hunter College.

EXPLANATION: In recognition of the extraordinary generosity of the Leon and Toby Cooperman Family Foundation, the Hunter College Foundation enthusiastically recommends the naming of The Cooperman Challenge at Hunter College.

E. HUNTER COLLEGE - NAMING OF THE COOPERMAN DRESS FOR SUCCESS PROGRAM:

WHEREAS, Hunter alumni Leon and Toby Cooperman have been dedicated supporters of their alma mater for many decades and to date their family foundation has contributed over $28,000,000 to the Hunter College Foundation; and

WHEREAS, After graduating from Hunter, Mr. Cooperman earned his MBA from Columbia University and began his career at Goldman, Sachs & Co, becoming a General Partner and eventually founding his own hedge fund, Omega Advisors; and

WHEREAS, Both Mr. and Mrs. Cooperman, having been brought up in modest circumstances in the Bronx, are particularly aware of the needs of Hunter’s diverse student population, two thirds of whom come from low income households and may be unable to afford the professional attire necessary for job or graduate school interviews, internships, and conferences; and

WHEREAS, In support of Hunter College’s mission to prepare students to excel in their professional pursuits, the Leon and Toby Cooperman Family Foundation has pledged $100,000 to Hunter College Foundation to provide approximately 50 students and recent graduates every year with the support needed to assemble a professional wardrobe and to fund a program coordinator to advise students in appropriate wardrobe selection and professional etiquette; and

WHEREAS, Leon and Toby Cooperman Family Foundation pledge will be paid in three installments, the first of which in the amount of $25,000 will be completed by December 31, 2019 and the remaining payments of $50,000 and $25,000 will be made by June 31, 2020 and December 31, 2020, respectively; now therefore be it

RESOLVED, That the Board of Trustees of The City University of New York hereby approve the naming of the Cooperman Dress for Success Program at Hunter College.

EXPLANATION: In recognition of the extraordinary generosity of the Leon and Toby Cooperman Family Foundation, the Hunter College Foundation enthusiastically recommends the naming of the Cooperman Dress for Success Program at Hunter College.
F. HUNTER COLLEGE – NAMING OF THE JOAN G. MASKET AND SHERMAN PINCUS HIGH BAR:

WHEREAS, Joan G. Masket is an alumna of Hunter College’s Class of 1953, who has been a longtime supporter of her alma mater and its alumni community, having previously served as a Trustee of the Hunter College Foundation and as a member of the Autism Advisory Board; and

WHEREAS, The late Joan T. Pincus was an alumna of Hunter College’s Class of 1959 and a generous funder of the Joan Pincus Scholarship, as part of Hunter College’s Mother’s Day Campaign; and

WHEREAS, On October 29, 2019, Joan G. Masket and Sherman Pincus, the widower of Joan T. Pincus, pledged $25,000 to the Hunter College Foundation for the purpose of supporting the Library Fund; and

WHEREAS, The Leon & Toby Cooperman Library serves as a crucial resource for Hunter’s students and offers the entire College community access to a wide variety of services and resources, including spaces for studying; and

WHEREAS, The 6th floor of the Library provides communal meeting space for students to work and study in groups, while the high bar area of the 6th floor is a space that encourages independent study and concentration; and

WHEREAS, Ms. Masket and Mr. Pincus have completed 50% of their commitment to date and will fulfill the pledge with a payment of $12,500 by June 15, 2020; now therefore be it

RESOLVED, That the Board of Trustees of The City University of New York hereby approve the naming of the Joan G. Masket and Sherman Pincus High Bar on the 6th floor of the Leon & Toby Cooperman Library at Hunter College.

EXPLANATION: In recognition of the generous contribution by Joan G. Masket and Sherman Pincus, Hunter College Foundation enthusiastically recommends the naming of the Joan G. Masket and Sherman Pincus High Bar on the 6th floor of the Leon & Toby Cooperman Library at Hunter College.

G. QUEENSBOROUGH COMMUNITY COLLEGE – NAMING OF THE JOHANNA AND BRIDGET BRADY EXCELLENCE IN NURSING ENDOWMENT:

WHEREAS, John Brady is a Vietnam War veteran, who spent six years serving in the U.S. Air Force in Strategic Air Command; and

WHEREAS, Mr. Brady attended Queensborough Community College in the 1990s, where he took evening non-credit ground school pilot refresher courses; and

WHEREAS, In November, 2019, Mr. Brady made a gift of $52,000 to the Queensborough Community College Fund, Inc. to establish an endowed fund to help offset the testing and licensing expenses for Queensborough Community College nursing students; and

WHEREAS, The eligible nursing students would be enrolled in the Associate in Applied Science Degree Program for Nursing (A.A.S) and covered expenses would include: license and fees for the National Council Licensure Examination (NCLEX), preparatory review courses, and NCLEX testing fees; and

WHEREAS, Mr. Brady was inspired to make this generous gift by the memory of his late first and second wives, who were both nurse practitioners; and

WHEREAS, Mr. Brady has suffered a great deal of personal loss, having lost both spouses as well as a stepdaughter who died in a plane crash, but he remains resilient and committed to helping young people looking to follow a career path in nursing; now therefore be it
RESOLVED, That the Board of Trustees of The City University of New York approve the naming of the Johanna and Bridget Brady Excellence in Nursing Endowment at Queensborough Community College.

EXPLANATION: In recognition of Mr. Brady's generosity and his support of QCC’s nursing students, Queensborough Community College and Queensborough Community College Fund, Inc. enthusiastically recommend the naming of the Johanna and Bridget Brady Excellence in Nursing Endowment.

H. COLLEGE OF STATEN ISLAND - APPOINTMENT OF MIGUEL ARAGON WITH EARLY TENURE:

WHEREAS, Professor Miguel Aragon is a prolific studio artist who presented his artwork in seven solo exhibitions, two two-person shows, 30 curated exhibitions, 26 juried exhibitions, and 14 invited exhibitions; and

WHEREAS, According to a reviewer from a prominent East Coast university, Professor Aragon’s "reputation is substantive, and the variety and scope of his activity warrants his serious consideration as a committed and upcoming artist" and "he is well on his way of attaining national and even international distinction through his creative scholarship"; and

WHEREAS, Professor Aragon has been published in three books and six exhibition catalogs and was awarded the Otis Philbrick Memorial Prize, which resulted in placement of his work into the permanent collection at the Museum of Fine Arts Boston; and

WHEREAS, Professor Aragon’s work has been added to the permanent collections of the Frances Young Tang Teaching Museum in Saratoga Springs, the Minneapolis Institute of Art, the Weatherspoon Art Museum in Greensboro, and the Wichita Falls Museum of Art in Texas; and

WHEREAS, Professor Aragon is the lone full-time instructor in the printmaking field at CSI and is widely regarded as an engaged and popular instructor whose series of printmaking courses are well enrolled and is the recipient of consistently positive evaluations by students and peers; and

WHEREAS, Professor Aragon has a strong record of service to his department, to CSI, and CUNY, where he serves as a member of the CUNY Arts Advisory Board, the Faculty Advisory Committee of the Center for Global Engagement, and the Faculty Advisory Committee for the Latin American, Caribbean and Latina/o Studies Program, as well as coordinates the Student Art Gallery; and

WHEREAS, During Professor Aragon’s time at CSI, he has produced a body of work that is innovative, makes strong social and political statements, and has been very well received by the printmaking community, while his strong records of teaching and service underscore why the Department and the College strongly support his retention, tenure, and promotion to the rank of Associate Professor; now therefore be it

RESOLVED, That Miguel Aragon be appointed as a Professor with tenure in the Department of Performing and Creative Arts at the College of Staten Island, effective February 4, 2020 with a waiver of Bylaw 6.2.b, subject to financial ability.

EXPLANATION: Along with his impactful contributions as an exceptional educator, the wide interest in, and endorsement of, Miguel Aragon’s work underscores that he is an important and emerging artist, certainly one that CSI should retain.

I. COLLEGE OF STATEN ISLAND – APPOINTMENT OF SEAN EDGECOMB WITH EARLY TENURE:

WHEREAS, Dr. Sean Edgcomb is a distinguished scholar in the history, aesthetics, and social impact of queer theater and has established himself as one of the country’s foremost scholars of gender, sexuality, and theater history; and
WHEREAS, According to a major West Coast institution, Dr. Edgecomb’s scholarship “essentially establishes a new discipline within social and artistic history” and he is “the nation’s leading scholar in the study of American experimental theater since the 1960’s” and “a vital, sophisticated scholar whose work is ‘must-cites’ for those working in the fields of theater and queer studies”; and

WHEREAS, Dr. Edgecomb’s monograph “Charles Ludlam Lives!: the Queer Legacy of the Ridiculous Theater Company” (University of Michigan Press) was well received and was recognized by all three external reviewers as a groundbreaking contribution that intersects the disciplines of queer studies, gender studies, and performance history; and

WHEREAS, Dr. Edgecomb has consistently taught a full load during his probationary period at the College of Staten Island and has been particularly active in courses that are consistently strongly enrolled and has received uniformly favorable student and peer evaluations; and

WHEREAS, Dr. Edgecomb’s service includes committee service to the college and department commensurate with the rank of Associate Professor and has been a reviewer at the University level for the Research Foundation Book Completion Awards, as well as a supervisor of student Master’s theses and Doctoral dissertations; and

WHEREAS, Dr. Edgecomb has directed three plays during his tenure at the University and founded and served as the chair of the Stonewall 50th Anniversary Committee while accomplishing all of the above-mentioned scholarship, teaching, and service; now therefore be it

RESOLVED, That Sean Edgecomb be appointed as a Professor with tenure in the Department of Performing and Creative Arts at the College of Staten Island, effective February 4, 2020 with a waiver of Bylaw 6.2.b, subject to financial ability.

EXPLANATION: Dr. Sean Edgecomb is uniquely accomplished and venerated scholar whose artistic and teaching work have significantly enriched the University’s climate of scholarship and inclusivity and have established him as an indispensable and exceptional faculty member.

J. THE GRADUATE CENTER – APPOINTMENT OF DAVID SCHWAB WITH EARLY TENURE:

WHEREAS, David Schwab is an assistant professor in the Ph.D. programs in Biology and Physics and is part of the Graduate Center’s Initiative for Theoretical Sciences, and has taught a range of courses including Applications and Chaos; and Introduction to Machine Learning; and

WHEREAS, Prof. Schwab has been the co-organizer of the Initiative for Theoretical Sciences symposia on Frontiers of Theoretical Physics, Physics of Bacterial Growth, Quantitative Approaches to Behavior, and a workshop on Physics and Machine Learning; and

WHEREAS, Prof. Schwab has a record of publications, including 41 journal articles, that have brought him notice and acclaim from his peers in the field, such as that of one professor of Applied Physics at a renowned West Coast university, which stated, “The volume and breadth of his work is outstanding, but more critically, the depth and creativity of his work is exceptional”; and

WHEREAS, Prof. Schwab’s record of receiving grants is notable, and one researcher in theoretical neuroscience at an Ivy League university said of Prof. Schwab, “I would rank him as a real leader in bio-physics research within his generation”; and

WHEREAS, Prof. Schwab has designed and taught two highly regarded classes in Physics and Biology for doctoral students, and as the executive officer of one those programs states, “his faculty teaching observations have been strong and the lecture content and quality excellent”; and
WHEREAS, Prof. Schwab is highly regarded in his field on a national and international level and has given talks worldwide at over 40 conferences on quantum machine learning, and a chair of a Canadian research institute says of Prof. Schwab, “From what I’ve seen at conferences, he is, not only by myself, but widely, considered highly influential in his field”; now therefore be it

RESOLVED, That David Schwab be appointed as a Professor with tenure in the Ph.D. Program in Biology at the Graduate Center, effective February 4, 2020 with a waiver of Bylaw 6.2.b, subject to financial ability.

EXPLANATION: David Schwab is a nationally and internationally celebrated scholar in his field and his service as an educator and researcher are an asset to the University and its mission.

K. BARUCH COLLEGE - APPOINTMENT OF TAMERA SCHNEIDER WITH IMMEDIATE TENURE:

WHEREAS, Dr. Tamera R. Schneider was appointed as Associate Vice Chancellor & Vice Provost for Research at The City University of New York by the CUNY Board of Trustees on October 21, 2019; and

WHEREAS, Prior to joining CUNY, Dr. Schneider earned tenure at Wright State University, where she served as full professor in the Department of Psychology; and

WHEREAS, Dr. Schneider has over 50 publications and has closely studied biobehavioral assessment and psycho-physiological mechanisms that link stress, emotions, and health; the influence of persuasion and other social-psychological phenomena on effecting positive health outcomes; and facilitating stress resilience and effective, inclusive, and innovative workplaces; and

WHEREAS, Dr. Tamera R. Schneider has served as Deputy Director of the National Science Foundation’s (NSF) Division of Behavioral and Cognitive Sciences of the Social, Behavioral, and Economics (SBE) Directoriate, as a Program Director of NSF’s Social Psychology program, and Assistant Vice President of Multicultural Affairs and Community Engagement at Wright State University; and

WHEREAS, Dr. Schneider was recommended for appointment as a full professor with tenure in the Baruch College Department of Psychology by the corresponding personnel and budget committees; now therefore be it

RESOLVED, That Tamera R. Schneider be appointed as a Professor with tenure in the Department of Psychology at Baruch College, effective November 18, 2019, and placed on leave while she serves as Associate Vice Chancellor & Vice Provost for Research at The City University of New York, subject to financial ability.

EXPLANATION: Dr. Schneider’s many years of experience as educator, researcher, and administrator conducting valuable, forward-thinking work will prove invaluable to advancing the missions of Baruch College and The City University of New York.

L. BRONX COMMUNITY COLLEGE – APPOINTMENT OF LESTER EDGARDO SANDRES RÁPALO AS PROVOST AND VICE PRESIDENT FOR ACADEMIC AFFAIRS:

WHEREAS, Dr. Rápalo has over 15 years of experience in academic affairs and higher education and is currently serving as the Campus Dean (equivalent to Provost) and Dean of the Institute of Intensive English at Union County Community College in Elizabeth, New Jersey. His responsible for supervising five Deans, 12 college academic departments, 295 faculty and staff, and 133 adjunct faculty. In addition, Dr. Rápalo has taught at various levels of education including middle-school and high school students at the Calhoun School in New York City; and

WHEREAS, Dr. Rápalo earned a Doctor of Education from Nova Southeastern University in Fort Lauderdale, Florida, a Master of Business Administration from Syracuse University in Syracuse, New York,
and a Master of Arts in Literature and Linguistics and a Bachelor of Arts in Literature and Linguistics from the University of Massachusetts Amherst in Amherst, Massachusetts. Dr. Rápalo has received two honorary degrees recognized by the United Nations, a Doctor in Humanities from the United Graduate College and Seminary International and a Doctors of Letters from the Academy of Universal Global Peace for his humanitarian efforts to bring educational opportunities to underprivileged communities; and

WHEREAS, Dr. Rápalo has been granted several awards for his community outreach effort, including The World Civility Award awarded by Ambassador Clyde Rivers and IChange Nations and the Human Excellence Gold Medal Award awarded by the United Nations University for Global Peace. During his tenure at Union County College, Dr. Rápalo was named “Ambassador of Education and Culture” by the Desfile Salvadoreño and was recognized by the United Nations for his efforts in hosting the “V Education Forum” held in Elizabeth, New Jersey; and

WHEREAS, Dr. Rápalo’s extensive experience in higher education administration coupled with his institutional management of campus-wide programs (including the TRINITAS School of Nursing, English as a Second Language (ESL), and Perkins grant funding) will be an asset to the management of the College’s program offerings. His experience with community outreach and partnerships will assist the College with leveraging key resources to address the diverse needs of the campus community to enhance the overall student experience; now therefore be it

RESOLVED, that the Board of Trustees of The City University of New York approve the appointment of Lester Edgardo Sandres Rápalo as Provost and Vice President of Academic Affairs effective February 4, 2020 at an annual salary of $188,500.

EXPLANATION: Bronx Community College conducted a national search and executed a comprehensive recruitment strategy that included placing ads in national journals and diverse professional and academic organizations. Sixty (60) applications were received from a diverse pool of applicants.

Dr. Rápalo will report directly to the President and be a member of the President’s Executive Cabinet. He will supervise Academic Affairs and related pre college and academic programs. He will work collaboratively with the College’s leadership to ensure effective operations of the division to support the College’s academic and student success goals are achieved and optimal student outcomes are accomplished.

The President strongly recommends this appointment.

NO. 5. COMMITTEE ON FACILITIES PLANNING AND MANAGEMENT: RESOLVED, That the following items be approved:

A. BARUCH COLLEGE – UPGRADE OF FIRE ALARM SYSTEM FOR THE VERTICAL CAMPUS BUILDING:

WHEREAS, The City University Construction Fund (“CUCF”) is authorized to provide facilities that support the educational purposes of The City University of New York (the “University”); and

WHEREAS, The University has embarked on a University-wide program to upgrade and modernize the fire alarm systems at its facilities; and

WHEREAS, The existing fire alarm system at the Vertical Campus Building at Baruch College is approximately 20 years old and requires upgrading to meet the New York City Fire Department’s new code requirements; and

WHEREAS, Once the design is completed, the University will upgrade the fire alarm system in the Vertical Campus Building at Baruch College (the “Baruch Fire Alarm Project”); and
WHEREAS, Funding has been appropriated to CUCF for the Baruch Fire Alarm Project, with one hundred percent (100%) of the funding being provided by the State, for an amount not to exceed $5,000,000; now therefore be it

RESOLVED, That the University's Board of Trustees request CUCF to provide funding for the Baruch Fire Alarm Project in an amount not to exceed $5,000,000.

EXPLANATION: The existing fire alarm system at the Vertical Campus Building at Baruch College is approximately 20 years old, and an upgrade is required to meet the New York City Fire Department’s new code requirements. Siemens Technology is currently performing the design work, and once completed, will perform the installation work for this project. The design will be completed by May 2020, and is based upon a technology upgrade of the existing fire alarm system. The design must be reviewed and approved by the New York City Fire Department before the upgrade can take place. The scope of the project includes the installation of a new fire alarm system, which will include a new central monitoring station.

B. BARUCH COLLEGE – REPLACE THE CHILLERS AND PERFORM RELATED WORK:

WHEREAS, The City University Construction Fund (“CUCF”) is authorized to provide facilities that support the educational purposes of The City University of New York (the “University”); and

WHEREAS, The Chiller Plant, located in Baruch College’s Information Technology Building, serves both the Information Technology and Vertical Campus Buildings; and

WHEREAS, The Chillers are at the end of their useful life, are in poor condition and need replacement (the “Baruch Chiller Replacement Project”); and

WHEREAS, Funding has been appropriated to CUCF for the Baruch Chiller Replacement Project, including design and construction, with one hundred percent (100%) of the funding being provided by the State, for an amount not to exceed $5,000,000; now therefore be it

RESOLVED, That the University's Board of Trustees request CUCF to provide funding for the Baruch Chiller Replacement Project in an amount not to exceed $5,000,000.

EXPLANATION: Baruch College’s Central Chiller Plant, which is located in its Information Technology Building (ITB) has three (3) 750 ton centrifugal electric chillers. The chillers are serving 2 main buildings--the Information Technology and Vertical Campus Buildings. The life expectancy of a chiller is normally 25 to 30 years. Chillers 1 and 2 are 27 years old, and chiller 3 is 20 years old. Chillers 1 and 2 have extensive corrosion and cannot be repaired as the needed parts are unavailable. Chiller 3 was not well maintained, and as a result, does not function properly and has been taken offline. The chiller requires a new vane assembly with an estimated cost of $350,000 as well as replacement of the seriously damaged chiller tubes. Given the extensive damage, it has been determined that replacement is the best option.

The existing chillers will be replaced with new high efficient chillers that are environmentally compliant with Global Warming Potential and Ozone Depletion requirements. The scope of work will include the design of an environmentally safe, easily maintained and code-compliant chiller system as well as the installation of new high efficient centrifugal electric chillers, new controls, piping, valves, and free cooling heat exchangers. Upon completion of the design phase, construction is expected to begin January 2021 and end December 2021.

C. CUNY GRADUATE SCHOOL AND UNIVERSITY CENTER – COMMON ELEMENT CAPITAL PROJECTS:

WHEREAS, The City University Construction Fund (“CUCF”) is authorized to provide facilities that support the educational purposes of The City University of New York (the “University”); and
WHEREAS, The Dormitory Authority of the State of New York ("DASNY"), on behalf of the University, owns a condominium unit known as the "Showroom Unit" in the "The New York Resource Center Condominium" (the "Condominium") located at 365 Fifth Avenue, New York, New York (the "Property") which is occupied by the CUNY Graduate School and University Center; and

WHEREAS, The Showroom Unit is comprised of 544,535 gross square feet and represents a 60.80% Condominium interest in the Property; and

WHEREAS, The Condominium was established pursuant to a certain Declaration of Condominium dated on or about August 18, 1992 (as amended, the "Declaration") setting forth the rights and responsibilities of the condominium owners with respect to the Property; and

WHEREAS, Pursuant to Section 8 of the Declaration, "Common Elements" consist of the entire Property including the Land and all parts of the Building and improvements thereon, other than the condominium units, which exist for the common use of all the condominium units; and

WHEREAS, Pursuant to Section 4 of the Second Amendment to the Declaration, dated January 3, 1993, the Board of Managers may employ a managing agent and/or manager; and

WHEREAS, The Board of Managers, on or about March 4, 2002, entered into a contract with George Comfort and Sons to provide property management services to the Property; and

WHEREAS, Pursuant to Article VI, Section 1(e) of the Second Amendment to the Declaration, the Board of Managers may impose additional charges (the "Special Assessments") for the payment of non-recurring, extraordinary and unanticipated expenses incurred by the Condominium for repairs and improvements to the Common Elements; and

WHEREAS, Based on the recommendation of George Comfort and Sons, the Board of Managers approved and directed George Comfort and Sons to engage contractors to execute Local Law 11, Cycle 8 in 2018 and the first two phases of a Sidewalk Reconstruction Project for all of the sidewalks on Madison Avenue from East 34th to East 35th Streets and a portion of sidewalks on East 35th Street between Madison and Fifth Avenues in 2016 (the "Common Element Capital Projects"); and

WHEREAS, The Common Element Capital Projects constitute Special Assessments under the Declaration; and

WHEREAS, In accordance with the percentage of ownership of the Property, the University is responsible to fund 60.80% of the Common Element Capital Projects; and

WHEREAS, The University desires that George Comfort and Sons effectuate the Common Element Capital Projects and fund same by Special Assessment under the Declaration; and

WHEREAS, Funding has been appropriated to CUCF for the Common Element Capital Projects, with one hundred percent (100%) of the funding being provided by the State, for an amount not to exceed $1,750,000; now therefore be it

RESOLVED, That the University’s Board of Trustees request CUCF to provide funding for the Common Element Capital Projects in an amount not to exceed $1,750,000.

EXPLANATION: For all buildings over six stories, New York City Department of Building ("DOB") code requires façade inspections, and necessary improvements, by a New York State licensed architect or engineer every 5 years, pursuant to Local Law 11. After the inspection, the architect or engineer must then file a Local Law 11 technical report of critical examination with DOB documenting the condition of the building’s façade. The report to DOB outlines minor repairs required to maintain a compliant building façade. 365 Fifth Avenue, the home of the Graduate Center condominium, was originally constructed in 1906 as the flagship location for B. Altman & Co. and in 1985 the building was designated a New York City
Landmark. Pursuant to the designation, any remediation impacting the façade aesthetic also requires review and approval from the New York City Landmarks Preservation Commission (LPC). The Local Law 11 work to be done has been reviewed and approved by the LPC.

With respect to the sidewalk repair, due to the deterioration of the waterproof membrane underneath the sidewalk paving, multiple leaks are impacting the interior of the building. To correct this problem, the sidewalk paving must be replaced and waterproofed and interior repairs to remediate the existing leaks must be done. Because the building occupies an entire block, the work needs to be performed in phases. Phases 1 & 2 of the sidewalk reconstruction project will consist of the replacement of the sidewalks on Madison Avenue between 35th and 34th Streets and a portion of 35th Street between 5th and Madison Avenues.

D. HUNTER COLLEGE – NEW LEASE WITH STARBUCKS:

WHEREAS, The Dormitory Authority of the State of New York is the fee owner for the benefit of the City University of New York (the “University”) on behalf of Hunter College (“Hunter”), of the building known as 904 Lexington Avenue, New York, New York (the “Building”); and

WHEREAS, on May 1, 2017, the University issued a request for proposals for brokerage services to locate a tenant to occupy approximately 1,959 square feet on the ground floor and 1,000 square feet of contiguous lower level space (collectively, the “Leased Premises”) in the Building; and

WHEREAS, on November 14, 2017, the University selected Colliers International NY LLC (“Colliers”) as the exclusive broker for the Leased Premises; and

WHEREAS, the University entered into a Contract for Real Estate Representative Services, dated July 30, 2018 (the “Brokerage Agreement”), with Colliers for the Leased Premises; and

WHEREAS, Colliers identified Starbucks Corporation (“Starbucks”) as a potential tenant for the Leased Premises to be operated as a “Starbucks Establishment”; and

WHEREAS, The initial term of the proposed lease with Starbucks is 10 years, 8 months, including two, 5-year options to renew (the “Proposed Lease”); and

WHEREAS, The lease Commencement Date under the Proposed Lease occurs upon delivery of possession of the Leased Premises to Starbucks with a demising wall constructed by Hunter on the lower level and a temporary ADA compliant entrance ramp installed by Hunter; and

WHEREAS, Under the Proposed Lease, Starbucks is obligated to construct the Leased Premises pursuant to plans and specifications approved by the University and in accordance with Prevailing Wage and MWBE program requirements; and

WHEREAS, Starbucks is being provided with an 8 month rent abatement, starting from the lease Commencement Date, to complete their construction; and

WHEREAS, the Rent Commencement Date will occur eight months following the lease Commencement Date; and

WHEREAS, The annual rent under the Proposed Lease for the initial term will be $411,390 ($210/SF) for years 1-5 and $452,529 ($231/SF) for years 6-10, and the annual rent under the Proposed Lease for the renewal terms will be $497,781.90 ($254.10/SF) for the first renewal term, and 95% of fair market value as of the expiration date of the previous extension term for the second renewal term; and
WHEREAS, Hunter is contributing up to $411,390 as a tenant improvement allowance toward the hard costs and certain soft costs incurred by Starbucks to construct the Leased Premises, and in lieu of a cash reimbursement, Hunter is providing such allowance to Starbucks in the form of a rent abatement which will be amortized on a straight line basis over the first 30 months of the term of the Proposed Lease following the Rent Commencement Date; and

WHEREAS, Starbucks has a right to cancel the Proposed Lease effective on the day before the 60th month following the Rent Commencement Date, provided that Starbucks gives Hunter 270 days prior notice electing to cancel and pays Hunter’s unamortized transaction costs, plus a surrender payment of $180,000; and

WHEREAS, Under the Brokerage Agreement, Hunter will pay Colliers a commission in the amount of $212,637.20, which shall be payable in two equal installments, with the first installment due 70 days after the lease Commencement Date and the second installment due six months thereafter; now therefore be it

RESOLVED, That the University’s Board of Trustees authorize the General Counsel to execute the Proposed Lease, and such other ancillary documents, on behalf of Hunter.

EXPLANATION: This lease with Starbucks provides an amenity to the students and staff of Hunter while generating income to Hunter. The Starbucks Establishment will be ADA accessible and accessible from within the Hunter building as well as from the street. The Proposed Lease will be subject to the approval as to form by the University Office of the General Counsel.
The Board of Trustees of The City University of New York (CUNY) met on March 30, 2020 via audio teleconference, pursuant to a Notice sent by the Office of the Secretary of the Board on March 16, 2020.

Trustees Present: Chairperson William C. Thompson, Jr., Vice Chairperson Barry F. Schwartz, Michael Arvanites, Henry T. Berger, Lorraine A. Cortés-Vázquez, Fernando Ferrer, Mayra Linares-Garcia, Kevin D. Kim, Robert F. Mujica, Jr., Brian D. Obergfell, Jill O’Donnell-Tormey, Charles A. Shorter, Ken Sunshine, Sandra Wilkin, Timothy Hunter, ex officio, and Martin Burke, ex officio (non-voting)

Trustee Absent and Excused: Una S. T-Clarke

Others present: Chancellor Félix V. Matos Rodriguez, EVC&UP José L. Cruz, EVC&COO Hector Batista, SAC and Board Secretary Gayle M. Horwitz, General Counsel and SVC Derek Davis, SVC and Special Counsel Glenda G. Grace, Senior Vice Chancellor Allen Y. Lew, SVC&CFO Matthew Sapienza, SVC Pamela S. Silverblatt, Vice Chancellor Brian Cohen, Vice Chancellor Doriane K. Gloria, Vice Chancellor Maite Junco, Vice Chancellor Richard R. White, Interim Vice Chancellor Andrea Shapiro Davis

CONVENING OF PUBLIC MEETING
Chairperson William C. Thompson, Jr. called the Public Meeting to order at 4:33 p.m.

CHAIRPERSON’S REPORT

William C. Thompson, Jr.’s Remarks:
202.1, which included a suspension of law allowing the attendance of meetings telephonically or other similar service.

Article 7 of the Public Officers Law, to the extent necessary to permit any public body to meet and take such actions authorized by the law without permitting in public in-person access to meetings and authorizing such meetings to be held remotely by conference call or similar service, provided that the public has the ability to view or listen to such proceeding and that such meetings are recorded and later transcribed.

In accordance with the Executive Order, this Board meeting is being held via teleconference with a live stream found at the CUNY Board of Trustees website as well as broadcast and cablecast live on CUNY TV, Channel 75.

A copy of the calendar (agenda) is also available online at the CUNY Board of Trustees website. Additional items may be added during the meeting. As a reminder, please mute your phones so we can ensure that everyone can hear.

We are living in unprecedented times. I never imagined that we would be meeting like this but here we are. First, I want to acknowledge our students, faculty and staff who have all made incredible adjustments during these trying times. You have shown your resilience and patience as we, together, navigate in uncharted waters. On behalf of the entire Board, I say thank you for your enduring commitment to our precious community. I would also like to give a big shout out to the Chancellor and his entire team as well as our Presidents and their leadership teams for their tireless efforts to continue CUNY’s important mission of providing a high-quality education for all New Yorkers ensuring equal access and opportunity regardless of background or means. This mission has never been more important than it is today. I would also be remiss if I did not acknowledge the leadership of Governor Cuomo. Governor Cuomo’s stellar management of this crisis has provided New York State with a steady hand and the strong leadership needed to get us all through these difficult times. I cannot thank him enough for stepping up into this unprecedented dangerous time.

As you know, the CUNY Board of Trustees could not convene its March 23, 2020 Public Hearing and Brooklyn Borough Hearing. Instead, the Office of the Secretary accepted written testimony and statements from concerned individuals on items on the calendar for the March 30, 2020 Board Meeting via email. Testimonies were accepted until 12:30 p.m. on Wednesday, March 25, 2020.

94 testimonies were submitted.

The majority of the testimonies addressed how the COVID-19 crisis has affected students and professors at CUNY. Many students expressed concerns about disruptions caused by the crisis including, difficulties adapting to distance learning, communications issues between faculty and students and the need to address the current grading policies. Almost all testimonies requested that CUNY implement an elective pass/fail option for classes. While the testimonies overwhelmingly support
the pass/fail option, individuals requested that the standard grading format continue to be offered, as pass/fail grading may influence grade point averages and negatively affect admittance to graduate schools, future employment and financial aid.

Testimonies are available for review in the Office of the Secretary.”

**CHANCELLOR’S REPORT**

Félix V. Matos Rodriguez’ Remarks:

“Thank you, Chairperson Thompson, Jr., Trustees, Presidents and Vice Chancellors. It is good to be back here with you today to continue our work, albeit under circumstances that none of us could have envisioned the last time we met.

I think I speak for all of us when I say we are in the midst of one the most challenging periods of our lives.

We are all connected by this coronavirus crisis, and we all know someone, perhaps a family member, a friend, a co-worker who has been adversely affected. The CUNY community was shaken by the loss last week of Michael Sorkin, a widely admired architect and public intellectual who was a Distinguished Professor and the Director of the Graduate Program in Urban Design at City College’s Spitzer School of Architecture. Today, we were again devastated to learn of the passing of a second member of our CUNY family, also from City College, Distinguished Professor and foundational member of the sociology department, William Helmreich, who won widespread acclaim for his memorable work and, most recently, his epic determination to walk every street of New York City and document the vast diversity of the people he encountered along the way.

These abrupt losses are so very difficult to accept. Let me express my deepest condolences to the families of Professors Sorkin and Helmreich, and to all others who have lost a loved one in this unprecedented pandemic. It should come as no surprise that as the country’s largest urban university, with campuses in every borough of the city that has become an early epicenter of the outbreak, CUNY would be quickly embroiled. To anyone who is battling COVID-19 in the hospital or at home, we hope your recovery is speedy and complete.

Early this month, as one of the first steps of our Emergency Response and Business Continuity Plan, I convened a Coronavirus Task Force led by Executive Vice Chancellor and Chief Operating Officer Hector Batista, to serve as a command center and work hand in hand with our 25 campuses to provide systematic guidance to our community.
Our first known case involved John Jay College, where a student tested positive on March 10th. Though she had not been to school since becoming symptomatic, we closed the school the following day. In that case, as we have done since, we quickly notified school communities and directly informed those who had come in contact with the individual, and made sure that cleaning protocols were strictly observed, even when the risk to the school community was deemed low by health officials.

On March 11th, Governor Cuomo announced the transition to distance education, and we called a five-day instructional recess to allow faculty and staff to plan and implement that very complicated conversion. By the time we resumed classes, on March 19th, 95 percent of our classes had been converted to distance learning and 95 percent of our staff were working remotely. Both of those numbers have since increased to nearly 100 percent.

The move to distance education accentuated broader issues of equity and access in higher education, and the effects of these disparities that we at CUNY are always working to combat. We quickly realized that we needed to address a palpable digital divide, a problem that stood to keep thousands of our students from completing their academic requirements. To that end, the Central Office with the support of Governor Cuomo, moved swiftly to purchase 30,000 laptops and tablets.

The distribution upholds social distancing standards and other provisions of Governor Cuomo’s New York State on PAUSE executive order.

Because we realize the disruption these circumstances have presented for the research and scholarship activity of our faculty, we have made modifications to faculty tenure clocks and other contractual obligations. Faculty whose candidacies for tenure are coming up in the Fall 2020 semester will receive a one-year extension, if they so desire. These changes were made after consultation with provosts and the Professional Staff Congress.

Here, I would like to interject a personal note of appreciation. It has been nothing short of astounding, and also quite humbling, to note the commitment of our staff, faculty and administrators across all campuses, acting during a time of great uncertainty and anxiety in their own lives to enable CUNY to keep going. I will forever be grateful to every person who had a hand in this process.

Just as we stepped up to help our city cope with the effects of Superstorm Sandy and the 9-11 attacks, we are doing so now, in the thick of this generation-defining moment. First, at the request of the state, we made CUNY facilities—our cafeterias, gyms and dorms—available to increase health care capacity, when and where needed. Governor Cuomo tabbed three of our campus residence halls, College of Staten Island, City College and Hunter College, as potential sites for emergency medical facilities and any other needed use such as housing for National Guard members.

As a result, residential CUNY students from City College, CSI and Hunter College who were unable to go home were housed at the Summit dorms at Queens College where we will be able to continue offering full services. Each college helped move them and their belongings, over several days last
week, in a process that maintained strict social distancing protocols. I visited Queens College on Saturday to offer my support. I know the process has been disruptive, as so much has been during these challenging times.

CUNY is helping the community in a variety of other ways. Campus food pantries remain open—for limited hours but they are open—to serve our most vulnerable students. Child care centers are operating with reduced staffing, but they remain open so they can be fully activated as part of the State’s efforts to support the needs of families of medical first responders.

Working with Memorial Sloan Kettering Cancer Center, we have helped establish a testing site on University-owned property on Manhattan’s Upper East Side. The Graduate School of Public Health and Health Policy is releasing a weekly survey that provides a data-driven picture of the pandemic’s effects. Queensborough Community College is in discussions to manufacture, through 3D-printing, life-saving equipment for hospitals through its Advanced Manufacturing Lab.

CUNY has also stepped up to assist small business owners suffering from loss of revenue during this pandemic by serving as a point of contact for processing disaster loans. Small Business Development Centers at a number of schools are processing applications to help small businesses get back on their feet. All of these serve to exemplify CUNY at its finest.

Another important University fixture that was sadly but unavoidably interrupted by this pandemic is study abroad. By early March, we had suspended study abroad to China, South Korea, Italy and Japan and, in partnership with SUNY and with the support of Governor Cuomo we took steps to bring all CUNY students home from those countries and all others. In order to help any remaining members of the CUNY community return home before it is too late, we continue to offer rebooking support to any student or employee abroad who is unable to make these arrangements directly.

All University-related international and domestic travel is indefinitely suspended at this time, including the suspension of all Spring 2020 and Summer 2020 study abroad programs. It also includes all CUNY-sponsored student international travel (including spring break), non-CUNY credit-bearing programs, and non-credit travel under the auspices of CUNY or any CUNY college or student organization. Business travel is also suspended, and personal travel highly discouraged.

To ensure the continuity of University business operations, all offices are operating remotely, with limited on-campus and CUNY Central presence permitted for mail pick-ups and other selected needs. We took necessary steps to preserve such critical operations as payroll, identifying members of the staff who are needed to maintain functionality. Administrative departments such as Financial Aid, Admissions and Human Resources continue to maintain telephone and email operations.

The two-trillion-dollar federal stimulus bill, signed into law on Friday, included a 14 billion dollar allocation for education, including emergency aid for low-income students and minority-serving institutions like CUNY. The legislation included provisions for flexibility in management of the Federal...
Work Study and Supplemental Educational Opportunity Grants, and Pell Grants will not be counted as “used” for students who are unable to complete the term. Our Financial Aid and Budget officers are combing through the law, determining all of its ramifications for students and the University. I look forward to informing the Board when we have a better sense of those figures.

Beginning with the first CUNY-wide guidance on coronavirus prevention, posted to the website in the last week of January, our Communications teams at CUNY Central and on each campus have produced a steady output of correspondence and resources to proactively inform the University community of the ever-evolving guidance and continuing array of changes. With their help, I have been able to provide an ongoing series of letters and video messages, and the information has been clearly presented and readily accessible.

Our dedicated coronavirus web page, launched March 3rd, has been updated every day, most days multiple times, to provide information about prevention, travel guidelines, academics and more. Since its launch, the page and its subpages have recorded more than 600,000 page views. Our Student Continuity web page, launched on March 18th to help students navigate the transition to distance learning, has logged an additional 35,000 views. That is in addition to the campus-specific communications being conveyed by the presidents and deans.

My report this month is necessarily devoted to coronavirus-related updates, but there is much more that I could note. We are continuing the important work of making sure that every New Yorker is counted in the upcoming 2020 U.S. Census through a comprehensive outreach effort that has now shifted to remote activities by our CUNY Census Corps. We are prepared to take part in National Census Day, which is two days from now.

One final note concerns Guttman Community College’s founding president, Scott Evenbeck, who announced his resignation in December. As I said at the time, Scott has been a good friend and stellar colleague, an inspiration to myself and many others who share his commitment to student success. Now, I am pleased to report that CUNY will continue to benefit from his contributions. Later this evening, you will consider a resolution to allow President Evenbeck to remain with us in the capacity of University Professor.

After all that I have had to report tonight that falls under the rubric of “crisis,” it makes me happy to at least be able to wind up on a positive note.

This brings me to the end of my report. The circumstances may have changed from when I began serving in this role, but my priorities have not. I continue to advocate for our students, faculty and staff, even in these vexing and most unpredictable times. Thank you.”
Chairperson Thompson, Jr. stated, “Given that all Board members are participating remotely, I will read the resolutions and ask for members to respond only if you would like to abstain or oppose an item, otherwise your vote will be recorded as a yes vote. If you are voting no or abstaining, please state your name and vote. Additionally, if you wish to second an item or have any questions, please state your name first for the record and let us do that in an orderly way.

For clarity and coordination, I will read all of the items rather than turning to committee chairs.”

**APPROVAL OF MINUTES:** Chairperson Thompson, Jr. called for a motion to approve the minutes of the regular Board meeting and Executive Session of February 3, 2020, which was seconded by Trustee Henry Berger. He asked if there were any amendments. Upon hearing none, the item was unanimously adopted by the Board:

1. **Approval of Minutes:**

   RESOLVED, That the minutes of the regular Board meeting and Executive Session of February 3, 2020 be approved.

2. **COMMITTEE ON AUDIT:**

   Chairperson Thompson, Jr. reported that at the March 9, 2020 meeting of the Committee on Audit, the Committee approved the following resolution, and Trustee Kevin Kim recommended its approval by the Board.

   Moved by Chairperson Thompson, Jr. and seconded by Trustee Berger, the following resolution was presented and opened for discussion:

   A. **The City University of New York - Approval of the FY 2019 Uniform Guidance Report:**

      WHEREAS, The University receives federal aid in the form of student financial assistance and research and other grants; and

      WHEREAS, Organizations such as the City University of New York that receive over $750,000 of federal funds are subject to an audit in accordance with the Uniform Guidance; and

      WHEREAS, The University’s external auditor, Grant Thornton, LLP, has audited the University’s compliance with Title 2 U.S. Code of Federal Regulations (“CFR”) Part 200, Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards (“Uniform Guidance”), including our compliance with major federal
programs, internal controls over compliance and the supplementary schedule of expenditures of federal awards; and

WHEREAS, For fiscal year 2019, Grant Thornton, LLP has issued an unmodified or “clean” opinion of the University’s compliance with Uniform Guidance; now therefore be it

RESOLVED, That the Audit Committee of the Board of Trustees of the City University of New York approves the University’s fiscal year 2019 Uniform Guidance report.

EXPLANATION: The Audit Committee, as part of its responsibilities, must review the Uniform Guidance Report as presented by the external auditors. Similar to the prior years, this year’s report is primarily related to federal financial aid. The audit of the University’s federal grant activity fiscally administered by the Research Foundation of the City University of New York is conducted separately. The Uniform Guidance report is required to be filed with the federal government by March 31st annually.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 2.A. was unanimously adopted.

3. COMMITTEE ON FISCAL AFFAIRS:
Chairperson Thompson, Jr. reported that at the March 9, 2020 meeting of the Committee on Fiscal Affairs, the Committee approved the following resolution, and Trustee Fernando Ferrer recommended their approval by the Board.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Ferrer, the following resolution was presented and opened for discussion:

A. CUNY Central Office – Authorization of a Contract with Corporate Counseling Associates, Inc.:

WHEREAS, The University has provided its employees and their families a set of confidential services for the past several years to help balance the needs of personal life and the requirements of work, and to address personal problems that may affect work performance; and

WHEREAS, These services, known as Employee Assistance Program Services ("EAP Services"), are customarily provided by third party vendors, rather than by the University; and

WHEREAS, The current EAP Services contract, approved by the Board on May 5, 2014, is scheduled to expire on June 30, 2020; and
WHEREAS, The University issued a Request for Proposals on November 22, 2019 to procure a new contract for EAP Services; and

WHEREAS, Corporate Counseling Associates, Inc. has been selected for contract award; and

WHEREAS, The University is in the process of finalizing the contract terms with Corporate Counseling Associates, Inc.; now therefore be it

RESOLVED, That the Board of Trustees of The City University of New York (the “Board of Trustees”) authorizes 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 $3,125,000 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 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 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 University has provided its employees and their families a set of confidential services for the past several years to help balance the needs of personal life and the requirements of work, and to address personal problems that may affect work performance. Therefore, the University wishes to continue provision of the EAP Services.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 3.A. was unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Berger, the following resolution was presented and opened for discussion:

B. CUNY Central Office – Authorization of a Contract with ITHAKA HARBORS Dba JSTOR:

WHEREAS, The University, on behalf of all campus libraries, has subscribed for the last 15 years to a collection of JSTOR digital library arts and sciences journals; and
WHEREAS, The collection provides the University researchers with the ability to retrieve high-resolution, scanned images of journal issues and pages as they were originally designed, printed, and illustrated, from a platform that integrates open access journals and books; and

WHEREAS, These publications are widely used within the University by both faculty and students, with over 1.6 million items downloaded in 2019; and

WHEREAS, The current contract with ITHAKA HARBORS dba JSTOR for these services expired on December 31, 2019; and

WHEREAS, The University wishes to award a contract to ITHAKA HARBORS for continued access to the publications through the platform without competitive bidding, and in accordance with state law and University policy; and

WHEREAS, ITHAKA HARBORS has continued to provide uninterrupted service in good faith while negotiations have been underway to enter into a new long-term contract for provision of the services; now therefore be it

RESOLVED, That the Board of Trustees of The City University of New York (the “Board of Trustees”) authorizes 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 $1,929,650 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 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 material changes to the terms and conditions of the Contract hereby approved by the Board of Trustees shall be submitted to the University Board of Trustees for its consideration and approval.

EXPLANATION: The University has provided access to these platforms for over 15 years and wishes to continue to do so. ITHAKA HARBORS, a not-for-profit organization, allows the academic community to use digital technologies to preserve the scholarly record and to advance research and teaching in sustainable ways.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 3.B. was unanimously adopted.
Moved by Chairperson Thompson, Jr. and seconded by Trustee Ferrer, the following resolution was presented and opened for discussion:

C. CUNY Central Office – Authorization of a Contract with Oxford University Press USA:

WHEREAS, The University, on behalf of all campus libraries, has subscribed for the last 15 years to a collection of Oxford University Press publications; and

WHEREAS, The collection provides access to some of the world’s most prestigious and well known scholarly publications in arts, humanities and social sciences; and

WHEREAS, These publications are widely used within the University by both faculty and students; and

WHEREAS, The current contract with Oxford University Press USA for these services expired on June 30, 2019; and

WHEREAS, The University wishes to award a contract to Oxford University Press for continued access to publications without competitive bidding, and in accordance with state law and University policy; and

WHEREAS, Oxford University Press USA has continued to provide uninterrupted service in good faith while negotiations have been underway to enter into a new long-term contract for provision of the services; now therefore be it

RESOLVED, That the Board of Trustees of The City University of New York (the “Board of Trustees”) authorizes 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 $871,200 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 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 material changes to the terms and conditions of the Contract hereby approved by the Board of Trustees shall be submitted to the University Board of Trustees for its consideration and approval.
EXPLANATION: The University has provided access to these standard reference works for over 15 years and wishes to continue to do so. Oxford University Press is one of the most respected University Presses in the scholarly community.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 3.C. was unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Berger, the following resolution was presented and opened for discussion:

D. CUNY Central Office – Authorization of a Contract with W.W. Grainger, Inc.:  

WHEREAS, On October 29, 2018 (Cal. No. 4.E), the Board of Trustees authorized the General Counsel to enter into agreements for the University to make purchases of maintenance, repair and operating supplies (“MRO Supplies”) from W.W. Grainger, Inc. (“Grainger”) under an existing contract (numbered CNR01248 and dated February 1, 2010) between Grainger and Educational and Institutional Cooperative Services, Inc. (“E&I”), a purchasing consortium of which CUNY is a member (as amended, the “E&I Consortium Contract”); and

WHEREAS, The University and Grainger entered into an addendum to the E&I Consortium Contract on March 1, 2019 to enable the University to access the E&I Consortium Contract and to purchase MRO Supplies from Grainger on more beneficial terms (the “CUNY-Grainger Addendum”), and following such date the University has made purchases of MRO Supplies under the E&I Consortium Contract and the CUNY-Grainger Addendum; and

WHEREAS, The E&I Consortium Contract expired by its terms on January 31, 2020 (the “Expiration”); and

WHEREAS, Prior to the Expiration, the E&I Consortium Contract was amended on December 18, 2019 to, among other things, extend its terms and conditions to allow the University and the State University of New York to continue to make purchases of MRO Supplies under the E&I Consortium Contract for a period not to exceed December 31, 2020; and

WHEREAS, The University determined it is in the best interest of the University to enter into an extension agreement with Grainger in conjunction with E&I to extend the terms and conditions of both the original E&I Consortium Contract and the CUNY-Grainger Addendum for a period not to exceed December 31, 2020 (together the “Extension Agreement”); and
WHEREAS, The University determined that the E&I Consortium Contract offered more advantageous pricing and more closely met the University’s form, function and utility requirements than the NYS Office of General Services contract with Grainger; and

WHEREAS, The University is in the process of negotiating a new agreement with Grainger (the “New Agreement”) that will permit the University to make purchases of MRO Supplies from Grainger under a new consortium contract between E&I and Grainger (the “New Consortium Contract”), which together will replace the existing CUNY-Grainger Addendum and E&I Consortium Contract; and

WHEREAS, The New Agreement and the New Consortium Contract will be presented to the University Board of Trustees at a future meeting; and

WHEREAS, It is essential that the University be able to continue to access and purchase MRO Supplies from Grainger under the Extension Agreement at such favorable pricing pending the University’s negotiation and approval of the New Agreement; and

WHEREAS, All such purchases made by the University pursuant to the E&I Consortium Contract and the Extension Agreement will continue to be subject to an MWBE participation goal of 30%; now therefore be it

RESOLVED, That the Board of Trustees of The City University of New York (the “Board of Trustees”) authorizes the General Counsel or his designees, and that they hereby are, and each of them hereby is, authorized to execute, seal, and deliver the Extension Agreement and any and all such other agreements, documents, and instruments and to take any and all such other actions, as such officer so acting deems necessary, useful, or appropriate, and that such execution, seal and delivery 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, seal and deliver the Extension Agreement and all such agreements, documents, and instruments on behalf of the University; and be it further

RESOLVED, That any material changes to the terms and conditions of the Extension Agreement and other agreements, documents, and instruments hereby approved by the Board of Trustees shall be submitted to the Board of Trustees for its consideration and approval.

EXPLANATION: Colleges purchase maintenance, repair, and operating supplies on a routine and as-needed basis. Prior to using the E&I Consortium Contract, the University made purchases from Grainger under the NYS Office of General Services contract with Grainger, which offered less favorable pricing and did not fully meet the University’s form, function and utility requirements. To date, the University has realized approximately $283,113 in savings over the NYS Office of General Services contract,
and received approximately $129,913 in rebates. In addition, the E&I Consortium Contract offers the Colleges an opportunity to take advantage of Vendor Managed Inventory (VMI) services at no additional cost, which reduces overages and inefficiencies in stock room management. The E&I Consortium Contract also offers the opportunity for individual campuses to develop “hot lists” that can be customized to individual campus-specific needs resulting in deeper discounts on high-volume purchases.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 3.D. was unanimously adopted.

4. COMMITTEE ON ACADEMIC POLICY, PROGRAMS, AND RESEARCH:
Chairperson Thompson, Jr. reported that at the March 9, 2020 meeting of the Committee on Academic Policy, Programs, and Research, the Committee approved the following resolutions, and Trustee Jill O’Donnell-Tormey recommended their approval by the Board.

Moved by Chairperson Thompson, Jr. and seconded by Trustee O’Donnell-Tormey, the following resolution was presented and opened for discussion:

A. New York City College of Technology – B.S. in Data Analytics/Economics:

WHEREAS, A Data Analytics/Economics degree program at New York City College of Technology would have broad appeal and would offer many promising job opportunities for our students while playing a valuable role in addressing the growing demand for workers; and

WHEREAS, The proposed BS in Data Analytics/Economics will prepare students for employment in a range of industries or for graduate education through interdisciplinary and hands-on education in Economics, Mathematics and Computer Systems Technology, and general education courses while aligning with the mission of the College with its “emphasis on applied skills and place-based learning built upon a vibrant general education”; and

WHEREAS, The program would be unique within CUNY, harmonizing applications in economics with skills in mathematics and computer science, enabling graduates to apply statistical methods and programming skills to analyze complex economic data and economic/social problems in a variety of employment settings; and

WHEREAS, A strong labor market picture offers strong evidence that the field of data analytics with an application in Economics will provide an excellent opportunity as a field of study for our students, with approximately two-thirds of over 300 students enrolled in introductory and upper-level economics courses who were surveyed in Spring 2018.
indicating an interest; and

WHEREAS, A Data Analytics/Economics degree program at New York City College of Technology would have broad appeal and would offer many promising job opportunities for our students while contributing to the applied research and projects in which our students could become engaged; and

WHEREAS, The program will provide students with the skills needed to think critically and to understand and clearly communicate increasingly more complex and advanced economic concepts and theory based on applications to real-world economic problems, while the required sequence of courses in mathematics will enable students to develop and sharpen their skills in quantitative analysis, providing the foundation for the more complex problem-solving skills needed for the mathematical methods used in economics and econometrics courses; and

WHEREAS, In terms of faculty, while the courses in the program can be taught by the current four full-time Economics faculty, and further support can be supplemented by additional part-time faculty members with specialized expertise; now therefore be it

RESOLVED, That the program in Data Analytics/Economics leading to the Bachelor of Science be approved effective March 31, 2020, subject to financial ability and approval from the New York State Education Department.

EXPLANATION: The proposed program will serve the University's mission to prepare students for the future of work in the 21st century by allowing them to develop the critical skills in mathematics and quantitative analysis that are highly valued by a growing industry and competitive labor market.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 4.A. was unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by Trustee O'Donnell-Tormey, the following resolution was presented and opened for discussion:

B. The City University of New York – Amendment of Board of Trustees Policy 6.01 - CUNY Conflict of Interest Policy:

WHEREAS, The Board of Trustees adopted a Conflict of Interest Policy on 1/24/12 and amended such policy on 9/30/13 and 5/2/16; and

WHEREAS, The Office of Academic Affairs has reorganized its Research Administration division to reflect that the individual responsible for research compliance in the central administration is the Chief Research Officer; and
WHEREAS, The University expanded the role of the Division of Research Compliance within the Office of Research to include responsibility for guidance and oversight of compliance in sponsored programs in July 2017; and

WHEREAS, Sponsored programs and non-research activities at the University that receive external funding should receive the same oversight of potential conflicts of interest as sponsored research activities; and

WHEREAS, The existing Conflict of Interest Policy addressed the oversight of conflicts of interest in sponsored research, but not sponsored programs; and

WHEREAS, The Policy is therefore being modified to implement similar compliance oversight of both sponsored programs and sponsored research, broadly stated as “sponsored projects”; and

WHEREAS, The changes to the Conflict of Interest Policy were drafted by Office of Research and the Office of the General Counsel, in consultation with the Research Foundation of the City University of New York (RFCUNY), the University Faculty Senate and the University Conflicts Committee; now therefore be it

RESOLVED, That the Board of Trustees amend Board Policy 6.01, CUNY Conflict of Interest Policy, which was adopted on 9/24/12, and previously amended on 9/30/13 and 5/2/16, effective May 15, 2020.


EXPLANATION: In July 2017, then EVC and University Provost, Vita Rabinowitz expanded the role of the Division of Research Compliance within the CUNY Office of Research to include responsibility and oversight of compliance in sponsored programs. To address this expansion, the CUNY Conflict of Interest Policy is being revised to incorporate oversight requirements for sponsored programs in addition to sponsored research, collectively referred to as sponsored projects. The revised policy incorporates the following changes: i) require similar compliance oversight of sponsored programs and sponsored research; ii) streamline the process for application of nepotism rules to research positions, regardless of whether these positions are hired by the Research Foundation of the City University of New York or CUNY; iii) define procedures for recusal of College Conflicts Officers and Conflicts Committee Members; and iv) require only the Principal Investigator to submit conflict of interest disclosure forms at the time the grant
proposal is submitted. All other investigators shall submit conflict of interest disclosures prior to the expenditure of funds, if awarded. The proposed revisions were developed in consultation with RFCUNY, the CUNY General Counsel, the University Faculty Senate, the CUNY Conflicts Committee, the Academic Council, and the Office of Research, Division of Research Compliance. The amended policy seeks to reaffirm CUNY’s commitment to performing its teaching and research activities in accordance with the highest standards of integrity and ethics, in a manner that will uphold the University’s credibility, objectivity and fairness.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 4.B. was unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Mayra Linares-Garcia, the following resolution was presented and opened for discussion:

C. Brooklyn College – Award Sarah Deer with an Honorary Degree at Commencement:

WHEREAS, Sarah Deer, professor at the University of Kansas, has been an outspoken advocate for the rights of indigenous people, and as a member of the Muscogee (Creek) Nation has worked to end violence against women for over 25 years; and

WHEREAS, Ms. Deer is currently chief justice for the Prairie Island Indian Community Court of Appeals and was an associate judge on the White Earth Nation Court of Appeals from 2014–17; and

WHEREAS, Ms. Deer has demonstrated unflagging service to indigenous people, particularly Native women, in her crucial role in the 2013 reauthorization of the Violence Against Women Act; and

WHEREAS, In 2014, Ms. Deer was named a MacArthur Fellow, for her work to secure justice for Native women who are victims of violence, and in 2016 was the recipient of the Spirit of Excellence Award from the American Bar Association for her commitment to racial and ethnic diversity in the legal profession; and

WHEREAS, Ms. Deer is a graduate of the University of Kansas, where she received her B.A. in Women’s Studies and Philosophy, with honors, and the University of Kansas School of Law where she earned her Juris Doctor with a certificate in tribal lawyering; and

WHEREAS, Along with authoring several articles on the issues facing Native women in the United States, Ms. Deer is a co-author of three books on tribal law, the most recent titled “The Beginning and End of Rape: Confronting Sexual Violence in Native America”
WHEREAS, Ms. Deer, along with Bonnie Clairmont, co-authored Amnesty International’s 2007 report “Maze of Injustice,” documenting sexual assault against Native American women, and serves on numerous advisory boards for anti-violence organizations and projects, including the American Bar Association Commission on Domestic Violence and the National Alliance to End Sexual Violence; and

WHEREAS, Ms. Deer’s commitment to justice and equality for indigenous people aligns with Brooklyn College’s and CUNY’s continued commitment to its values and policies, which nurtures respect for individuals and their cultures; now therefore be it

RESOLVED, That Brooklyn College awards Sarah Deer the degree of Doctor of Humane Letters, honoris causa, at the college’s annual commencement ceremony May 28, 2020.

EXPLANATION: In awarding Sarah Deer the degree of Doctor of Humane Letters, honoris causa, Brooklyn College will recognize her contributions to the legal profession, for championing women’s rights and denouncing violence against Native women, and as an advocate for indigenous peoples.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 4.C. was unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Berger, the following resolution was presented and opened for discussion:

D. CUNY Office of Academic Affairs – Approval of the Actions in the CAPPR Dashboard:

WHEREAS, The Trustees of the City University of New York 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 NYSED 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 March 31, 2020.


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.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 4.D. was unanimously adopted.
5. COMMITTEE ON FACULTY, STAFF AND ADMINISTRATION:
Chairperson Thompson, Jr. reported that at the March 9, 2020 meeting of the Committee on Faculty, Staff and Administration, the Committee approved the following resolutions, and Trustee Lorraine Cortés-Vázquez recommended their approval by the Board.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Kim, the following resolution was presented and opened for discussion:

A. The City University of New York – Approval of the Committee on Faculty, Staff and Administration (CFSA) Report:

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


Chairperson Thompson, Jr. asked for a vote. Cal. No. 5.A. was unanimously adopted.
Moved by Chairperson Thompson, Jr. and seconded by Trustee Michael Arvanites, the following resolution was presented and opened for discussion:

B. The City University of New York – Authorization of Terms of the Professional Staff Congress (PSC)/CUNY Collective Bargaining Agreement to Apply to Excluded Titles:

WHEREAS, In establishing the collective bargaining unit and during the course of subsequent negotiations with the PSC-CUNY, certain employees of the University have been excluded from coverage under the agreement by virtue of their titles or functions, based upon the confidential, policy, or managerial responsibilities of the affected employees; and

WHEREAS, The 2017-2023 PSC-CUNY collective bargaining agreement has not yet been drafted, the numbers of the articles referenced in this resolution are those in the 2010-2017 PSC/CUNY collective bargaining agreement. The equivalent provisions in the 2017-2023 PSC/CUNY collective bargaining agreement should be made applicable to excluded instructional staff by this resolution

Article 1 Recognition (insofar as exclusions from the unit are identified)
Article 14 Leaves and Holidays (except Section 14.9)
Article 16 Temporary Disability and Parental Leave
Article 17 Jury Duty
Article 24 Salary Schedules
Article 25 Research, Fellowship and Scholar Incentive Awards
Article 26 Welfare Benefits
Article 27 Retirement
Article 29 Waiver of Tuition Fees
Article 30 Facilities and Services
Article 31 Rehiring of Persons Who Are Discontinued
Article 33 Faculty and Staff Development
Article 36 Resident Series
Article 43 Duration; and

WHEREAS, Such application shall prevail during the time of service of a person in the designated titles or while the person is performing the functional duties that are the basis for exclusion from the agreement; now therefore be it

RESOLVED, That effective December 1, 2017, the aforementioned articles of the December 1, 2017 – February 28, 2023 collective bargaining agreement between The City University of New York and the PSC-CUNY shall apply to instructional staff employees, other than those in the Executive Compensation Plan, the Medical Series,
and the Law School Series, in functions or titles that are otherwise excluded from the agreement pursuant to Article 1 thereof for the period December 1, 2017 through February 28, 2023; and be it further

RESOLVED, That effective December 1, 2017, Articles 24.3: Salary Schedules, 26: Welfare Benefits, 27: Retirement, 34.1: Medical Series or 35.1: CUNY Law School, as applicable, and 43: Duration of the December 1, 2017 – February 28, 2023 collective bargaining agreement between The City University of New York and the PSC-CUNY shall apply to all employees in the Medical Series and the Law School Series, other than those in the Executive Compensation Plan, in the functions and titles that are excluded from the agreement pursuant to Article 1 thereof for the period December 1, 2017 through February 28, 2023; and be it further

RESOLVED, That with respect to articles of the aforesaid agreement not made applicable to the titles and functions referred to above, the Chancellor may issue such rules as he deems appropriate to regulate matters otherwise covered by the agreement.

EXPLANATION: University employees assigned to the titles or duties excluding them from the negotiated agreement may hold instructional staff titles that would otherwise be covered by the agreement. The University in entering into a collective bargaining agreement did not intend to deprive its excluded employees of the provisions contained in the articles referred to in the resolution, such as annual leave and holidays, sick leave, salary increases and welfare fund coverage.

The resolution is consistent with previous actions adopted following Board approval of the predecessor collective bargaining agreements.

*Chairperson Thompson, Jr. asked for a vote. Cal. No. 5.B. was unanimously adopted.*

Moved by Chairperson Thompson, Jr. and seconded by Trustee Linares-Garcia, the following resolution was presented and opened for discussion:

**C. The City University of New York - Amend Certain Investment Options in the University’ Optional Retirement Plan and the Tax Deferred Annuity Plan:**

WHEREAS, The Board of Trustees of The City University of New York established an Investments Policy Statement (the “IPS”) in 2014 establishing, among other things, guidelines for the University’s management of the Optional Retirement Plan and Tax Deferred Annuity Plans (collectively, the “Plans”); and
WHEREAS, The University in 2017 made certain changes and updates to the Plans to permit the investment by the University in an array of funds within the Plans; and

WHEREAS, In accordance with the guidelines established under the IPS, and as part of the review process of the array of investments funds within the University Plans, the University has been advised by its investment advisor, Cammack Retirement Group (Cammack) to substitute the existing TIAA-CREF Mid-Cap Growth Fund with the MFS Mid-Cap Growth Fund in all of the University’s Plans; and

WHEREAS, Cammack advised the University that the TIAA-CREF Mid-Cap Growth Fund had been under review for approximately eighteen (18) months in connection with certain performance issues and concern for senior portfolio manager changes; and

WHEREAS, The University committee charged with review of Cammack’s recommendations, then comprised of the University Treasurer, Sr. Vice Chancellor and Chief Financial Officer, Sr. Vice Chancellor for Human Resources Management and University Benefits Director, determined that Cammack’s recommendations for the substitution of the TIAA-CREF Mid-Cap Growth Fund with the MFS Mid-Cap Growth Fund in all of the University’s Plans was necessary and in the best interest of the University; now therefore be it

RESOLVED, That the Board of Trustees of The City University of New York authorizes the Vice Chancellor for Human Resources Management to amend the array of investment options within Optional Retirement Plan (the “ORP”) and The City of New York Tax Deferred Annuity Plan (the “TDA Plan”), to eliminate the TIAA-CREF Mid-Cap Growth Fund as an optional investment for new contributions by participants in such Plans and replace the same with MFS Mid-Cap Growth Fund; and be it further

RESOLVED, That all such changes made by the Vice Chancellor for Human Resources Management to such array of investment options to the OPR and the TDA be performed in accordance with New York Educational Law, Section 6251.

EXPLANATION: The new investment option changes, recommended by the University investment advisor, Cammack Retirement Group and accepted by those University administrators will be made available for new contributions to the Plans and where permitted participant transfers from the current investment options. In accordance with New York Education Law, Section 6251, all investments made available under the OPR will be provided through annuity contracts.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 5.C. was unanimously adopted.
Moved by Chairperson Thompson, Jr. and seconded by Trustee Berger, resolutions 5.D. through 5.I. were presented and opened for discussion:

D. **John Jay College of Criminal Justice - Naming of the Nasser J. and Yvonne P. Kazeminy Family Immigrant Student Success Center:**

WHEREAS, In September 2019, the Ellis Island Honors Society (EIHS) pledged a gift of $250,000 to the John Jay College Foundation in support of the operations of the Immigrant Student Success Center; and

WHEREAS, In February 2020—under the leadership of its Chairman Nasser J. Kazeminy—EIHS increased this pledge to a total of $300,000; and

WHEREAS, Mr. Kazeminy is a renowned business leader, entrepreneur and a humanitarian who has served as Chairman of the Board of EIHS for fifteen years; and

WHEREAS, Mr. Kazeminy has focused his philanthropic efforts on health, welfare, and education for children, including helping distressed families immigrate to the United States and secure employment and housing, while also counseling college students seeking life and career guidance; and

WHEREAS, John Jay's Immigrant Student Success Center provides undocumented, DACA, TPS, and immigrant students with the support they need to succeed, graduate and thrive by offering legal screenings, academic workshops, mentoring, financial support, housing information, mental health services and advocacy; now therefore be it

RESOLVED, That the Board of Trustees of the City University of New York approves the naming of the Nasser J. and Yvonne P. Kazeminy Family Immigrant Student Success Center at John Jay College of Criminal Justice.

**EXPLANATION:** In recognition of EIHS's transformational gift and Nasser J. Kazeminy's leadership, John Jay College of Criminal Justice enthusiastically supports the naming of the Nasser J. and Yvonne P. Kazeminy Family Immigrant Student Success Center.

E. **John Jay College of Criminal Justice – Naming of the Gerald W. Lynch Memorial Endowed Scholarship:**

WHEREAS, Dr. Gerald W. Lynch served as the third President of John Jay College of Criminal Justice from 1976 – 2004, having joined the College in 1967 and was also its Director of Student Activities, Assistant Professor of Psychology, Dean of Students, and Vice President of the College and Acting Dean of Faculty; and
WHEREAS, During his tenure, Dr. Lynch led the campaign to save the College during the fiscal crisis of the 1970’s and helped to transform John Jay into a vibrant institution with global reach; and

WHEREAS, In the late 1980s Dr. Lynch secured funding for Haaren High School on 10th Avenue between 58th and 59th Street which became John Jay’s official home and he oversaw the campus expansion, which eventually led to the 2011 opening of the state-of-the-art building on 11th Avenue; and

WHEREAS, Dr. Lynch passed away in 2013 and gifts totaling $121,902 have been made to the John Jay College Foundation in his memory, including $34,500 from his widow Gay Sherry Lynch and $87,402 from other family, friends and colleagues; and

WHEREAS, These donations were made to support an endowed scholarship for exemplary doctoral students with demonstrated interest in the areas of human dignity, human rights, social justice, and the police, with preference to be given to students who plan to travel internationally to further their studies in this area; now therefore be it

RESOLVED, That the Board of Trustees of the City University of New York approves the naming of the Dr. Gerald W. Lynch Memorial Endowed Scholarship at John Jay College of Criminal Justice.

EXPLANATION: In recognition of Dr. Gerald W. Lynch’s 28-year service and transformational legacy, John Jay College of Criminal Justice fully endorses the establishment of the Dr. Gerald W. Lynch Memorial Endowed Scholarship.

F. Baruch College - Naming Of the John J. Raggio Classroom:

WHEREAS, John J. Raggio graduated from Baruch College in 1968 and is one of the founding partners of Sealift, LLC—a privately-held company with a long-term charter to the U.S. Military Sealift Command (MSC); and

WHEREAS, Mr. Raggio is a philanthropist who has served as a trustee of the North Shore-LIJ Health System as well as a trustee of the Baruch College Fund since February 2019; and

WHEREAS, In June 2019, Mr. Raggio made a commitment of $100,000 to the Baruch College Fund in support of the Unrestricted Fund; and

WHEREAS, Payments totaling $50,000 have been received, with the balance of the pledge to be completed by June 20, 2021; now therefore be it
RESOLVED, That the Board of Trustees of the City University of New York approves the naming of Room 11-145 within the William and Anita Newman Vertical Campus at Baruch College as the John J. Raggio Classroom.

EXPLANATION: In recognition of Mr. Raggio’s generosity and service to Baruch College, the College enthusiastically supports naming Room 11-145 in the Newman Vertical Campus in his honor.

G. Hunter College – Creation of the Geri Connell Epstein Endowed Scholarship:

WHEREAS, Geri Connell Epstein graduated from Hunter College in 1965 and had a successful career in marketing, which included working for the New York City Commission for the United Nations; and

WHEREAS, Starting in 1990, Geri and her husband David consistently supported the annual fund at Hunter College; and

WHEREAS, Mrs. Epstein passed away in 2018 and in January 2020, the David and Geri Epstein Private Foundation pledged $250,000 to the Hunter College Foundation, Inc. to support general scholarships for students with a demonstrated financial need and suitable academic standing; now therefore be it

RESOLVED, That the Board of Trustees of the City University of New York approves the naming of the Geri Connell Epstein Endowed Scholarship at Hunter College.

EXPLANATION: In recognition of Mrs. Epstein’s lifetime support of her alma mater, Hunter College enthusiastically supports the naming of the Geri Connell Epstein Endowed Scholarship.

H. Hunter College – Naming of the Lynne Catherine Glatter Scholarship:

WHEREAS, Lynne Catherine Glatter, who passed away in January 2019, was an alumna of Hunter High School Class of 1953 and Hunter College Class of 1965; and

WHEREAS, Ms. Glatter had bequeathed $300,000 to the Hunter College Foundation in support of scholarships for students majoring in education; and

WHEREAS, In December 2019, a trustee of Ms. Glatter’s estate issued two payments to the Hunter College Foundation, totaling $300,000, including $257,860.33 from the Glatter Charitable Remainder Trust and $42,139.67 from the Lynne Catherine Glatter Trust; and
WHEREAS, These funds will provide financial assistance to students enrolled in undergraduate and master’s programs in the School of Education; now therefore be it

RESOLVED, That the Board of Trustees of The City University of New York approves the naming of the Lynne Catherine Glatter Scholarship.

EXPLANATION: In recognition of her generosity, Hunter College enthusiastically supports naming the Lynne Catherine Glatter Scholarship.

I. Baruch College – Naming of the Buzzy Geduld Classroom:

WHEREAS, Emanuel Edward “Buzzy” Geduld is a prominent businessman who has served as the Chairman and CEO of Cougar Capital, LLC since 2002, having previously led Herzog, Heine, Geduld, a Merrill Lynch Company; and

WHEREAS, Mr. Geduld is a generous philanthropist and is a supporter of Baruch College, having served as a non-alumnus trustee of the Baruch College Fund since February 2018; and

WHEREAS, Mr. Geduld has regularly donated donuts from his store, the Donut Pub, and has helped to distribute them to students during “Bernie 101” coffee breaks; and

WHEREAS, Mr. Geduld is a member of Baruch College Fund Investment Committee and also serves on many other non-profit boards, including the Board of Directors of enCourage Kids Foundation, The New-York Historical Society, Jazz at Lincoln Center, The National Academy Museum & School; and

WHEREAS, In March 2019, the E.E. Geduld Family Foundation pledged $250,000 to the Baruch College Fund and to date has paid $62,500, with the commitment to be completed by December 31, 2022; and

WHEREAS, $150,000 of the total commitment is to establish an endowed scholarship, while the balance of $100,000 is to support the unrestricted fund; now therefore be it

RESOLVED, That the Board of Trustees of the City University of New York approves the naming of Room 11-130 within the the William and Anita Newman Vertical Campus at Baruch College as the Buzzy Geduld Classroom.
EXPLANATION: In recognition of Mr. Geduld’s generosity and service to Baruch College, the College enthusiastically supports naming Room 11-130 in the Newman Vertical Campus in his honor.

Chairperson Thompson, Jr. asked for a vote. Cal. Nos. 5.D. through 5.I. were unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Cortés-Vázquez, resolutions 5.J. through 5.O. were presented and opened for discussion:

J. Hunter College – Appointment of Jennifer Ford with Early Tenure with an Application of Bylaw 6.2.C(2):

WHEREAS, Dr. Jennifer Ford, previous to her work at Hunter College, was a researcher and instructor of psychology at Memorial Sloane-Kettering Cancer Research Center and Weill-Cornell Medical College; and

WHEREAS, Dr. Ford was unanimously supported in her application for tenure by the Department of Psychology’s Personnel and Budget Committee, having received six outside evaluations of Dr. Ford’s dossier, with all on the committee agreeing that she is making important contributions to science that directly impact the lives of current cancer patients; and

WHEREAS, Dr. Ford is a highly regarded teacher and mentor who has given numerous lectures to the clinical and research fellows at Memorial Sloan-Kettering and was the primary mentor for undergraduates, pre- and post-doctoral fellows, and several major faculty, and served as the mentor for 10 manuscripts with students as first authors that went on to be published; and

WHEREAS, A reviewer from a prominent medical research center stated of Dr. Ford, “She is a leading psychologist and investigator in her area of research as is shown by her track record of impactful publications and securing extramural funding throughout her career,” adding, “I believe that Dr. Ford will make important contributions to the field of psycho-oncology and to the research and training missions of the Department of Psychology at Hunter College”; now therefore be it

RESOLVED, That Dr. Jennifer Ford be appointed with tenure in the Department of Psychology at Hunter College, effective September 1, 2020 with an application of Bylaw 6.2.c(2), subject to financial ability.

EXPLANATION: Dr. Jennifer Ford is a nationally renowned researcher and expert in her field as well as an exceptional educator, who will be highly sought after by other
educational institutions as faculty, and therefore Hunter College should make every effort to retain her.

**K. Hunter College – Appointment of Bonnie Keilty with Early Tenure with an Application of Bylaw 6.2.C(2):**

WHEREAS, Dr. Keilty’s scholarship emphasizes research, policy, and practice with a specific focus on creating cohesive early intervention systems and the importance of including parents when developing academic, social, and overall developmental goals for infants and children; and

WHEREAS, Dr. Keilty has a total of 27 publications including 13 peer reviewed articles in the top journals in her field, is the first author on 15 of her publications, and has three books that were published by the Teachers College Press; and

WHEREAS, Dr. Keilty has received $40,000 in funding, which includes several federal grants, and she has been described as “constantly pushing the boundaries and looking for innovative ways to meet the needs of the field”; and

WHEREAS, It has been stated that her work is significant “because it reaches so many front-line early intervention providers who have an opportunity to grow and learn from her work,” adding, “She has published books that are invaluable for early intervention providers”; and

WHEREAS, In the past five years, Dr. Keilty personally oversaw the restructuring of the Early Childhood Special Education programs and all the content and skills to be addressed within the coursework and practica, while having taught six of the core courses in the program and receiving the highest ratings from her students; and

WHEREAS, Dr. Keilty is well known in the field and previously served as president of the Division of Early Childhood Policy Council and has provided public testimony at city, state, and federal levels based on her expertise; now therefore be it

RESOLVED, That Bonnie Keilty be awarded tenure in the Department of Special Education at Hunter College, effective September 1, 2020 with an application of Bylaw 6.2.c(2), subject to financial ability.

**EXPLANATION:** Dr. Keilty is a nationally renowned researcher and expert in her field as well as an exceptional educator, who will be highly sought after by other educational institutions as faculty, and therefore Hunter College should make every effort to retain her.
L. Hunter College – Appointment of Olorunseun Ogunwobi with Early Tenure with an Application of Bylaw 6.2.C(2):

WHEREAS, Dr. Olorunseun Ogunwobi is an Associate Professor in the Department of Biological Sciences and is a prolific researcher whose work is highly regarded, with 21 papers and a book chapter in the last year; and

WHEREAS, Dr. Ogunwobi was named a Minority-Serving Institution Faculty Scholar by the American Association of Cancer Research and a Carnegie African Diaspora Fellow by the Carnegie Corporation; and

WHEREAS, Dr. Ogunwobi’s stature in this field is further supported by the receipt of multiple research grants from the National Institutes of Health and the National Science Foundation, and the scientific results of his research have led to five patents for him; and

WHEREAS, Dr. Ogunwobi’s research addresses the early diagnosis of cancer and can be incorporated into screening and early detection tests that could potentially save millions of lives; and

WHEREAS, Dr. Ogunwobi was recently awarded an NIH U54 grant to study cancer health disparities in urban populations, a type of NIH grant that is rarely awarded to untenured faculty as the contact principal investigator; and

WHEREAS, An outside evaluator of Dr. Ogunwobi said of him, “He has made consistent contributions to the scientific and medical literature, serves the scientific community, and contributes to the teaching mission, and his trajectory shows no signs of slowing,” adding, “At my former and current institutions, he would be awarded tenure”; now therefore be it

RESOLVED, That Dr. Olorunseun Ogunwobi be awarded tenure in the Department of Biological Sciences at Hunter College, effective September 1, 2020 with an application of Bylaw 6.2.c(2), subject to financial ability.

EXPLANATION: Dr. Olorunseun Ogunwobi is a prolific researcher who is in exceptional standing in his field and has exceeded Hunter College’s departmental standards for tenure, and is an exceptional educator who will be sought after by other educational institutions; therefore, Hunter College should make every effort to retain him.
M. Hunter College – Appointment of Tyrel Starks with Early Tenure with an Application of Bylaw 6.2.C(2):

WHEREAS, Dr. Tyrel Starks was promoted to the rank of Associate Professor in Fall 2017 in recognition of his outstanding scholarly achievements and was unanimously supported in his application for tenure by the Department of Psychology’s Budget and Personnel Committee; and

WHEREAS, Said committee received seven outside evaluations of Dr. Starks’ dossier, all of which agreed he is making important contributions to psychology and science with implications for human health, and is a superb educator well deserving of tenure at Hunter College; and

WHEREAS, Dr. Starks’ scholarly productivity is superlative, with 59 publications since joining Hunter College, an exceptional accomplishment as he has already exceeded the College’s standards for tenure with respect to both quantity and quality of publications; and

WHEREAS, Dr. Starks’ grantsmanship has been exceptional and has been instrumental in managing several funded projects within the Department of Psychology; and

WHEREAS, During his tenure review his outside evaluators have been effusive in their praise of his work and his impact on the mental health interventions, with one reviewer stating Dr. Starks is a “national treasure”; now therefore be it

RESOLVED, That Dr. Tyrel Starks be awarded tenure in the Department of Psychology at Hunter College, effective September 1, 2020 with an application of Bylaw 6.2.c(2), subject to financial ability.

EXPLANATION: Dr. Tyrel Starks is a widely respected researcher and scholar as well as a respected and highly effective educator who will likely be sought after by other educational institutions as faculty; therefore Hunter College should make every effort to retain him.

N. Hunter College – Appointment of Christine Tan with Early Tenure with an Application of Bylaw 6.2.C(2):

WHEREAS, Dr. Christine Tan is a highly valued member of the Economics Department at Hunter College and her publication record easily exceeds that of the University’s tenure standards with respect to quality and quantity. She has published 13 papers in top-tier journals that have been frequently cited; and
WHEREAS, Dr. Tan had extensive academic experience before joining Hunter and, more importantly, she would have met the College’s tenure standards four or five years ago, with one external reviewer remarking of her work, “the quality, quantity, and impact of her publications leads me to enthusiastically support her candidacy for tenure”; and

WHEREAS, Dr. Tan is considered a leading expert in the research of eXtensible Business Reporting Language (XBRL), collaborating with stakeholders in the XRBL community, including standard setters, corporate management, market analysts, software developers, and the SEC; and

WHEREAS, Dr. Tan has consistently earned overwhelmingly positive evaluations from her students throughout her career at Hunter College; and

WHEREAS, Dr. Tan has garnered substantial positive attention from academia, industry, and public sector organizations involved in accounting standards and information, and it seems very likely she will be highly sought after by other institutions in the very near future, and therefore, early tenure is necessary to retain her at Hunter College; now therefore be it

RESOLVED, That Dr. Christine Tan be awarded tenure in the Department of Economics at Hunter College, effective September 1, 2020 with an application of Bylaw 6.2.c(2), subject to financial ability.

EXPLANATION: Dr. Christine Tan is a widely respected researcher and expert in her field as well as an effective educator who will be highly sought after by other educational institutions as faculty, and therefore Hunter College should make every effort to retain her.

O. Lehman College – Appointment of Joseph Fera with Early Tenure with an Application of Bylaw 6.2.C(2):

WHEREAS, Dr. Joseph Fera is a renowned mathematician with nine years of exceptional and continuous service as an educator at Lehman College who is respected for his research, problem solving skills, and development and implementation of curricular innovation; and

WHEREAS, Dr. Fera’s published scholarly work consists of mathematical research in hyperbolic geometry and geometric function theory, as well as interdisciplinary articles for which he provided the statistical analyses and 10 peer-reviewed papers along with several ongoing avenues of active research-in-progress, both collaborative and individual; and
WHEREAS, Via his teaching and curricular development initiatives, Dr. Fera also has on-going contributions to the Scholarship of Teaching and Learning, both individually and in collaboration with colleagues at Lehman and CUNY’s Central Office, and has obtained two grants as PI and one grant as Co-PI to improve math education from CUNY and Academy for Inquiry-Based Learning totaling $53,000; and

WHEREAS, A letter-writer, who is an Endowed Chair, writes of Dr. Fera, “His results are in the mainstream and appear in quality journals,” while another writes that Dr. Fera’s results are “interesting because they rely only on elementary facts from hyperbolic geometry and yet encompass a large collection of discrete groups with few constraints.”

WHEREAS, Dr. Fera integrates this research into his teaching, whereby he created an Axiomatic Geometry course based on student-centered collaborative discovery learning, which enhances the traditional study of deductive reasoning in setting of geometry and has been praised by one letter-writer because “empowering students to generate creative rational thought is a major goal of mathematics education that springs directly from how mathematics itself develops through research”; and

WHEREAS, In 2018, Dr. Fera was honored for his teaching with the Teacher of the Year Award, and holds a perfect SETL rating of 1.0 as an instructor in 40 of the 57 sections he has taught at Lehman, and a median rating of 1.0 in all but one of these sections; now therefore be it

RESOLVED, That Dr. Joseph Fera of the Department of Mathematics at Lehman College be awarded early tenure in an application of bylaw 6.2.c(2), effective September 1, 2020 subject to financial ability.

EXPLANATION: Dr. Joseph Fera’s scholarship, forward-thinking research, and dedication to curricular innovation for the betterment of his students demonstrate his exceptional value to the University as a faculty member who should be retained.

Chairperson Thompson, Jr. asked for a vote. Cal. Nos. 5.J. through 5.O. were unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by Vice Chairperson Barry Schwartz, resolutions 5.P. and 5.Q. were presented and opened for discussion:

P. Lehman College – Appointment of Dawn Ewing Morgan as Vice President of Diversity and Human Resources:

WHEREAS, Ms. Morgan is currently serving as the Chief Diversity Officer and Executive in Charge of Human Resources at Lehman College; and
WHEREAS, Dawn Ewing Morgan has more than twenty years of experience in compliance, diversity management, and organizational and leadership development in higher education, having held positions such as Chief Diversity Officer, Executive in Charge of Human Resources, and Chief of Staff to the College President; and

WHEREAS, Ms. Morgan’s experience ranges from being a champion of diverse and inclusive environments, to supporting the teaching, research and mission of Lehman College through the effective leadership of Human Resources, and assisting the President and executive leadership team of Lehman College to advance strategic initiatives; and

WHEREAS, Ms. Morgan holds a B.S. in Health Sciences from Brooklyn College, a M.P.A. from Baruch College, a M. S. in Organizational Leadership (MSOL) from Lehman College; and

WHEREAS, Ms. Morgan is a graduate of the CUNY Executive Leadership Program and the Harvard Institutes for Higher Education Management Development Program and is certified as a Senior Professional in Human Resources (SPHR) by the HR Certification Institute, a credential that demonstrates mastery of the strategic and policy-making aspects of HR management; now therefore be it

RESOLVED, That the Board of Trustees of The City University of New York approve the appointment of Dawn Ewing Morgan as Vice President of Diversity and Human Resources at Lehman College effective April 1, 2020 at an annual salary rate of $194,820.

EXPLANATION: The President of Lehman College is pleased to recommend the appointment of Ms. Morgan as Vice President for Diversity and Human Resources. Ms. Morgan’s portfolio includes progressively responsible leadership roles in compliance, diversity, and human resources in higher education and the public sector. She possesses domain expertise, an understanding of CUNY and higher education culture, the ability to lead change initiatives, and the credibility to engage the campus community at all levels. Ms. Morgan’s experience and leadership will advance College initiatives to build a diverse, inclusive environment and enhance organizational effectiveness.

The President strongly recommends this promotion and appointment.

Q. Kingsborough Community College – Appointment of Cheryl Todmann as Vice President, Communications and Marketing:

WHEREAS, Ms. Todmann is currently serving as the Assistant Vice President for Communications & Marketing at Kingsborough Community College; and
WHEREAS, Ms. Todmann has more than twenty-five years of progressive administrative and leadership experience in communications, marketing, and brand strategy having held positions such as Assistant Vice President for Communications & Marketing, Director of Brand Strategy & Communications, Director of Special Events and Membership, and Director of Public Affairs; and

WHEREAS, Ms. Todmann holds a Bachelors of Science in Marketing Management from Syracuse University, NY + London, England Center, Division of International Programs abroad, Crouse-Hinds School of Management; now therefore be it

RESOLVED, That the Board of Trustees of The City University of New York approve the appointment of Ms. Todmann as Vice President for Communications and Marketing at Kingsborough Community College, effective March 31, 2020 at an annual salary of $169,586.

EXPLANATION: Ms. Todmann is being appointed as the Vice President for Communications and Marketing. She brings over twenty five years of progressive administrative and leadership experience. Ms. Todmann will serve as the Vice President for Communications and Marketing of the College and will be responsible for all aspects of its communications and marketing for academic, administrative and research functions.

The President strongly recommends this promotion and appointment.

_Chiprerson Thompson, Jr. asked for a vote. Cal. Nos. 5.P. and 5.Q. were unanimously adopted._

6. **COMMITTEE ON FACILITIES PLANNING AND MANAGEMENT:**
Chairperson Thompson, Jr. reported that at the March 9, 2020 meeting of the Committee on Facilities Planning and Management, the Committee approved the following resolutions, and Trustee Brian Obergfell recommended their approval by the Board.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Obergfell, the following resolution was presented and opened for discussion:

**A. The City University of New York – Funding for CUCF to Engage a Real Estate Advisory Services Consultant:**

WHEREAS, The City University of New York (the “University”) oversees a substantial real estate portfolio which includes approximately three hundred buildings, comprising twenty-nine million square feet of classroom, computer centers, science and other
instructional and research labs, theatres, athletic facilities, green houses, observatories and other spaces throughout the five boroughs of New York City (collectively, the “University Portfolio”); and

WHEREAS, The University Portfolio affords the University the opportunity to develop additional revenue for the University to support its academic mission; and

WHEREAS, The University seeks to engage a real estate advisory consultant to assist the University in evaluating such opportunities and value the University Portfolio (the “Services”); and

WHEREAS, Pursuant to the Education Law, Article 125-B, the purpose of the City University Construction Fund (“CUCF”) is to provide facilities for and to support the educational purposes of the University, and CUCF is authorized, with the consent of the University, to use the agents, employees and facilities of the University; and

WHEREAS, In February 2014, CUCF issued a Request for Qualifications (RFQ), on behalf of the University, to select several consultants who may be retained and used on an as needed basis to assist the University in all aspects of real estate planning and associated decision-making related to acquisition, development, redevelopment, and disposition of property; and

WHEREAS, On June 10, 2014, CUCF’s Board of Trustees authorized CUCF to enter into contracts with six consultants (the “CUCF Real Estate Requirements Contracts”) to be eligible for selection for projects to be defined by the University and/or CUCF; and

WHEREAS, CUCF, on behalf of the University, issued a request for services to the six consultants in the CUCF Real Estate Requirements Contracts group; and

WHEREAS, A representative committee reviewed the responses and in February 2020 determined that Real Estate Solutions Group (“RESG”), a New York State-certified women-owned business enterprise, be awarded a contract to provide the Services; and

WHEREAS, The estimated cost for RESG to perform the Services under the CUCF Real Estate Requirements Contract will not exceed $750,000 over a period of two (2) years; and

WHEREAS, The University’s Board of Trustees has determined that such expenditure of funds is in the best interest of the University; now therefore be it
RESOLVED, That the Board of Trustees authorize the University to provide CUCF with an amount not to exceed $750,000 in order to allow CUCF to engage RESG to perform the Services in accordance with the CUCF Real Estate Requirements Contract for the benefit of the University; and be it further

RESOLVED, That the University’s General Counsel or his designees be, and they hereby are, and each of them hereby is, authorized for and on behalf of the University, to execute, seal and deliver any and all such documents and instruments related thereto, and to take any and all such other actions, as they may deem necessary or appropriate to give effect to these Resolutions, 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 material changes to the terms and conditions of such authorization previously approved by the Board of Trustees shall be submitted to the University Board of Trustees for its consideration and approval.

EXPLANATION: The University’s real estate portfolio consists of more than 300 buildings comprising twenty-nine million square feet across the five boroughs of New York City. The University's real estate footprint includes untapped potential for the University. RESG will assist the University in identifying, valuing, and recommending potential monetization opportunities that will produce the best value propositions to the University and provide a comprehensive understanding of potential monetization assets that may be developed in the future as real estate markets evolve.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 6.A. was unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Obergfell, the following resolution was presented and opened for discussion:

B. CUNY Graduate School and University Center – Roof Replacement Design:

WHEREAS, Pursuant to the Education Law, Article 125B, The City University Construction Fund (“CUCF”) is authorized to provide facilities for and to support the educational purposes of The City University of New York (the “University”), and CUCF is further authorized, with the consent of the University, to use the agents, employees and facilities of the University; and

WHEREAS, The Dormitory Authority of the State of New York (“DASNY”), on behalf of the University, owns a condominium unit known as the “Showroom Unit” in The New York Resource Center Condominium (the “Condominium”) located at 365 Fifth Avenue,
New York, New York (the “Property”), which is occupied by the CUNY Graduate School and University Center; and

WHEREAS, The Showroom Unit is comprised of 544,535 gross square feet and represents a 60.80% Condominium interest in the Property; and

WHEREAS, The Condominium was established pursuant to a certain Declaration of Condominium dated on or about August 18, 1992 (as amended, the “Declaration”), setting forth the rights and responsibilities of the condominium owners with respect to the Property; and

WHEREAS, Pursuant to Section 8 of the Declaration, “Common Elements” include the entire Property including the Land and all parts of the Building and improvements thereon, other than the condominium units, which exist for the common use of all the condominium units; and

WHEREAS, Pursuant to Section 4 of the Second Amendment to the Declaration, dated January 3, 1993, the Board of Managers may employ a managing agent and/or manager; and

WHEREAS, The Board of Managers, pursuant to its authority under the Second Amendment to the Declaration, on or about March 4, 2002, entered into a contract with George Comfort and Sons to provide property management services for the Property; and

WHEREAS, Pursuant to Article VI, Section 1(e) of the Second Amendment to the Declaration, the Board of Managers may impose additional charges (the “Special Assessments”) for the payment of non-reoccurring, extraordinary and unanticipated expenses incurred by the Condominium for repairs and improvements to the Common Elements; and

WHEREAS, Based on the recommendation of George Comfort and Sons, the Condominium Board approved and directed George Comfort and Sons to engage a design team to design a roof replacement for the Property (the “Roof Replacement Design Project”); and

WHEREAS, George Comfort and Sons made a Special Assessment on October 30, 2019 relating to the Roof Replacement Design Project; and

WHEREAS, The Roof Replacement Design Project constitutes a Special Assessment under the Declaration; and
WHEREAS, In accordance with the percentage of ownership of the Property, the Showroom Unit Condominium is responsible to fund 60.80% of the Roof Replacement Design Project; and

WHEREAS, The University desires that George Comfort and Sons begin the Roof Replacement Design Project and fund same by Special Assessment under the Declaration; and

WHEREAS, Funding for such Special Assessment has been appropriated to CUCF for the Roof Replacement Design Project, with one hundred percent (100%) of the funding being provided by New York State, for an amount not to exceed $1,800,000; now therefore be it

RESOLVED, That the University’s Board of Trustees request CUCF to provide funding for the Roof Replacement Design Project in an amount not to exceed $1,800,000.

EXPLANATION: The Condominium last replaced the 83,600 SF roof in the mid-1990s as part of a complete restoration of the building. The roof has now reached the end of its useful life and requires replacement. The Roof Replacement Project will benefit the University and the students who use the CUNY Graduate School and University Center.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 6.B. was unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Obergfell, the following resolution was presented and opened for discussion:

C. Queensborough Community College – Upgrade the Fire Alarm System – Medical Art Building:

WHEREAS, Pursuant to the Education Law, Article 125-B, the City University Construction Fund (“CUCF”) is authorized to provide facilities for and to support the educational purposes of The City University of New York (“University”), and CUCF is further authorized, with the consent of the University, to use the agents, employees and facilities of the University; and

WHEREAS, CUCF has embarked on a University-wide program to upgrade and modernize the fire alarm systems at its facilities; and

WHEREAS, The existing fire alarm system at the Medical Art Building at Queensborough Community College is approximately 30 years old and requires upgrading to meet the New York City Fire Department’s new code requirements (the “Queensborough Fire Alarm Upgrade Project”); and
WHEREAS, Funding for an amount not to exceed $3,500,000 has been appropriated to CUCF for the Queensborough Fire Alarm Project with fifty percent (50%) being provided by New York City and the other fifty percent (50%) being provided by New York State; now therefore be it

RESOLVED, That the University’s Board of Trustees request CUCF to provide funding for the Queensborough Fire Alarm Project in an amount not to exceed $3,500,000.

EXPLANATION: The existing fire alarm system at the Medical Art Building at Queensborough CC is approximately 30 years old, and upgrades are required to meet the New York City Fire Department’s new code requirements. Johnson Controls Building Technologies & Solutions is currently performing the design work, and once completed, will perform the installation work for this project. The design is expected to be completed by April 2020. The design must be reviewed and approved by the New York City Fire Department before the upgrade can take place. The scope of the project includes the installation of a new fire alarm system, which will include a new central monitoring station.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 6.C. was unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by Trustee O’Donnell-Tormey, the following resolution was presented and opened for discussion:

7. The City University of New York – Approval of a Special COVID-19 Flexible Grading Policy for the Spring 2020 Semester:

WHEREAS, On March 13, 2020, in response to the threat presented by the spread of the coronavirus, COVID-19, and in an effort to reduce the density of faculty, staff and students on City University of New York (the “University”) campuses, the University announced that, effective on March 19, 2020 all University academic courses would be moved on-line or alternatively to a distance learning modality; and

WHEREAS, On March 20, 2020, Governor Andrew M. Cuomo announced Executive Order 202.6, or the "New York State PAUSE" Executive Order, a 10-point policy directive, which directed all non-essential businesses statewide to close in-office personnel functions and temporarily ban all non-essential gatherings of individuals of any size for any reason; and

WHEREAS, In response to this change in instructional modality and the disruption the COVID-19 pandemic has had on the lives of our students, faculty and staff, the University Office of Academic Affairs, in consultation with campus presidents and deans, the University Faculty Senate, and the University Student Senate, has determined the need for a flexible grading policy that will provide students maximum flexibility as they navigate the challenges associated
with the University’s move to distance learning and the effects of our City’s social distancing
guidelines on their personal lives; now therefore be it

RESOLVED, That during the Spring 2020 semester, all students shall have the option to convert
any or all of the (A-F) letter grades they earn in their classes, to Credit/No Credit (CR/NC)
grading; and be it further

RESOLVED, That students shall be able to make this decision up to 20 business days after the
University’s final grade submission deadline. Once selected, the CR/NC option cannot be
reversed; and be it further

RESOLVED, That if a student chooses to exercise this option, a passing letter grade (A, B, C, or
D) will convert to ‘CR’ with credit for the class being awarded, while a failing grade (F) will
convert to ‘NC’, with no credit awarded. Credit/No Credit grades will not impact the student’s
GPA; and be it further

RESOLVED, That courses taken for a letter grade will continue to be included in the semester
and general GPA, while courses taken for a Credit/Non-credit grade will be excluded, just as is
the case with such courses taken at a student’s home institution; and be it further

RESOLVED, That if a student exercises the option of Credit/No Credit, the Credit (CR) grade
will not negatively impact the student’s satisfactory progress toward degree completion; and be
it further

RESOLVED, That Students with Credit/No Credit grades will be able to transfer those courses
across colleges within CUNY, per current CUNY policy; and be it further

RESOLVED, That the Special COVID-19 Flexible Grading Policy shall apply to coursework
completed on Permit and will not affect Board of Trustees Policy 1.14 – Policy on Coursework
Completed on Permit; and be it further

RESOLVED, That students placed on academic probation by their institution at the start of the
Spring 2020 semester shall not be penalized with academic dismissal based upon their grades
earned this semester; and be it further

RESOLVED, That the Special COVID-19 Flexible Grading Policy shall not affect the University
standards of student retention and progress in accordance with Board of Trustees Policy 1.26;
and be it further

RESOLVED, That before choosing this grading option for one or more of their classes, students
shall consult with their academic and financial aid advisors regarding potential impact to their
financial aid, licensure requirements, and graduate school admissions; and be it further
RESOLVED, The Special COVID-19 Flexible Grading Policy shall supersede and override all undergraduate and graduate program-level grading policies currently in effect at CUNY colleges and schools, including those related to required and elective courses within the major, minor, general education (Pathways), pre-requisite courses, honors courses, courses taken on permit and maximum number of credits that a student can earn with Credit/No Credit grades; and be it further

RESOLVED, That the grade glossary, attached to each transcript, will be updated to include a notation denoting that all Spring 2020 grades, including CR or NC, were earned during a major disruption to instruction as a result of the COVID-19 pandemic; and be it further

RESOLVED, That the Special COVID-19 Flexible Grading Policy shall apply to all CUNY colleges and schools, except the School of Law and the School of Medicine, which may develop their own Pass/Fail policies, subject to approval of the Board of Trustees, to conform to norms in legal and medical education; and be it further

RESOLVED, That the Special COVID-19 Flexible Grading Policy, which shall be effective April 1, 2020, applies to the Spring 2020 semester only and that the Chancellor, may, in his discretion, to meet health emergency policies and practices, extend this policy to future semesters, if necessary and report such extension to the Board of Trustees immediately; and be it further

RESOLVED, That the Special COVID-19 Flexible Grading Policy shall be codified in the Manual of General Policy as Policy 1.4. and cannot be overwritten by any individual units of the University, including presidents, provosts, or college councils.

EXPLANATION: Beginning March 19, 2020 and continuing through the end of the Spring 2020 Semester, CUNY classes are being conducted through distance education methods utilizing the University's digital resources. The transition to distance learning serves to mitigate the spread of COVID-19 while maintaining academic continuity and ensuring students are able to finish the semester and protect their financial aid. By moving all of its students and faculty to distance learning and all staff to distance working, CUNY is also heeding the call of State and City Officials to reduce density to the greatest extent possible, while making sure the University stays focused on its educational mission. In the days since CUNY moved to distance education, matters of equity and access have already begun to surface on our campuses and the magnitude of the disruption of COVID-19 in the lives of our campus communities have become evident. In order to make sure that all students are equipped for distance learning, campuses have been purchasing and distributing additional hardware to students who need in order to continue to fully participate in distance learning. Additionally, faculty have been asked to fine tune their practices to improve educational outcomes, including granting flexibility to students who might have limited access to equipment since the rollout of distance learning began. The
Special COVID-19 Flexible Grading Policy is an important part of the flexibility we all must offer to our students during this difficult time. The policy will allow students to feel less pressure and anxiety about their grades as they navigate this new distance education environment against the backdrop of the disruptions to daily life resulting from the COVID-19 pandemic.

The policy will remain in effect for the Spring 2020 semester and will be reviewed by the Chancellor and extended as necessary to meet public health emergency policies and practices.

**Special COVID-19 Flexible Grading Policy for the Spring 2020 Semester**

As part of The City University of New York’s response to the COVID-19 pandemic, during the Spring 2020 semester, all students shall have the option to convert any or all of the (A-F) letter grades they earn in their classes, to Credit/No Credit (CR/NC) grading.

1. During the Spring 2020 semester, all students shall have the option to convert any or all of the (A-F) letter grades they earn in their classes, to Credit/No Credit grading.

2. Students shall be able to make this decision up to 20 business days after the University’s final grade submission deadline. Once selected, the CR/NC option cannot be reversed.

3. If a student chooses to exercise this option, a passing letter grade (A, B, C, or D) will convert to ‘CR’ with credit for the class being awarded, while a failing grade (F) will convert to ‘NC’, with no credit awarded. Credit/No Credit grades will not impact the student’s GPA.

4. Courses taken for a letter grade will continue to be included in the semester and general GPA, while courses taken for a Credit/Non-credit grade will be excluded, just as is the case with such courses taken at a student’s home institution.

5. If a student exercises the option of Credit/No Credit, the Credit (CR) grade will not negatively impact the student’s satisfactory progress toward degree completion.

6. Students with Credit/No Credit grades will be able to transfer those courses across colleges within CUNY, per current CUNY policy.

7. The Special COVID-19 Flexible Grading Policy shall apply to coursework completed on Permit and will not affect Board of Trustees Policy 1.14 – Policy on Coursework Completed on Permit.
8. Students placed on academic probation by their institution at the start of the Spring 2020 semester shall not be penalized with academic dismissal based upon their grades earned this semester.

9. The Special COVID-19 Flexible Grading Policy shall not affect the University standards of student retention and progress in accordance with Board of Trustees Policy 1.26.

10. Before choosing this grading option for one or more of their classes, students shall consult with their academic and financial aid advisors regarding potential impact to their financial aid, licensure requirements, and graduate school admissions.

11. The Special COVID-19 Flexible Grading Policy shall supersede and override all undergraduate and graduate program-level grading policies currently in effect at CUNY colleges and schools, including those related to required and elective courses within the major, minor, general education (Pathways), pre-requisite courses, honors courses, courses taken on permit and maximum number of credits that a student can earn with Credit/No Credit grades.

12. The grade glossary, attached to each transcript, will be updated to include a notation denoting that all Spring 2020 grades, including CR or NC, were earned during a major disruption to instruction as a result of the COVID-19 pandemic.

13. The Special COVID-19 Flexible Grading Policy shall apply to all CUNY colleges and schools, except the School of Law and the School of Medicine, which may develop their own Pass/Fail policies, subject to approval of the Board of Trustees, to conform to norms in legal and medical education.

14. The Special COVID-19 Flexible Grading Policy, which shall be effective April 1, 2020, applies to the Spring 2020 semester only and that the Chancellor, may, in his discretion, to meet public health emergency policies and practices, extend this policy to future semesters, if necessary and report such extension to the Board of Trustees immediately.

15. The Special COVID-19 Flexible Grading Policy shall be codified in the Manual of General Policy as Policy 1.4. and cannot be overwritten by any individual units of the University, including presidents, provosts, or college councils.

The policy will remain in effect for the Spring 2020 semester and will be reviewed by the Chancellor and extended as necessary to meet public health emergency policies and practices.
University Student Senate (USS) Chair and Trustee Timothy Hunter stated, “I just want to say a special thank you to the student government presidents and the members of the USS that helped us to bring all the concerns that we had to the Chancellery on this and the Chancellery did a really good job putting this together on such short notice.”

Chairperson Thompson, Jr. concluded by thanking USS Chair and Trustee Hunter’s colleagues also for stepping forward and bringing the ongoing information to the Chancellor and his staff’s attention, and thanking them and the Provost for following up on the recommendations and on a very solid policy.

*Chairperson Thompson, Jr. asked for a vote. Cal. No. 7 was unanimously adopted.*

Moved by Chairperson Thompson, Jr. and seconded by Trustee Ferrer, the following resolution was presented and opened for discussion:

8. **The City University of New York – Approval of a Special COVID-19 Flexible Grading Policy for CUNY School of Law for the Spring and Summer 2020 Semesters:**

   WHEREAS, On March 13, 2020, in response to the threat presented by the spread of the coronavirus, COVID-19, and in an effort to reduce the density of faculty, staff and students on City University of New York (the “University”) campuses, the University announced that, effective on March 19, 2020 all University academic courses would be moved on-line or alternatively to a distance learning modality; and

   WHEREAS, On March 20, 2020, Governor Andrew M. Cuomo announced Executive Order 202.6, or the "New York State PAUSE" Executive Order, a 10-point policy directive, which directed all non-essential businesses statewide to close in-office personnel functions and temporarily ban all non-essential gatherings of individuals of any size for any reason; and

   WHEREAS, In response to this change in instructional modality and the disruption the COVID-19 pandemic has had on the lives of our students, faculty and staff, the University Office of Academic Affairs, in consultation with campus presidents and deans, the University Faculty Senate, and the University Student Senate, has determined the need for a flexible grading policy that will provide students maximum flexibility as they navigate the challenges associated with the University’s move to distance learning and the effects of our City’s social distancing guidelines on their personal lives; and

   WHEREAS, The Special COVID-19 Flexible Grading Policy shall apply to all CUNY colleges and schools, except the School of Law and the School of Medicine, which may develop their own Pass/Fail policies, subject to approval of the Board of Trustees, to conform to norms in legal and medical education; and
WHEREAS, The grading policy adopted by the School of Law fully comports with norms of legal education, as well as the requirements of the American Bar Association and the New York Court of Appeals as governing bodies; and that on March 17, 2020 the American Bar Association issued guidance to member law schools explicitly extending policies governing distance education rules to include the Summer 2020 term; and

WHEREAS, The Law school vetted various policy proposals for flexible grading in a series of school-wide town halls, online discussions, and a special faculty meeting on March 26, 2020, which included faculty and student voting members, as well as additional student representatives where a final vote on the adopted policy was taken, passing unanimously by a vote of 51 yes and 0 no; now therefore be it

RESOLVED, CUNY School of Law adopts a Mandatory Pass/Fail system without a letter grade opt-in for the Spring 2020 and Summer 2020 terms; and it be further

RESOLVED, That School of Law faculty will explicitly state the criteria for passing each course; and it be further

RESOLVED, That Pass/Fail be implemented during the Spring 2020 and Summer 2020 terms and shall supersede the Law School’s existing Credit/No Credit Policy for these terms; and that a passing grade will not impact the student’s GPA; and it be further

RESOLVED, That a grade of “Pass” will not negatively impact the student’s satisfactory progress toward degree completion; and be it further

RESOLVED, That students placed on academic probation by their institution at the start of the Spring 2020 semester shall not be penalized with academic dismissal based upon their grades earned this semester; and be it further

RESOLVED, That the Law School Office of Academic Affairs will counsel students regarding any impact to their ongoing academic program and licensure requirements; and that faculty have expressed a willingness to augment letters of recommendation with additional evaluative information to support student’s employment prospects during this crisis period; and be it further

RESOLVED, That the grade glossary, attached to each transcript, will be updated to include a notation denoting that Spring and Summer 2020 grades, including Pass or Fail, were earned during a major disruption to instruction as a result of the COVID-19 pandemic; and be it further

RESOLVED, That the Law School Pass/Fail Grading Policy, which shall be effective April 1, 2020, applies to the Spring 2020 and Summer 2020 terms only and that the Chancellor, may, in his discretion, extend this policy to future semesters, if necessary and report such extension to the Board of Trustees immediately; and be it further
RESOLVED, That the implementation of this resolution shall be consistent with prevailing accreditation standards; and be it further

RESOLVED, That the Law School exception to the Special COVID-19 Flexible Grading Policy shall be included in the codification in the Manual of General Policy as Policy 1.4.

EXPLANATION: Beginning March 19, 2020 and continuing through the end of the Spring Semester, CUNY School of Law classes are being conducted through distance education methods utilizing the Law School’s digital resources, with primary reliance on technology that permits synchronous distance learning supplemented with flexible asynchronous options. In conjunction with the timing of our summer program registration and its May 26th start date, consistent with our accreditor’s position that its emergency guidance permitting expanded distance learning extends through the summer program, the CUNY School of Law anticipates that much if not all of the summer instruction will be conducted through distance education. This movement to distance education supports the call of City and State officials to reduce density while offering a robust academic program for our law students. The Law School’s process toward adoption of this resolution included information gathering on the norm in legal education, a robust online discussion by faculty, two meetings of our Academic Standing Committee (which includes student members), which led to a recommendation to faculty, two online student town hall meetings at which this was discussed, a lengthy and robust discussion at a special faculty meeting called solely for action on the Academic Standing Committee’s recommendation, active participation at that meeting by student representatives and student observers, culminating in a unanimous vote (including student representatives) in favor of the policy here recommended. The Law School has worked proactively with students to ensure access to the hardware and internet connectivity necessary for online learning. Faculty have been trained in the use of our online technology, as well as in best practices for program design for online instruction. The Law School has added two experts in online law school teaching to serve as mentors and trainers for our faculty. This grading policy is an important part of the flexibility the Law School needs to offer its student during this difficult time to facilitate our students’ learning and progress towards their degree and their license.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 8 was unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Arvanites, the following resolution was presented and opened for discussion:

9. The City University of New York – Provide Emergency Access to University Dormitories and Residence Housing:

WHEREAS, On March 7, 2020, the Governor of the State of New York, Andrew M. Cuomo issued Executive Order Number 202, declaring a State disaster emergency for the entire State of New York relating to the threat and spread of the coronavirus, also known as COVID-19; and
WHEREAS, Travel-related cases and community contact transmission of COVID-19 have been documented throughout the State of New York and are expected to continue; and

WHEREAS, The State of New York currently only has access to 53,000 hospital bed spaces to meet the potential need of patients impacted by the COVID-19 virus; and

WHEREAS, The State of New York needs more than 100,000 hospital bed spaces to meet the potential need of patients impacted by the COVID-19 virus; and

WHEREAS, To ensure that the State of New York has adequate hospital bed capacity to treat patients afflicted with COVID-19, as well as patients afflicted with other maladies related to COVID-19, the State of New York has asked the University for access to its vacant dormitory and residential housing space; and

WHEREAS, The University, out of an abundance of caution and in an effort to further reduce the density of individuals on the University campuses, and in effort to further reduce the threat of the spread of COVID-19, asked students to vacate the University dormitories and residential housing space; and

WHEREAS, The University has in fact vacated most of the University dormitories and residential housing space, and

WHEREAS, The University desires to cooperate with and assist the State of New York in its effort to combat the spread of COVID-19, by allowing the State of New York to access and utilize the University’s vacant dormitory and residential housing space for auxiliary hospital bed space; now therefore be it

RESOLVED, That the Board of Trustees authorize the University to provide the State of New York with such access to the University’s vacant dormitories and residence housing as may be needed by the State of New York to provide additional hospital beds and medical care space for patients afflicted with COVID-19 or COVID-19 related illnesses for such period of time as may be reasonably necessary during this period of Public Emergency; and be it further

RESOLVED, That University’s General Counsel be and he hereby is authorized to enter into any and all such agreements, instruments and documents as he deems reasonably necessary and appropriate to give effect to the foregoing resolution, including any such modification, amendment or change to any leasehold agreement relating to a University dormitory or residential housing space utilized by the State of New York; and that such execution, seal and delivery of any such agreement, instrument or document by the General Counsel shall be evidence of his authority to perform such acts and execute and deliver such documents on behalf of the University.
Chairperson Thompson, Jr. asked for a vote. Cal. No. 9 was unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by USS Chair and Trustee Hunter, the following resolution was presented and opened for discussion:

10. The City University of New York – Authorization of Special COVID-19 Dormitory Fee Credit and Refunds for Impacted Students:

WHEREAS, On March 11, 2020, in response to the threat presented by the spread of the coronavirus, COVID-19, and in an effort to reduce the density of faculty, staff and students on City University of New York (the “University”) campuses, the University announced that, effective March 19, 2020 all University academic courses would be moved on-line or alternatively to a distance learning modality; and

WHEREAS, On March 20, 2020, Governor Andrew M. Cuomo announced Executive Order 202.6, or the "New York State PAUSE" Executive Order, a 10-point policy directive, which directed all non-essential businesses statewide to close in-office personnel functions and temporarily ban all non-essential gatherings of individuals of any size for any reason; and

WHEREAS, The University, in response to Governor Cuomo’s Executive Order 202.6, announced effective March 23, 2020 that only dorms, food pantries and child care centers would be physically open on University campuses, that non-essential personnel would be permitted to work remotely and the number of essential personnel on the campuses would be limited; and

WHEREAS, The University, out of an abundance of caution and in an effort to further reduce the density of individuals on the University campuses, and in effort to further reduce the threat of the spread of COVID-19, encouraged those students who were able to vacate the University dormitories and residence housing to do so; and

WHEREAS, To help ensure that the State of New York has medical facilities to treat patients afflicted with COVID-19, as well as patients afflicted with other maladies related to COVID-19, the State of New York has asked the University for access to its vacant dormitory and residential housing space; and

WHEREAS, To assist the State of New York with this pressing need, on March 24, 2020, the University implemented a plan to consolidate all students, who had a need for housing, at the dormitory at Queens College. The plan called for students to return home if they were able, and assisted the remaining students’ move to Queens College. This plan thereby freed up 1,200 beds from dorms at City College, The College of Staten Island and Hunter College; now therefore be it
RESOLVED, That the Board of Trustees authorizes the University to credit dormitory fees (the Credited Dormitory Fees), on a prorated basis from the move-out date, to continuing students who, (i) are in good standing at their institutions; (ii) have paid their bills in full for the spring 2020 semester; and (iii) have vacated the University dormitories as part of the University’s efforts to protect students from the spread of COVID-19; and be it further

RESOLVED, That the University is authorized to apply all such Credited Dormitory Fees to any continuing student for either the Summer 2020 or Fall 2020 semester; and be it further

RESOLVED, That the Board of Trustees authorizes the University to refund dormitory fees, on a prorated basis from the move-out date, to students scheduled to graduate who, as of the date hereof: (i) are in good standing at their institution; (ii) have paid their bills in full for the spring 2020 semester; (iii) have vacated the University dormitories as part of the University’s efforts to protect students from the spread of COVID-19; and (iv) are scheduled to graduate at the end of the current spring 2020 semester; and be it further

RESOLVED, That this special COVID-19 Dorm Credit and Refund authorization shall apply to the Spring 2020 semester only and will stand separate and apart from any and all refund and credit policies in the CUNY Tuition and Fee Manual.

EXPLANATION: As New York has become the epicenter of the coronavirus crisis in the United States, the University has had to make difficult but critical decisions to limit the spread of the virus and protect the health of our students and the city at large. In response to Governor Cuomo’s NYS COVID-19 preparations, dormitories across CUNY and other colleges will serve to expand the number of hospital beds available downstate by more than 29,000, helping to close the gap between the 53,000 hospital beds currently available and the 140,000 beds that are expected to be needed as a result of the spread of the virus.

This change poses special challenges for some students, including international students and those who do not have a place to go quickly. In response, the University has arranged to move students unable to go home into a dorm at Queens College. Each student will have their own individual room and bathroom. The University will transport the remaining students from dorms at City College, Hunter College and College of Staten Island and their belongings to Queens College. Social distancing protocols will be strictly observed in the dorm and during transport to it. The relocation process will run from Thursday, March 26, to Saturday, March 28. Moving the remaining dormitory residents into one building will allow the University to serve these students most effectively by consolidating food, staffing and supply deliveries.

The lives of all students are being disrupted this semester as the coronavirus has caused extreme disruption and hardship, forcing difficult decisions on a global scale. The University is doing all it can in the fight against the COVID-19 pandemic, including making dormitories available for use as medical facilities, as requested by the state. This resolution will provide
relief to any student who vacated a University dorm in the Spring 2020 semester, including those students who moved-out prior to the efforts to help create additional medical facilities, as a result of the COVID-19 pandemic.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 10 was unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Ferrer, the following resolution was presented and opened for discussion:

11. The City University of New York – Authorization of a Special COVID-19 Student Activity Fee Waiver for Spring 2020:

Chairperson Thompson, Jr. made a motion to amend the resolution as recommended by Chancellor Félix Matos Rodriguez. Trustee Ferrer seconded, and following discussion, the motion carried. A fourth resolve was added as follows:

WHEREAS, On March 11, 2020, in response to the threat presented by the spread of the coronavirus, COVID-19, and in an effort to reduce the density of faculty, staff and students on City University of New York (the “University”) campuses, the University announced that, effective March 19, 2020 all University academic courses would be moved on-line or alternatively to a distance learning modality; and

WHEREAS, On March 20, 2020, Governor Andrew M. Cuomo announced Executive Order 202.6, or the "New York State PAUSE" Executive Order, a 10-point policy directive, which directed all non-essential businesses statewide to close in-office personnel functions and temporarily ban all non-essential gatherings of individuals of any size for any reason; and

WHEREAS, The University, in response to Governor Cuomo’s Executive Order 202.6, announced, effective March 23, 2020, only dorms, food pantries and child care centers would be physically open on University campuses, non-essential personnel would be permitted to work remotely and the number of essential personnel on the campuses would be limited; and

WHEREAS, On March 24th, the University took a further step to consolidate dorms and close certain child care centers, ensuring that the State of New York has access to dormitories on our campuses in order to expand medical facilities while further reducing the density of individuals to mitigate the threat of the spread of COVID-19; and

WHEREAS, As a result of the reduction of the density of students, faculty and staff on the University campuses, the University has been forced to discontinue various services, and programs typically available to students on the University campuses; and

WHEREAS, The University has also been mandated to discontinue various student support
RESOLVED, That the University waive (i) twenty-five percent (25%) of the Spring 2020 student activity fee for students enrolled in those University schools and colleges on a fifteen (15) week calendar; and (ii) fifty percent (50%) of the student activity fee for students enrolled in those University schools and colleges on twelve (12) or six (6) week calendars, in recognition that some services relating to such student activity fees could not be performed by the University due to the impact of the COVID-19 pandemic; and be it further

RESOLVED, That the portion of the fee which supports the activities of the University Student Senate will not be waived; and be it further

RESOLVED, That this authorization for a Special COVID-19 Student Activity Fee Waiver shall apply to the Spring 2020 semester only and will stand separate and apart from any and all refund and credit policies in the CUNY Tuition and Fee Manual or the Board of Trustees By-Laws: and be it further

RESOLVED, That the individual colleges will ensure that any student receiving compensation from their local student government will continue to receive full payment for the remainder of the semester.

EXPLANATION: As New York has become the epicenter of the coronavirus crisis in the United States, the University has had to make difficult but critical decisions to limit the spread of the virus and protect the health of our students and the city at large. The lives of all students are being interrupted this semester as the coronavirus has caused extreme disruption and hardship, forcing difficult decisions on a global scale. The University is doing all it can in the fight against the COVID-19 pandemic, including making dormitories available for use as medical facilities, as requested by the state. This resolution will provide relief to students in recognition that some services relating to such student activity fees could not be performed by the University due to the impact of the COVID-19 pandemic.

USS Chair and Trustee Hunter expressed his concern about the proposed special COVID-19 student activity fee waiver, asking would any student, any faculty or any staff that is relying on student activity fees that may be getting paid through a wellness center or through like campus life be impacted—their salary/jobs put on like on hold or in question—due to the refund policy aside from the student government members.

Chancellor Matos Rodriguez stated that if the compensation comes from the local student government and they are the ones financing they would be included.
USS Chair and Trustee Hunter noted that in the midst of this pandemic, it is not equitable if CUNY cuts 25 percent across the board. Some campuses will have money left over that would sit in an account and do nothing, and others will have to cut staff and people that are on payroll.

Chairperson Thompson, Jr. stated that he wants to make sure that the University is protecting students right now during this incredibly difficult and vulnerable time by supporting the Chancellor's amendment, and suggested that the Chancellor report back any negative impact to the Board before the next Board meeting so that the Trustees can take additional actions as necessary or needed.

Senior Vice Chancellor and Chief Financial Officer Matthew Sapienza added, “I am concerned about overcomplicating the refund and waiver process in that every student activity fee is different at every single campus, and the amount that is given to student government is different at every single campus. So per the Chancellor’s amendment we are making sure that anyone paid through student government is going to be fully paid through the rest of the semester, capturing most of the budgeted costs of the student government. Again, the University is waiving 25 percent so I do not want to discount that it is a waiver but most of the expenditures through covering the salaries would be covered. Once again, this could be an item that as part of what Chairperson Thompson, Jr. suggested, that the Chancellor report back if there is an adjustment that needs to be made before the next meeting.”

USS Chair and Trustee Hunter noted that not all student governments' entire budget is spent on paying student leaders.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 11 was adopted as amended. USS Chair and Trustee Hunter voted NO.

USS Chair and Trustee Hunter made an additional motion to amend the resolution to allow local student governments to retain 100 percent of their budget through this process being that they are the only allocating body on student activity fees. The motion was not seconded therefore did not carry.

Trustee Kim requested that as part of the Chancellor reporting back after analyzing the situation, he communicate and connect with all the local student governments and get their input as well before coming back to Board with any recommendations.
Secretary of the Board Gayle M. Horwitz presented item No. 12 for the Board’s approval:

Moved by Chairperson Thompson, Jr. and seconded by Vice Chairperson Schwartz. The following resolution was added to the agenda.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Berger, the following resolution was presented and opened for discussion:

12. The City University of New York – Establishment of the CUNY Chancellor’s Emergency Relief Fund:

WHEREAS, The City University of New York (CUNY) serves a combined total of over 500,000 full and part-time students and the economic crisis triggered by the COVID-19 pandemic has had a devastating impact on many of them; and

WHEREAS, A large portion of CUNY’s student population is economically vulnerable even in the best of times—with more than half experiencing housing and food insecurity in the past year—and the public health crisis has further deepened their vulnerability; and

WHEREAS, To address this critical need during these challenging times, CUNY would like to assist these students with access to emergency funds, which will help them meet basic expenses a result of devastating wage and job losses, while also assisting them with the lack of access to health care, childcare, and technology for remote learning; and

WHEREAS, The Chancellor is actively securing private donations for a fund to provide this emergency aid to the impacted students from all 25 of CUNY’s campuses; now therefore be it

RESOLVED, That Board of Trustees hereby approves the establishment of the Chancellor’s Emergency Relief Fund, which Fund shall initially be established in an amount not to exceed $15 Million, the proceeds of which shall be utilized by and at the discretion of the Office of the Chancellor to, among other things, provide financial assistance and support to University students in the greatest need across the University’s 25 campuses; and be it further

RESOLVED, That, in accordance with Board of Trustees Policy 3.05 - Trust and Gift Funds, Acceptance and Administration, the Chancellor shall be required to maintain a separate bank account designated for this specific purpose; and be it further

RESOLVED, That the Chancellor be, and hereby is authorized to solicit pledges of up to $15 Million, on or before June 30, 2020 and it being understood that any funds pledged by a donor should be reported monthly to the Board of Trustees; and be it further
RESOLVED, That the Chancellor be, and is hereby authorized to accept individual donations up to and including $1,000,000 prior to June 30, 2020, it being understood that this authorization shall supercede Board of Trustees Policy 3.05 - Trust and Gift Funds, Acceptance and Administration up and until June 30, 2020 and such donations shall be subject to a post audit and shall be reported to the Board of Trustees on a weekly basis; and be it further

RESOLVED, That any donation of more than $1,000,000 shall require the approval of the Board of Trustees or its Executive Committee in accordance with Policy 3.05 - Trust and Gift Funds, Acceptance and Administration, including all audit and reporting requirements; and be it further

RESOLVED, That the Chancellor shall provide to the Board of Trustees by July 15, 2020 a report of all expenditures made through June 30, 2020.

EXPLANATION: Given the unprecedented public health and economic crisis posed by the COVID-19 pandemic and the severe impact it has had on our community, the University recommends the creation of the Chancellor’s Emergency Relief Fund as a means to mitigate the financial impact on our students.

Chairperson Thompson, Jr. asked for a vote. Item No. 12 was unanimously adopted.

Secretary of the Board Gayle M. Horwitz presented item No. 13 for the Board’s approval:

Moved by Chairperson Thompson, Jr. and seconded by Vice Chairperson Schwartz. The following resolution was added to the agenda.

Moved by Chairperson Thompson, Jr. and seconded by Vice Chairperson Schwartz, the following resolution was presented and opened for discussion:

13. The City University of New York – Appointment of Robin Garrell as President at The Graduate Center:

WHEREAS, Robin Garrell, Ph.D. is currently serving as Vice Provost for Graduate Education and Dean, Graduate Division at University of California, Los Angeles; and

WHEREAS, In her current role, Dr. Garrell has campus-wide responsibility for nearly 10,000 academic and professional graduate students, 1,000 postdoctoral scholars and 600 visiting graduate students; and

WHEREAS, Dr. Garrell also serves as an elected commissioner on the Western Association of Schools and Colleges Senior Colleges and University Commission and the Educational Testing Service GRE and TOFL advisory boards; and
WHEREAS, Advancing diversity and inclusive success have been core themes throughout Dr. Garrell’s academic career, and since her appointment as Vice Provost and Dean, applications to UCLA graduate and professional degree programs from students identifying as members of historically underrepresented groups have increased 23% and enrollments in underrepresented groups have increased 40%; and

WHEREAS, Dr. Garrell has a Ph.D. and M.S. in Macromolecular Science and Engineering from University of Michigan and a B.S. in Biochemistry from Cornell University; and

WHEREAS, A Search Committee, Chaired by Trustee Jill O’Donnell-Tormey, conducted a nation-wide search and recommended Dr. Garrell as one of the finalists for the presidency of The Graduate Center; and

WHEREAS, After consultation with various Graduate Center stakeholders, the Chancellor is recommending Dr. Garrell as The Graduate Center’s President; and

WHEREAS, Section 6.2.b of the ByLaws of the Board of Trustees states that “a distinguished person of proven record appointed to the title of associate professor or the title of professor, who had tenure in another accredited institution of higher learning, may be appointed with immediate tenure by the Board in its discretion; now therefore be it

RESOLVED, That the Board of Trustees of The City University of New York approve the appointment of Robin Garrell, Ph.D as President at The Graduate Center at The City University of New York effective August 1, 2020 at an annual salary of $375,000; and be it further

RESOLVED, That the Board of Trustees of the City University of New York approve the appointment of Robin Garrell, Ph.D as a full professor with tenure at The Graduate Center at The City University of New York, effective August 1, 2020, and placed on leave while she serves as President of The Graduate Center.

EXPLANATION: Dr. Garrell’s comprehensive understanding of best practices and innovations in graduate and professional education at both master’s and doctoral levels, nationally and globally, will advance CUNY’s graduate education programs and maximize access for students from diverse backgrounds.

Dr. Garrell’s commitment to public education and experience as an innovator and fundraiser will greatly benefit The Graduate Center and The City University of New York as a whole.

The Chancellor strongly recommends this appointment.
Chancellor Matos Rodriguez thanked the Board members who served on the Search Committee, particularly Trustees O'Donnell-Tormey, Arvanites, and Berger. The University has a stellar candidate coming in and is excited to have her take the lead of The Graduate Center.

University Faculty Senate Chair and Trustee Martin Burke stated that as a member of the Doctoral Faculty Policy Committee and one of the stakeholders who was able to speak with the three candidates, he can say with no reservations that all his colleagues involved were most impressed by Dr. Garrell and will welcome her to the Graduate School and University Center in August.

Chairperson Thompson, Jr. concluded by thanking his colleagues for their participation in moving forward on this item.

Chairperson Thompson, Jr. asked for a vote. Item No. 13 was unanimously adopted.

Secretary of the Board Gayle M. Horwitz presented item No. 14 for the Board’s approval:

Moved by Chairperson Thompson, Jr. and seconded by Trustee Berger. The following resolution was added to the agenda.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Berger, the following resolution was presented and opened for discussion:

14. The City University of New York – Appointment of Frank H. Wu as President at Queens College:

WHEREAS, Frank H. Wu, J.D. is currently serving as a William L. Prosser Distinguished Professor at University of California Hastings College of Law and served as Chancellor and Dean from 2010 through 2015; and

WHEREAS, During Mr. Wu’s tenure as Dean, in 2012-2013 and 2013-2014, fundraising exceeded any prior years on record, and in 2015, the Long Range Campus Plan received the single greatest sum committed to the school, an allocation of over $43 million in funds; and

WHEREAS, Mr. Wu served as the Dean of Wayne State University Law School (2004-2008) and Professor at Howard University Law School (1995-2004, tenured 2000, Fall 2009-2010); and

WHEREAS, Mr. Wu has dedicated his civic work to higher education and has served as a member of the Trustees of Deep Springs College (Member 2010-2019, Vice Chair 2012-2014), the National Advisory Committee on Institutional Quality and Integrity (Vice Chair 2017-2019), and Gallaudet University (Vice Chair of the Board 2006-2010, Trustee 2000-2010); and
WHEREAS, Mr. Wu has a J.D. from University of Michigan Law School and a B.A. in Writing from The Johns Hopkins University; and

WHEREAS, A Search Committee, Chaired by Trustee Kevin Kim, conducted a nation-wide search and recommended Mr. Wu as one of the finalists for the presidency of Queens College; and

WHEREAS, After consultation with various Queens College stakeholders, the Chancellor is recommending Mr. Wu as Queens College’s President; and

WHEREAS, Section 6.2.b of the ByLaws of the Board of Trustees states that “a distinguished person of proven record appointed to the title of associate professor or the title of professor, who had tenure in another accredited institution of higher learning, may be appointed with immediate tenure by the Board in its discretion; now therefore be it

RESOLVED, That the Board of Trustees of The City University of New York approve the appointment of Frank H. Wu, J.D. as President at Queens College effective July 1, 2020 at an annual salary of $400,000; and be it further

RESOLVED, That the Board of Trustees of the City University of New York approve the appointment of Frank H. Wu as a full professor with tenure at Queens College, effective July 1, 2020, and placed on leave while he serves as President of Queens College.

EXPLANATION: Frank H. Wu has worked to make the value proposition of higher education better and clearer. Mr. Wu’s lengthy record of advocacy for Asian Americans, within a traditional framework of civil rights, combined with his experience in higher education policy reform and accreditation will allow him to advance reform at Queens College and The City University of New York.

The Chancellor strongly recommends this appointment.

Chancellor Matos Rodriguez thanked the Trustees for their support, particularly Trustees Kim, Wilkin, and Sunshine who served on the Committee. “The University is excited about adding Frank Wu—a place very dear to my heart—at Queens College as he will do a great job.” He further commended the Board for continuing to make history by appointing Frank Wu as the first Asian American president at Queens College and the second in the history of CUNY.

Trustee Sandra Wilkin noted that during this difficult time, having this distinction and bringing it to the CUNY community will be so well looked upon.

Chairperson Thompson, Jr. asked for a vote. Item No. 14 was unanimously adopted.
Secretary of the Board Gayle M. Horwitz presented item No. 15 for the Board’s approval:

Moved by Chairperson Thompson, Jr. and seconded by Trustee Berger. The following resolution was added to the agenda.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Berger, the following resolution was presented and opened for discussion:

15. The City University of New York – Appointment of Daisy Cocco De Filippis as the Interim President at Eugenio Maria De Hostos Community College:

WHEREAS, Daisy Cocco De Filippis is currently serving as the President of Naugatuck Valley Community College since 2008; and

WHEREAS, Dr. De Filippis has significant administrative and leadership as the President of Naugatuck Valley Community College where under her leadership student retention has steadily risen and where she has helped bring to the College $44 million dollars in state bond funding for construction of the College’s new Center for Health Sciences, $6.5 million dollars for campus-wide improvement projects, and $2 million dollars for technology and laboratories; and

WHEREAS, Dr. De Filippis has served as Provost and Senior Vice President for Academic Affairs at Eugenio Maria de Hostos Community College and serves on the Connecticut Technical Education and Career System High School Board, the Prospect Waterbury Local Advisory Board, the Northwest Regional Workforce Investment Board, the advisory board of the Dominican Studies Institute at City College and on the Board of the Dominican Studies Association; and

WHEREAS, Dr. De Filippis holds a Ph.D. in Spanish language and an M.Phil. in Spanish literature from the Graduate School and University Center of CUNY, an M.A. in Spanish literature and a B.A. in Spanish and English literature from Queens College, CUNY; and

WHEREAS, Section 6.2.b of the ByLaws of the Board of Trustees states that “a distinguished person of proven record appointed to the title of associate professor or the title of professor, who had tenure in another accredited institution of higher learning, may be appointed with immediate tenure by the Board in its discretion; now therefore be it

RESOLVED, That the Board of Trustees of The City University of New York approve the appointment of Daisy Cocco De Filippis as Interim President at Eugenio Maria de Hostos Community College effective August 1, 2020 at an annual salary of $260,000; and be it further

RESOLVED, That the Board of Trustees of the City University of New York approve the appointment of Daisy Coco De Fillipis as a full professor with tenure at Eugenio Maria de
Hostos Community College, effective August 1, 2020, and placed on leave while she serves as President of Hostos Community College.

EXPLANATION: Dr. De Filippis is a published author and literary critic, and her scholarly work is recognized internationally as pioneering in the field of Dominican women’s studies and Dominican authors. In May 2017, Dr. De Fillipis was honored by Hostos as Educator of the Year at their annual Scholarship Dinner, and in September 2018 was inducted as a member of Connecticut’s Immigrant Heritage Hall of Fame.

Dr. De Filippis vision of community, student-centeredness, collaboration and civic engagement would be a positive asset for Hostos Community College.

The Chancellor strongly recommends this appointment.

Chancellor Matos Rodriguez stated, “I could not think of someone better to replace President David Gomez than Dr. De Filippis—ten years as the star president in the Connecticut community college system doing incredible transformational work. Someone who knows our students and community, receiving her BA and MA from Queens College, and PhD from The Graduate Center as well as a faculty member and Dean at York College and then Provost at Hostos Community College. Again, a brilliant appointment at Hostos Community College, continuing with the tradition of the Board of making history—the first Dominican American woman to be president—at one of our campuses. I look also at the three appointments today, your mandate of diversity in terms of gender, we have an incredible talented female scientist at The Graduate Center. I just want to thank the Board for the support to make our presidents as diverse as the student body.”

Chairperson Thompson, Jr. asked for a vote. Item No. 15 was unanimously adopted.

Secretary of the Board Gayle M. Horwitz presented item No. 16 for the Board’s approval:

Moved by Chairperson Thompson, Jr. and seconded by Trustee Ferrer. The following resolution was added to the agenda.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Berger, the following resolution was presented and opened for discussion:

16. The City University of New York – Authorization of the Purchase of IPads and Chromebooks for Emergency Distribution to Students in Response to the COVID-19 Pandemic:

WHEREAS, Pursuant to the Education Law, Article 125B, The City University Construction Fund (“CUCF”) is authorized to provide capital facilities and equipment for and to support the educational purposes of The City University of New York (the “University”); and
WHEREAS, Governor Cuomo issued Executive Order No. 202 declaring a Disaster Emergency in the State of New York on March 7, 2020 due to the COVID-19 outbreak; and

WHEREAS, The University, in compliance with the State and City’s emergency declarations, transitioned to a distance learning model on March 19, 2020; and

WHEREAS, The Chancellor has recognized that the move to distance education has exacerbated disparities of equity and access among the student body; and

WHEREAS, The University, using existing University and New York State contracts, would like to procure 16,500 Apple iPads with protective cases from Apple, Inc., 13,500 Dell Chromebooks from Dell Computer, and 3,500 Lenovo Chromebooks from CDW Government, Inc. (collectively, the “Emergency IT Equipment”) for distribution to CUNY students in need of such devices to support their academic continuity; and

WHEREAS, New York State Executive Order 202, effective March 7, 2020, provided in pertinent part that State Finance Law, Section 163 and Economic Development Law Article 4-C be suspended, together with the New York State Controller’s waiver of pre-audit requirements for emergency purchases to the extent necessary to allow for the purchase of necessary commodities, services, technology and materials, the University procured and engaged on an emergency basis, Custom Computer Specialists to provide logistical support to ensure that proper asset management controls would be in place to facilitate the distribution of the Emergency IT Equipment to the University campuses (the “Distribution Services”); and

WHEREAS, Funding for an amount not to exceed $15,000,000 has been appropriated to CUCF for the purchase of Emergency IT Equipment and the distribution of such equipment by Custom Computer Specialists, of which $12,500,000 or eighty-three percent (83%) is being provided by the State of New York and $2,500,000 or seventeen percent (17%) is being provided by the City of New York; and

WHEREAS, The University’s Board of Trustees desires that the University take such steps to reduce the impact of technology access by providing computing equipment to qualifying students to aid in continued access to instruction; now therefore be it

RESOLVED, That the University’s Board of Trustees request CUCF to provide funding for the Emergency IT Equipment in an amount not to exceed $15,000,000; and be it further

RESOLVED, That the above appropriation shall include funding for the Distribution Services in an amount not to exceed $600,000; and be it further

RESOLVED, That the University’s Board of Trustees hereby approve and ratifies all emergency actions taken by the University since March 7, 2020 in connection with the procurement and
implementation of the Emergency IT Equipment and the Distribution Services.

**EXPLANATION:** The unprecedented impact of the COVID-19 pandemic requires the University to take immediate steps to respond and adapt its current instruction to support distance learning. The University has made this emergency move to online learning in a very short timeframe in order to continue instruction while maintaining responsible social distancing.

The Chancellor recognizes the need to reduce the technological barriers to access facing numerous CUNY students due to lack of equipment to access instruction. The University therefore expects to provide up to 33,500 students with devices to facilitate their ongoing academic progress through online instruction.

Chairperson Thompson, Jr. stated, “This was something that obviously had to be done quickly given the emergency that we are facing. The Chancellor definitely reached out and had a full discussion with me prior to that. Time was of the essence and we had to make sure that our students and particularly those who could not afford the technology, had the opportunity to compete on the same level. Again, the Governor’s leadership on this issue was paramount, and I would like to thank him and his staff for their work and leadership along with us. I also want to thank the Chancellor for recognizing the emergency, reaching out, and moving forward quickly and his staff, again, for a job well done.”

UFS Chair and Trustee Burke requested to receive a copy of the resolution as the information is of great interest. Senior Advisor to the Chancellor and Secretary Gayle Horwitz acknowledged his request and stated that all actions will be published as well. Chairperson Thompson, Jr. further noted that the aforementioned item was being worked on this afternoon, right before the call begin.

**Chairperson Thompson, Jr. asked for a vote. Item No. 16 was unanimously adopted.**

Moved by Chairperson Thompson, Jr. and seconded by Trustee Ferrer, the meeting was adjourned at 5:59 p.m.
The Board of Trustees of The City University of New York (CUNY) met on May 18, 2020 via audio teleconference, pursuant to a Notice sent by the Office of the Secretary of the Board on May 4, 2020.


Others present: Chancellor Félix V. Matos Rodriguez, EVC&UP José L. Cruz, EVC&COO Hector Batista, SAC and Board Secretary Gayle M. Horwitz, General Counsel and SVC Derek Davis, SVC and Special Counsel Glenda G. Grace, SVC&CFO Matthew Sapienza, SVC Pamela S. Silverblatt, Vice Chancellor Brian Cohen, Vice Chancellor Doriane K. Gloria, Vice Chancellor Maite Junco, Vice Chancellor Richard R. White, Interim Vice Chancellor Andrea Shapiro Davis

Absent and Excused: Senior Vice Chancellor Allen Y. Lew

CONVENING OF PUBLIC MEETING
Chairperson William C. Thompson, Jr. called the Public Meeting to order at 4:36 p.m.

CHAIRPERSON’S REPORT

William C. Thompson, Jr.’s Remarks:
“On March 7, 2020, Governor Cuomo issued Executive Order 202 declaring a State of Emergency in response to the COVID-19 outbreak. On March 13, 2020, Governor Cuomo issued Executive Order 202.1, which included a suspension of law allowing the attendance of meetings telephonically or other
similar service.

Article 7 of the Public Officers Law, to the extent necessary to permit any public body to meet and take such actions authorized by the law without permitting in public in-person access to meetings and authorizing such meetings to be held remotely by conference call or similar service, provided that the public has the ability to view or listen to such proceeding and that such meetings are recorded and later transcribed.

In accordance with the Executive Order, this Board meeting is being held via teleconference with a live stream found at the CUNY Board of Trustees website as well as broadcast and cablecast live on CUNY TV, Channel 75.

A copy of the calendar (agenda) is also available online at the CUNY Board of Trustees website. Additional items may be added during the meeting. As a reminder, please mute your phones so we can ensure that everyone can hear.

Before we get started today, I would like to acknowledge members of the CUNY community who have perished during this pandemic. The Board of Trustees and the entire CUNY community send our deepest condolences to their families and their friends. I would like everybody to join me in a moment of silence in their memory.

I would like to thank my fellow Trustees for their efforts on the important work of CUNY over the last two months. Our committees met a few weeks ago and nine of you have been participating on search committees for new Presidents. I understand that several of these committees have already forwarded finalists to the Chancellery. Thank you all.

I think I speak for all of my fellow Trustees when I say that the Spring usually brings one of our favorite activities as Trustees—participation in commencement ceremonies. While we may not be able to celebrate them in person, I would like to take a moment this afternoon to salute our graduates for demonstrating extraordinary resilience during these difficult times. In the spirit of Ernest Hemingway, you each personified grace under pressure. You overcame great odds to get to this day and were given one final test as you approached the finish line and you all passed with flying colors. Congratulations to all of our graduates this year! You should all feel especially proud of your accomplishments. I will say that we all certainly do.

As you know, the CUNY Board of Trustees could not convene its May 11, 2020 Public hearing and Queens Borough hearing. Instead, the Office of Secretary accepted written testimony and statements from concerned individuals on items on the calendar (agenda) for May 18, 2020 Board Meeting via email. Testimonies were accepted until 12:30 p.m. on Monday May 11, 2020 and shared with the Trustees on May 14, 2020.
A total of 1,259 testimonies were submitted of which 986 were submitted as a similar form letter concerning the impact of budget cuts on campuses. Specifically, the letter calls on the Board to reject any and all cuts to the University budget, especially with regard to the reduction in courses or the layoff of adjunct faculty. The letter also outlines the PSC’s Impact Bargaining framework and urges the Board as well as management of the University to accept these demands. 283 testimonies were individually written, including submissions of essays by CUNY faculty which appeared in the new regarding how COVID-19 has affected higher education and CUNY in particular. Testimonies were received from every corner of the University—our community colleges, our senior colleges, our graduate schools—from students, faculty and staff—full-time and part-time. I know that we all will make sure to hear the voices within our community in their written words. Let me thank all of those who submitted names or submitted testimony. Testimonies are available for review in the Office of the Secretary.

CHANCELLOR’S REPORT

Félix V. Matos Rodriguez’ Remarks:
“Thank you, Chair Thompson, Trustees, Presidents and Vice Chancellors. It’s good to be back here with you today. Even as we deal with shifting challenges, our priorities and commitment to this great University remain the same.

I think back to this time last year, just over 12 months since I began my tenure as Chancellor, at a time that coincided with the beginning of commencement season. I still have vivid memories of the ceremonies I attended, and of the joyous expressions on the faces of the students I addressed.

The circumstances changed. Today, while we again move through my favorite part of the academic calendar—graduation—we also acknowledge those from CUNY who have lost their lives from COVID-19. We are developing plans to recognize these members of our community so that we will never forget. Our CUNY family was shaken when we lost 14 beloved members of our staff, 10 members of the faculty and 4 students.

It is so hard to process these unexpected losses. Let me again express my deepest condolences to the families and others who have lost a loved one. And let me wish a speedy recovery for anyone who is recovering from this virus.

Even as we grieve, we summon the inner strength to carry on with our daily lives. As we near the finish line of what’s been an extraordinarily difficult semester, I want to take this moment to acknowledge the resilience and fortitude of our dedicated students, faculty, and staff. Their strength of spirit is what makes this University so special and why we remain so optimistic about the future.
Words cannot express the pride I feel for the Class of 2020, who have endured and overcome so much uncertainty, stress and hardship to accomplish what they set out to achieve. They are an inspiration to all of us.

While it breaks my heart that we can’t celebrate their achievements in person, we are doing the next best thing by saluting the Class of 2020 over the coming weeks with a robust array of virtual celebrations. The first celebration was held Friday, by our School of Law, and the last is scheduled to be held by York College, on June 27th. We are drawing upon a diverse group of speakers from the worlds of government, philanthropy and the sciences, such as New York State Attorney General Letitia (Tish) James, U.S. Sen. Chuck Schumer, and former U.S. Attorney General Eric Holder among other notables.

Campuses are producing special video celebrations to capture this special moment for posterity. I have recorded personal messages for many of the colleges. We are also planning a program involving the valedictorians and salutatorians. We are doing our best to pull out all the stops to make sure our students receive the recognition that they deserve. Colleges will mail diplomas to every student and are planning to hold in-person commencements when circumstances permit.

I have established two new task forces to provide a roadmap for the reopening of our campuses and the conversion back from distance education in the months ahead after the New York State on Pause executive order is lifted.

The new Academic and Student Support Task Force will be chaired by José Luis Cruz, Executive Vice Chancellor and University Provost with an eye toward developing the guidelines for instructional modalities and student support services for the coming academic terms. His group will produce enrollment management strategies to boost summer and fall enrollments; academic program strategies to ensure quality of instruction; student support services strategies to make sure students have the resources they need, and other policies.

The second unit—the Coronavirus Planning Task Force—will be co-chaired by Hector Batista, Executive Vice Chancellor and Chief Operating Officer, and Glenda Grace, Senior Vice Chancellor for Institutional Affairs, Strategic Advancement and Special Counsel. They will provide policy and operational guidance, frameworks and protocols for the University as it prepares to restart on-campus operations following State and City guidelines. They will also address how our classrooms, libraries, cafeterias, offices and dormitories will operate under social distancing guidelines and what level of equipment and supplies are needed.

In our national presidential searches, LaGuardia Community College and Queensborough Community College are both at the finalists stage. I hope to recommend my next round of appointments to you at the June 29th Board meeting. The search committee for BMCC is scheduled to conduct preliminary interviews later this month and recommend finalists to me for consideration. As for Lehman College,
York College and Guttman Community College, we hope to finalize the appointment of the presidential search committees soon and conduct kick-off meetings by the end of May or early June.

I applaud Governor Cuomo for his selection of John Jay College of Criminal Justice President Karol V. Mason to serve on his Reimagine Education Advisory Council. Her record of success in the fields of education, law and justice make President Mason an important voice for under-served communities.

I’m proud to see CUNY staff already working with government and health leaders; as you know, contact tracing will be a critical component of any effort to re-open, and hundreds of CUNY students are being recruited and trained to participate in this vital operation, as part of a joint effort between Governor Cuomo and former Mayor Mike Bloomberg.

I would like to give some updates on our continuing efforts to guide the University through the COVID-19 crisis.

The Chancellor joins Governor Cuomo and all of our state and city leaders in calling on the federal government to take prompt action and stave off potentially deep cuts to our academic programs, campuses and students.

Because of the uncertainty of the overall impacts of COVID-19 on our budget, we have proposed extending the deadline for notification of adjunct reappointments to May 29th. The University proposed the extension to allow more time for either federal aid to the State to come through or details about state and city budget allocations to CUNY to materialize, but the proposal was originally rejected by the PSC.

The federal government has allocated $236 million to CUNY through the CARES Act, the first half of which is to be distributed to students in the form of emergency assistance grants. About 190,000 undergraduate and graduate students are potentially eligible to receive one of these grants. Those students are being notified this week, and most can expect to receive their award in the coming days as early as this Friday.

The second half of that money, the institutional share, is pending, along with an additional $14 million federal allocation to CUNY colleges that meet requirements as Minority-Serving institutions. College Presidents will be asked to develop a plan conforming to centrally specified guidelines for using the CARES institutional and MSI funds, which may be used for a range of stipulated expenses that are connected to the coronavirus outbreak.

As you know, our vow to never exclude anyone from the learning process inspired us to launch the Chancellor’s Emergency Relief Fund on April 8th to provide urgent support to CUNY students facing disruptions on their lives. According to a mid-April survey by CUNY Institutional Research, almost 40 percent of our students reported losing their employment during the outbreak while the greatest needs being for food and general expenses.
We have raised over $4.2 million in donations from philanthropic, corporate and individual donors, including many of you for which I thank you. By then end of this week, we’ll have given $500 grants to 4,000 CUNY students. Undocumented and international students who are not eligible for the CARES Act funding were given priority in the most recent disbursement of these awards.

Many individuals from CUNY have stood with their classmates and neighbors and helped the University and the broader New York City community weather the storm of COVID-19. The responses from the University have been truly extraordinary.

I would like to send a special shout out to—everyone that has donated and produced personal protective equipment for health workers; students in medical fields who are taking their places on the frontlines and making a difference by saving lives; those who have raised money and donated food. Many students are balancing classwork with high-stress jobs as first responders, and their service to this city has been nothing short of remarkable.

As I joined a video teleconference on April 13th to cheer the inaugural graduating class of the CUNY School of Medicine, I was reminded of the school’s mission to address health care disparities in underserved areas. These newly minted MDs are a perfect match for the moment, and I had tears in my eyes as I heard them talk about what it meant to them to end their classes early and set out to join the frontline fight against the ongoing pandemic.

CUNY students and faculty have a knack for rising to the occasion. It is no surprise then that we continue to receive good news and validation in the form of prestigious awards; I will briefly share a few details:

The Fulbright U.S. Student Program awarded scholarships to 16 students and recent graduates from CUNY; three high-achieving CUNY community college students claimed the highly competitive Jack Kent Cooke Foundation Undergraduate Transfer Scholarship; a recent Brooklyn College grad was honored with the renowned Soros Fellowship for New Americans; two CCNY students won coveted Jeannette Watson Fellowships; two Hunter College students won Luce scholarships; a Macaulay Honors and City College student won the renowned Soros Fellowship for New Americans; two professors at The Graduate Center of the City University of New York have been elected to academies that are regarded among the nation’s greatest honors in their fields; two nationally celebrated fiction writers and educators from Brooklyn College and an acclaimed artist at the College of Staten Island were awarded 2020 Guggenheim Fellowships; CUNY’s nationally recognized ASAP initiative won the “Innovations in American Government Award” from Harvard’s John F. Kennedy School of Government, and CUNY took home two New York Emmy Awards, one that went to CUNY TV and the other to City Tech.
The 2020 Pulitzer Prizes included three CUNY-affiliated winners—Newmark J-School Board member Nikole Hannah-Jones won for Commentary; Newmark J-School adjunct Adriana Gallardo, a ProPublica reporter, won for Public Service; and Brooklyn College alumnus Greg Grandin won for General Nonfiction. Also, Brooklyn College professor Ben Lerner was a finalist for Fiction.

This brings me to the end of my report, but let me close with this:

While life in New York has changed, our commitment to our students, faculty and staff has never been stronger. We continue to advocate for everyone at the University. We continue to plan for a time when we will return to campus; we do not quite know when that will be, but we hope that time will be soon. We continue to cry and mourn the people we have lost to this pandemic. We continue to do all we can to help those in need. And we continue to celebrate the remarkable achievements of our students in every way we can.

We are able to balance all of these contrasting emotions and actions because we have to—and because we are CUNY Strong. So please, stay safe, stay upbeat and remain vigilant. Thank you.”

Chairperson Thompson, Jr. stated, “Given that all Board members are participating remotely, I will read the resolutions and ask for members to respond only if you would like to abstain or oppose an item, otherwise your vote will be recorded as a yes vote. If you are voting no or abstaining, please state your name and vote. Additionally, if you wish to second an item or have any questions, please state your name first for the record and let us do that in an orderly way.

For clarity and coordination, I will read all of the items rather than turning to committee chairs.”

**APPROVAL OF MINUTES:** Chairperson Thompson, Jr. called for a motion to approve the minutes of the regular Board meeting of March 30, 2020, which was seconded by Trustee Brian Obergfell. He asked if there were any amendments. Upon hearing none, the item was unanimously adopted by the Board:

1. **Approval of Minutes:**

RESOLVED, That the minutes of the regular Board meeting of March 30, 2020 be approved.
2. COMMITTEE ON FISCAL AFFAIRS:
Chairperson Thompson, Jr. reported that at the April 28, 2020 meeting of the Committee on Fiscal Affairs, the Committee approved the following resolution, and Trustee Fernando Ferrer recommended their approval by the Board.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Una Clarke, the following resolution was presented and opened for discussion:

A. CUNY Central Office – Authorization of a Contract Extension with Sierra-Cedar, Inc.:

WHEREAS, CUNYfirst, The City University of New York’s (the “University”) PeopleSoft based Enterprise Resource Planning (ERP) system, is a mission critical business system which helps the University conduct its administrative and academic operations and achieve operational efficiencies; and

WHEREAS, CUNYfirst’s continued availability is essential to the ongoing operations of the University; and

WHEREAS, To illustrate the University’s utilization of the CUNYfirst system, during the Spring 2020 registration period, there was a peak of 388,856 logins on a single day and 36,176 transactions in a 24-hour period; and

WHEREAS, The ERP system was, from the beginning and remains hosted by a third-party vendor, namely Sierra Cedar, Inc.; and

WHEREAS, The contract with Sierra-Cedar, Inc. was approved by University’s Board of Trustees at a meeting held by the Board of Trustees on May 1, 2017 and said contract is set to expire on May 17, 2020; and

WHEREAS, The New York State Comptroller’s Office has agreed to an extension of the current contract with Sierra-Cedar, Inc. for a period of up to twelve (12) months; and

WHEREAS, To reduce the annual operating cost to operate the ERP system, the University has decided to move the ERP system from Sierra-Cedar, Inc.’s corporate operations in Atlanta, Georgia to a University-owned data center located at 395 Hudson Street, New York, New York; and

WHEREAS, The University is in the process of completing a competitive procurement to identify a third-party vendor that will assist the University in managing and supporting the ERP system to be operated at a University-owned data center located at 395 Hudson Street, New York, New York; and
WHEREAS, Until such time as a third-party vendor is awarded a contract for managing and supporting the ERP system, the University must continue to use the services of the Sierra-Cedar, Inc. to host the ERP system for a period of up to twelve (12) months to ensure CUNYfirst’s availability and performance; 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 execute, seal, and deliver a contract amendment, to extend the existing contract dated as of May 15, 2017 with Sierra-Cedar, Inc., for managed hosting services for an additional twelve (12) months, and permitting the University to make expenditures and purchases under the aforesaid contract not to exceed $8,194,824, over a period of a twelve (12) months in connection with the aforesaid amendment, 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: The PeopleSoft environment was established as the platform for the CUNYfirst implementation project in 2007 and has been hosted offsite by a third-party service provider. The University needed to host the development and production environments of the system because it did not have a resilient data center or the staff expertise to initially and continuously do this in-house. Hosting services were initially provided by Oracle as a part of their system integrator/project implementation agreement. On May 1, 2017 the Board of Trustees authorized a three-year contract with Sierra-Cedar Inc. to provide the systems’ hosting services and support.

In order to continue to streamline application environments, better track governance, and control applications-related expenses, the University plans to migrate the hosting of CUNYfirst to a University-owned data center. The current managed hosting services contract with Sierra-Cedar, Inc. will continue to provide application hosting and skilled technical staff to ensure the ongoing availability, stability and performance required of the CUNYfirst system while the University concludes the award of a contract with a vendor for managing and supporting the system and through the application migration and stabilization period. Existing University personnel will continue to support the ERP system and serve as subject matter experts, and the contractor will manage the software and hardware components of the off-site CUNYfirst application system in production and
non-production environments and support the business continuity and resiliency of the CUNYfirst system. The University will proceed with the system migration to eliminate the need for managed hosting services at the earliest opportunity consistent with resources and the academic calendar.

*Chairperson Thompson, Jr. asked for a vote. Cal. No. 2.A. was unanimously adopted.*

Moved by Chairperson Thompson, Jr. and seconded by Trustee Una Clarke, the following resolution was presented and opened for discussion:

**B. CUNY Central Office – Authorization of a Contract with Sierra-Cedar, Inc.:**

WHEREAS, CUNYfirst, The City University of New York’s (the “University”) PeopleSoft based Enterprise Resource Planning (ERP) system, is the University’s primary administrative and academic records system; and

WHEREAS, CUNYfirst has been hosted by a third party vendor at an off-site location since 2007; and

WHEREAS, The University seeks to increase the efficiency and management of CUNYfirst by moving and hosting the CUNYfirst system in the University data center located 395 Hudson Street, New York, New York; and

WHEREAS, University personnel will continue to support CUNYfirst system and serve as subject matter experts in the day-to-day management of the administrative and academic records system; and

WHEREAS, The University requires the expertise of an independent contractor or third party vendor to manage the software and hardware components of CUNYfirst system in production and non-production environments and support the business continuity and resiliency of the administrative and academic records system (collectively “Application Management Services”); and

WHEREAS, The University anticipates the need for additional Application Management Services to assist with a planned upgrade of the PeopleSoft software; and

WHEREAS, The University issued a Request for Proposals (“RFP”) on August 30, 2019 to procure a contract for Application Management Services; and three vendors responded to the RFP and were evaluated by a committee comprised of both college and Central Office personnel; and
WHEREAS, The University committee comprised of both college and Central Office selected Sierra-Cedar, Inc. as the third party vendor to enter into a contract to provide such Application Management Services called for under the RFP; 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 execute, seal, and deliver a contract with Sierra-Cedar, Inc. to provide for, among other things, Application Management Services, and permitting the University to make expenditures and purchases under said contract not to exceed $26,220,000 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 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: PeopleSoft software was established as the platform for the CUNYfirst project in 2007, and the software has always been hosted offsite by a third party service provider. Initially, Oracle, the project implementation services provider, had the responsibility to host CUNYfirst. Thereafter, in May 2017, the Board of Trustees authorized a three-year contract with Sierra-Cedar Inc., Oracle’s hosting service subcontractor, to provide application hosting services.

To control costs, better track governance, and control applications-related expenses, the University will migrate CUNYfirst to the University-owned on-site data center. The Application System Management Services contract with Sierra-Cedar, Inc. will provide skilled technical staff and PeopleSoft expertise that the University does not currently have to ensure the ongoing availability, stability and performance required of the CUNYfirst system.

The University expects to improve operational efficiency and reduce its operational expenses through this effort. Annual operating expenses are expected to decrease by approximately $3,427,596 per year for an anticipated savings of approximately $17,137,980 over the five-year term of the contract.
Chairperson Thompson, Jr. asked for a vote. Cal. No. 2.B. was unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Fernando Ferrer, the following resolution was presented and opened for discussion:

C. **CUNY Central Office – Authorization of a Contract with Nagarro, Inc.:**

WHEREAS, The City University of New York (the “University”) has embarked on the implementation of a University-wide Enterprise Service Desk in order to achieve administrative efficiencies; and

WHEREAS, The implementation of the Enterprise Service Desk is a joint effort composed of staff from the University’s Office of Computing and Information Services (CIS) and campus technology offices; and

WHEREAS, The implementation of the Enterprise Service Desk will provide improved service delivery to students, faculty and staff by providing enhanced communication on technology systems, including online help ticket submission and tracking, overall system status, on-line service and knowledge catalog, and transparency into a university-wide Information Technology (IT) help desk tickets; and

WHEREAS, In December 2018, the University selected ServiceNow as its cloud-based Information Technology Service Management (ITSM) tool to facilitate the goals of the Enterprise Service Desk; and

<table>
<thead>
<tr>
<th>AMS vs Hosting Financial Breakdown</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Current Hosting Cost</strong></td>
<td></td>
</tr>
<tr>
<td>Monthly Base Charge</td>
<td>$590,600</td>
</tr>
<tr>
<td>Monthly Additional Resources</td>
<td>$92,302</td>
</tr>
<tr>
<td><strong>Monthly cost</strong></td>
<td>$682,902</td>
</tr>
<tr>
<td><strong>Annualized</strong></td>
<td>$8,194,824</td>
</tr>
<tr>
<td><strong>AMS Proposal Annual</strong></td>
<td>$4,767,228</td>
</tr>
<tr>
<td>Annual Savings</td>
<td>$3,427,596</td>
</tr>
<tr>
<td>Five Year Savings</td>
<td>$17,137,980</td>
</tr>
</tbody>
</table>

*AMS amounts reflect expected savings. Hosting Financial Breakdown reflect the current expenses under the existing hosting contract.*
WHEREAS, CIS used a combination of consultants and internal University staff to deliver a Phase 1 knowledge portal that was implemented in July 2019; and

WHEREAS, The University requires the services of a new vendor that has implementation expertise to assist the University to implement the selected solution through the defined configurations developed by the University and the respective colleges; and

WHEREAS, The City of New York conducted, on behalf of the University and with the University’s participation, a competitive solicitation for implementation services under The New York City Department of Information Technology System Integration Contract, Lot 1, and selected Nagarro, Inc. to be the recipient of a contract to perform such services; 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 execute, seal, and deliver a contract with Nagarro, Inc., to perform, among other things, implementation services in connection with ServiceNow and the University’s Enterprise Service Desk, permitting the University to make expenditures and purchases not to exceed $1,380,000 over an eleven (11) month 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: The Enterprise Service Desk will implement ServiceNow to consolidate two existing CIS work order systems, BMC TrackIT and Oracle CRM, to improve efficiency and enhance offerings to students, faculty and staff. Having one system to manage all campus and central office operations and technology projects will give CIS management improved insight into staff assignments and work volumes to report on progress and prioritize resources. Students, faculty and staff users will have access to a new knowledge portal with how-to, FAQ, and self-help information. Campus and central office staff will be able to submit service requests and incident tickets online and follow up on the status of their requests. The platform will automate the CIS change management process and publish a calendar to campuses of all upcoming scheduled events.
maintenance. The contract also calls for implementation of the project portfolio management module to consolidate CIS project management into the platform. The system will provide access to self-help information and visibility into requests for staff and campus technical departments and empower CIS management to better understand staff allocations and react to priorities.

The vendor will supply expert resources to define, design, develop, test, and deploy the solution for the central office and campuses. The vendor will lead workshops to define and document requirements and develop system designs to ensure that the system will meet the University’s needs. The vendor team will develop and test configured solutions and deploy to production for all users across the University.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 2.C. was unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Henry Berger, the following resolution was presented and opened for discussion:

D. CUNY Central Office – Authorization of a Contract Amendment with Education Advisory Board Global, Inc.:

WHEREAS, The Board of Trustees of the City University of New York, authorized a contract with Education Advisory Board (EAB) on May 9, 2018, to provide a predictive analytic software system that would support the provision of academic advisory services and data-based decision making to better facilitate timely progress towards degree completion by the University’s undergraduate students; and

WHEREAS, The original contract provides such services for the University’s undergraduate population at its twelve (12) baccalaureate-granting institutions; and

WHEREAS, The original contract was awarded on the basis of best value to the responsible and responsive offeror after public advertisement and timely submission of sealed proposals pursuant to law and University regulations; and

WHEREAS, The Education Advisory Board (EAB) has changed its name to EAB Global, Inc.; and

WHEREAS, The University desires to amend the original contract with EAB Global, Inc. to expand the services thereunder and provide the predictive analytic software system to: (i) the graduate student population of University students at its baccalaureate-granting institutions, and (ii) the School of Labor and Urban Studies; 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 execute, seal, and deliver a contract amendment with EAB Global, Inc. to provide for the expansion of the predictive analytics software systems to (i) the graduate student population at the University’s baccalaureate-granting institutions, and (ii) the School of Labor and Urban Studies, and permitting the University to make expenditures and purchases under the aforesaid amendment not to exceed $450,000, 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: The University is extending the advising and other benefits of the EAB Navigate system to more than 16,000 additional students. This extension will build on and benefit from the significant effort and resources already invested in developing the Navigate tool at the twelve (12) original schools through an intensive collaboration between the University, the colleges, and EAB.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 2.D. was unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Ferrer, the following resolution was presented and opened for discussion:

E. School of Professional Studies - Authorization of a Contract for the Museum Studies Degree Program with The New York Historical Society:

WHEREAS, In 2003, the Board of Trustees of The City University of New York (the “University”) created The City University of New York School of Professional Studies (“SPS”) with the purpose of meeting the educational needs of working adults, organizations, and employers; and

WHEREAS, The University and The New York Historical Society (“NYHS”) began a collaboration in 2019, pursuant to which NYHS provides a practicum component for the Museum Studies Degree courses that are offered by SPS; and
WHEREAS, The Museum Studies Degree offered has courses available for graduate
credit at SPS, each course being rich in content that allows students to have actual on-
site, hands-on experiences in exhibition design, document handling and preservation,
and curatorial work through the practicum components of the course that is offered at
the NYHS; and

WHEREAS, SPS believes that it is in the best interest of SPS and the University to
continue to extend the collaboration with NYHS for a period of five (5) additional years,
and offer Museum Studies Degree courses for credit which have a practicum component
at the NYHS; and

WHEREAS, The cost of such continued collaboration between SPS and NYHS and the
offering of such practicum component for the academic courses offered by SPS for the
next five (5) years will be $1,200,000; 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 execute, seal and deliver a contract with The New York Historical
Society for the purpose of providing practical application of museum studies, and
permitting the University to make expenditures and purchases not to exceed $1,200,000
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 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 Board of Trustees for its consideration and
approval.

EXPLANATION: Offered in collaboration with The New-York Historical Society (NYHS),
this innovative degree program will immerse students in the theory and practice of
museums and related museum studies, and will ground students in all aspects of
museum operations, from the curatorial to the administrative. One of the goals of the
program is to increase diversity in the museum workforce and other cultural institution
professions, and the partnership between SPS and NYHS provides a unique opportunity
for SPS students to work closely with and learn from museum professionals of New York
City’s oldest museum (founded in 1804) and to engage directly with the careers that
integrate museum studies theory with daily professional practice.
Since the launch of the Master’s in Museum Studies Degree in Fall 2019, sessions of Museum Studies courses with a practicum component have grown from one (1) to four (4) – each time at about full capacity of 25 students. The demand for these required courses is driven by robust enrollment in the program. CUNY SPS anticipates student enrollment to continue to grow and will increase the number of practicum courses to meet student need.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 2.E. was unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Ferrer, the following resolution was presented and opened for discussion:

F. Graduate School of Public Health and Health Policy – Authorization of an In-State Tuition Rate for Online Degree and Certificate Programs and Authorization of an Online Infrastructure Fee:

WHEREAS, On February 24, 2014, the Board of Trustees of The City University of New York (the “University”) approved a resolution modifying the schedule of tuition and fee charges for students enrolling in online degree and certificate programs offered by John Jay College for the Fall 2014 Term, to charge all students the graduate in-state tuition rates regardless of residency, and to charge a $75 online Infrastructure Fee each term in lieu of the Student Activity Fee; and

WHEREAS, The University’s Graduate School of Public Health and Health Policy (SPH) is delivering fully online credit-bearing degree and certificate programs to students; and

WHEREAS, The online programs offered by SPH include a Master of Science (MS) in Population Health Informatics, a MS in Global and Migrant Health Policy, a MS in Health Communication for Social Change, an Advanced Certificate in Public Health and an Advanced Certificate in Industrial Hygiene; and

WHEREAS, In Fall 2020, SPH will begin admitting students into a newly-established online degree program, namely a MS in Health Communication for Social Change; and

WHEREAS, The resident tuition rate has proven crucial to the competitiveness of these online degree and certificate programs in the national and international online education market; and

WHEREAS, SPH believes that it would be in the best interest of SPH and the University to modify its schedule of tuition and fee charges for students enrolling in its online degree and certificate programs as described in the preceding preamble in accordance with the terms similar to those adopted by resolution of the Board of Trustees in
February 2014 for the benefit of John Jay College students, and as heretofore described; now therefore be it

RESOLVED, That the Board of Trustees of The City University of New York adopt a revised schedule of tuition and fee charges for students enrolling in the online degree and certificate programs offered by SPH effective Fall 2020, to charge all students the in-state tuition rates, regardless of residency; and be it further

RESOLVED, That for all SPH students enrolled in online degree and certificate programs, the Board of Trustees of The City University of New York authorize a charge of $75 as an Online Infrastructure Fee for each term of enrollment.

EXPLANATION: SPH has been marketing its online programs both nationally and internationally and expects enrollment to grow. SPH also anticipates developing other fully online graduate programs over the next several years that will be aimed at national and international markets, as well as markets within New York State.

The new Online Infrastructure Fee will apply to continuing, new and future resident and non-resident students registered in SPH fully online graduate degree and certificate programs, beginning in Fall 2020. This new fee will provide online students with key services, such as access to online orientation, online advisement, online tutoring, and online field placement and online career services. These services are critical to ensure high retention, degree completion and post-graduation employment rates among students enrolled in online programs at SPH.

University Student Senate (USS) Chair and Trustee Timothy Hunter praised the University for transitioning and allowing the students to pay in-state tuition regardless of their residency, and stated, “The one thing I would love to follow up on is to ensure that there’s a little bit more clarity into the $75 infrastructure fee as the resolution does not talk about the oversight, and follow up with SPH on this but unfortunately I’ll be voting no on this resolution until I can see some clear language around who will be in control of that funding, and if there is a group kind of similar to what we do with the student activity fee and tech fee, I would love to see that reflected in the resolution.”

Chairperson Thompson, Jr. acknowledged USS Chair and Trustee Hunter’s position for the record.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 2.F. was adopted. USS Chair and Trustee Hunter voted NO.
Moved by Chairperson Thompson, Jr. and seconded by Trustee Ferrer, the following resolution was presented and opened for discussion:

G. The City University of New York - Approval of CUNY’s Investment Portfolio’s Return to its Long-Term Asset Allocation with Temporary Asset Class Range Adjustments:

WHEREAS, The Board of Trustees of the City University of New York (CUNY) approved an updated Investment Policy Statement on March 19, 2018, which included a new Long-Term Asset Allocation focused on enhancing the diversification of the assets of the portfolio; and

WHEREAS, The Long-Term Asset Allocation policy includes an allocation to the Private Equity market, which by their nature take a longer period of time to invest in; and

WHEREAS, On October 29, 2018, the Board of Trustees approved an Interim Asset Allocation for the CUNY Long-Term Investment Pool in recognition of the anticipated length of the transition to the new Long-Term Asset Allocation; and

WHEREAS, CUNY has been making additional investments in the Private Equity markets over the past two years, thus reducing the need for the Interim Allocation; and

WHEREAS, The portfolio is now currently overweighed in some asset classes to fund future Private Equity markets capital calls; now therefore be it

RESOLVED, That the Board of Trustees has determined, in accordance with the University’s Investment Policy, the Interim Asset Allocation approved on October 29, 2018 is no longer necessary; and be it further

RESOLVED, That the Board of Trustees instructs Mekeeta, the outside investment advisor, to return to the Long Term Asset Allocation approved on March 18, 2018; and be it further

RESOLVED, That the Board of Trustees will temporarily increase the target ranges related to the asset classes for twelve months ending April 30, 2021 as outlined below; and be it further

RESOLVED, That on May 1, 2021, the original target ranges for each asset class as adopted in the approved Investment Policy will take effect.
EXPLANATION: The Investment Policy Statement established a Long-Term Asset Allocation that provides the University the opportunity for enhanced diversification within asset classes. Strategic asset allocation is the single biggest factor in long-term returns. Each asset class has a target allocation that includes acceptable ranges that the University’s Outsourced Chief Investment Officer, Meketa Fiduciary Management, must stay within in order to be in compliance with the University’s Investment Policy.

Given recent market volatility, CUNY will take a cautious approach to deploying capital as opportunities arise.

<table>
<thead>
<tr>
<th>Asset Classes</th>
<th>Long Term Target Allocation</th>
<th>Long Term Target Ranges</th>
<th>Temporary Target Range</th>
<th>Variance</th>
</tr>
</thead>
<tbody>
<tr>
<td>Growth Assets</td>
<td>49%</td>
<td>+/- 10</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Public Global Equity</td>
<td>34%</td>
<td>+/- 10</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Private Equity</td>
<td>15%</td>
<td>+/- 10</td>
<td>+/- 12</td>
<td>+/-2</td>
</tr>
<tr>
<td>Risk Mitigation</td>
<td>25%</td>
<td>+/- 10</td>
<td>+/- 23</td>
<td>+/-12</td>
</tr>
<tr>
<td>Investment Grade Bonds</td>
<td>15%</td>
<td>+/- 10</td>
<td>+/- 18</td>
<td>+/-8</td>
</tr>
<tr>
<td>Hedge Funds</td>
<td>10%</td>
<td>+/- 5</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Cash</td>
<td>0%</td>
<td>n/a</td>
<td>+5</td>
<td>+5</td>
</tr>
<tr>
<td>Real Assets/Inflation Hedges</td>
<td>17%</td>
<td>+/- 10</td>
<td>+/- 15</td>
<td>+/-5</td>
</tr>
<tr>
<td>Private Natural Resources</td>
<td>5%</td>
<td>+/- 5</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Core Private Real Estate</td>
<td>2.5%</td>
<td>+/- 2.5</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Value-Added Real Estate</td>
<td>2.5%</td>
<td>+/- 2.5</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
Core Infrastructure | 5% | +/- 5
---|---|---
TIPS | 2% | +/- 2
Credit | 9% | +/- 5
High Yield Bonds | 3% | +/- 3
Bank Loans | 3% | +/- 3
Emerging Market Bonds | 3% | +/- 3

Chairperson Thompson, Jr. asked for a vote. Cal. No. 2.G. was unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Mayra Linares-Garcia, the following resolution was presented and opened for discussion:

**H. The City University of New York – Approval of the FY 2021 CUNY Investment Portfolio Spending Rate:**

WHEREAS, The University’s policies and procedures with respect to spending from its Investment Portfolio shall comply with the New York Prudent Management of Institutional Funds Act (NYPMIFA); and

WHEREAS, In order to ensure compliance with NYPMIFA, the funds in the City University of New York’s Investment Portfolio are categorized into groups of similarly situated funds according to purpose; and

WHEREAS, Decisions with respect to spending from the Investment Portfolio shall be made by the Board of Trustees after review; and

WHEREAS, In making this determination, the Board of Trustees, has acted in good faith and with the care that an ordinarily prudent person in a like position would exercise under similar circumstances; now therefore be it

RESOLVED, That the Board of Trustees has determined, in accordance with the University’s Investment Policy, that it is prudent and appropriate to establish an expenditure appropriation of 3.75% for the funds in the Investment Portfolio for the fiscal year ending June 30, 2021.
EXPLANATION: The CUNY Investment Portfolio (Portfolio) is a pooled investment vehicle for multiple individual accounts that include both endowed and non-endowed funds. The sources of the Portfolio are funds received by CUNY for its general purposes, for the benefit of a specific college, or are funds belonging to one or more of the colleges’ affiliated entities, including the College Foundations that have chosen to invest in the Portfolio.

In making this expenditure appropriation determination, the Board’s Subcommittee on Investments has reviewed the categories and the composition of each group to ensure funds are properly classified. It has deliberated 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 the City University Investment Policy, prior to making its recommendation to the Board for fiscal year 2021.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 2.H. was unanimously adopted.

3. COMMITTEE ON ACADEMIC POLICY, PROGRAMS, AND RESEARCH:
Chairperson Thompson, Jr. reported that at the April 27, 2020 meeting of the Committee on Academic Policy, Programs, and Research, the Committee approved the following resolutions, and Trustee Jill O’Donnell-Tormey recommended their approval by the Board.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Michael Arvanites, resolutions 3.A. through 3.J. were presented and opened for discussion:

A. Baruch College – Award Raj Chetty with an Honorary Degree:

WHEREAS, Raj Chetty is the William A. Ackman Professor of Public Economics at Harvard University and Director of Opportunity Insights; and

WHEREAS, Dr. Chetty’s research combines empirical evidence and economic theory to help design more effective government policies with his work on tax policy, unemployment insurance, and education being widely cited in media outlets and Congressional testimony; and

WHEREAS, His current research focuses on equality of opportunity and how can we give children from disadvantaged backgrounds better chances of succeeding; and

WHEREAS, Dr. Chetty earned his AB summa cum laude from Harvard College in 2000 and his Ph.D. from Harvard University in 2003 becoming, at the age of 23, a professor at the University of California at Berkeley where he remained on the faculty until 2009,
when he returned to Harvard as one of the youngest tenured professors in Harvard’s history; and

WHEREAS, Dr. Chetty was a faculty member at Stanford from 2015 – 2018 and summer 2018, he returned to Harvard where he rejoined the Economics Department and launched Opportunity Insights; and

WHEREAS, Dr. Chetty has received numerous awards for his research, including a MacArthur "Genius" Fellowship and the John Bates Clark medal, given to the economist under 40 whose work is judged to have made the most significant contribution to the field. He has also received the Sherwin Rosen Prize of the Society of Labor Economists and Calvó-Armengol International Prize in Economics; and

WHEREAS, Professor Chetty was elected as a fellow to the American Academy of Arts and Sciences in 2014 and as a member to the National Academy of Sciences in 2018; and

WHEREAS, Baruch College has long been a catalyst for the economic and social mobility of its diverse student population; and

WHEREAS, A growing number of independent agencies have determined that Baruch is a national leader in its ability to propel students from low-income families into the middle class; now therefore be it

RESOLVED, That Baruch College will award Dr. Raj Chetty the degree of Doctor of Science, *honoris causa*, at the college’s 2020 annual commencement ceremony.

**EXPLANATION:** In awarding Dr. Raj Chetty the degree of Doctor of Science, *honoris causa*, Baruch College will recognize Dr. Chetty’s dedication to ensuring access to economic equity and equality, inspiring policies and initiatives that ensure the social mobility of today’s generations, which embodies the historical and continuing mission of Baruch College and The City University of New York.

B. The City College of New York – Award Senator Cory Booker with an Honorary Degree:

WHEREAS, Senator Cory Booker has served low-income communities with free legal clinics during his tenure at Yale Law School, served as staff attorney for the Urban Justice Center in New York and program coordinator of the Newark Youth Project; and
WHEREAS, Senator Cory Booker has served his constituents as Municipal Council Member for four years, Mayor of Newark, New Jersey for six years and Senator for six years; and

WHEREAS, Senator Booker, prior to winning his seat on the Municipal Council of Newark, staged a hunger strike to draw attention to urban development issues in Newark; and

WHEREAS, Senator Booker as the thirty-eighth Mayor of Newark, doubled affordable housing under development and curtailed the Newark City budget deficit from $180 million to $73 million, increased the police force and was a member of the Mayors Against Illegal Guns Coalition, receiving the Brady Center to Prevent Gun Violence with the Sarah Brady Visionary Award; and

WHEREAS, Senator Booker, a member of the Senate since 2013, supports women’s rights, affirmative action, same-sex marriage and single-payer healthcare; and

WHEREAS, Senator Booker has co-sponsored and voted for the Employment Non-Discrimination Act, tougher sanctions against Iran, co-sponsored Respect for Marriage Act and together with Chris Coons, Lindsey Graham and Thom Tillis, introduced the Special Counsel Independence and Integrity Act to limit the executive powers of President Trump; now therefore be it

RESOLVED, That The City College of New York awards Senator Cory Anthony Booker the degree of Doctor of Laws, *honoris causa*, at the college’s 2020 annual commencement ceremony.

EXPLANATION: In awarding Senator Booker the degree of Doctor of Laws, *honoris causa*, The City College of New York will recognize his outstanding career in jurisprudence and dedication to the highest ethical standards and moral principles through his civil service all of which match CCNY’s and CUNY’s highest ideals.

C. The City College of New York – Award Benjamin Berell Ferencz with an Honorary Degree:

WHEREAS, Mr. Benjamin Berell Ferencz has dedicated his life to the defense of human rights and the rule of law in pursuit of those who violate them. Mr. Ferencz continues to work daily to realize his ultimate vision, “that a world ruled by law, not war will become a reality for future generation”; and
WHEREAS, Mr. Ferencz, a distinguished graduate of The City College of New York and the Harvard Law School (1943), enlisted in the United States Army in an anti-aircraft artillery battalion, fought in every campaign in Europe, was awarded five battle stars and was honorably discharged with the rank of Sergeant of Infantry; and

WHEREAS, Mr. Ferencz, following his service in the military, was recruited to work as a prosecutor in the newly created War Crimes Branch of the U.S. Army and subsequent Nuremberg Trials to investigate and gather evidence of Nazi brutality and apprehend criminals; and

WHEREAS, Mr. Ferencz, at the age of 27, became the Chief Prosecutor in the largest murder trial of human history despite not ever having been in a courtroom or tried a case; and

WHEREAS, His goal was not only to bring justice, but also to protect all people through the rule of law and to have laws that will enable everyone to live in peace with human dignity, regardless of their race, color, and creed; and

WHEREAS, Mr. Ferencz successfully brought the Nazi War Criminals to justice when 14 out of the 22 tried in the Einsatzgruppen Trials were sentenced to death by hanging, and two were found guilty of all counts; and

WHEREAS, In 1952 the German government agreed to pay $50 billion in the restitution of all victims of the Nazi persecution, a first in human history, his most significant victory; and

WHEREAS, Mr. Ferencz's motto "law not war" echoes the elements of a peaceful society, laws, courts, and enforcement, and is recognized in the International Criminal Court, which was created in 2002 to investigate and persecute individuals accused of Genocide, War Crimes, and Crimes against Humanities, in large part to the work of Mr. Ferencz; and

WHEREAS, Mr. Ferencz has set the goals for humanity, set a bar we must rise to, and a challenge we must accept; and

WHEREAS, Mr. Ferencz is a champion of world peace, war hero, proud father, loving husband, and an esteemed graduate of The City College of New York; now therefore be it

RESOLVED, That The City College of New York award the Honorable Benjamin Berell Ferencz the degree of Doctor of Laws, honoris causa, at the college's 2020 annual commencement ceremony.
EXPLANATION: In awarding Benjamin Berell Ferencz, Esq., the degree of Doctor of Laws, *honoris causa*, The City College of New York will recognize his distinguished achievements dedicated to prevent crime and war, protecting human rights, and his dedication to the attainment of lasting peace, all of which match CCNY’s and CUNY’s highest ideals.

D. College of Staten Island – Award Bernard Carabello with an Honorary Degree:

WHEREAS, Mr. Bernard Carabello has been a shining example of advocacy for rights for those with disabilities; and

WHEREAS, Mr. Carabello has deep ties to the Willowbrook Campus where he was a resident of the former Willowbrook School from age 3 to 21; and

WHEREAS, Mr. Carabello’s eloquent advocacy was instrumental in advocating for the closing of Willowbrook School; and

WHEREAS, Mr. Carabello’s advocacy for the rights of those with developmental disabilities was manifested through his founding and serving as Executive Director (1986-1993) of SANYAS (Self-Advocacy Association of New York State) and as Ombudsman for the New York State Office for People with Developmental Disabilities (1993-2017); and

WHEREAS, Mr. Carabello’s Collection is an important part of the CSI Library Archive’s collection on the history of Willowbrook School; and

WHEREAS, Mr. Carabello was previously honored by being awarded the Felix Fishman award by the New York Lawyers for the Public Interest; now therefore be it

RESOLVED, That the College of Staten Island award Mr. Bernard Carabello the degree of Doctor of Humane Letters, *honoris causa*, at the college’s 2020 annual commencement ceremony.

EXPLANATION: In awarding Mr. Bernard Carabello the degree of Doctor of Humane Letters, *honoris causa*, the College of Staten Island will recognize his extensive work in service to the Developmentally Disabled in Staten Island and beyond, as well as his extensive advocacy for the rights of those with Developmental Disabilities, all of which align with the highest ideals of the College of Staten Island and the City University of New York.
E. Lehman College – Award Oxiris Barbot with an Honorary Degree:

WHEREAS, Dr. Oxiris Barbot has devoted her career to improving health outcomes for all people, particularly those from historically underserved communities; and

WHEREAS, As Commissioner of the New York City Department of Health and Mental Hygiene, Dr. Barbot is the first Latina to lead the nation’s premier health department, responsible for the health of 8.5 million residents; and

WHEREAS, Dr. Barbot, a native of the Bronx, has led numerous cutting-edge initiatives to improve life expectancy, reduce disease, bridge the gap between public health and healthcare delivery systems, as well as emergency preparedness; and

WHEREAS, Dr. Barbot leads the agency’s efforts to eradicate health inequities across New York City. Such efforts include, revamping Take Care New York, the City’s data-driven blueprint for achieving health equity, and spearheading the creation of the Center for Health Equity which operationalizes the Department’s commitment to racial justice, meaningful community engagement, and internal reform; and

WHEREAS, During her tenure as Commissioner of Health for Baltimore City, Dr. Barbot developed Healthy Baltimore 2015, a robust agenda dedicated to ensuring that all Baltimore City residents realize their full health potential. Under her leadership, the city of Baltimore witnessed a record reduction in the rate of infant death; and

WHEREAS, Dr. Barbot received a bachelor’s degree from Yale University and a medical degree from the University of Medicine and Dentistry of New Jersey, and completed her residency in pediatrics at George Washington University’s Children’s National Medical Center; and

WHEREAS, In granting this degree, Lehman College recognizes Dr. Barbot’s longstanding commitment to eliminating barriers to health equity and improving health outcomes in New York City and our nation; and

WHEREAS, With Lehman College’s history of social activism and continuing emphasis on ensuring equality on this campus and the larger community, Dr. Barbot is an ideal candidate for an honorary CUNY degree from Lehman College; now therefore be it

RESOLVED, That Lehman College award Oxiris Barbot, M.D. the degree of Doctor of Science, *honoris causa*, at the College’s 2020 annual commencement ceremony.
EXPLANATION: In awarding Oxiris Barbot, M.D. the degree of Doctor of Science, honoris causa, Lehman College recognizes her determination and groundbreaking achievement as one of our nation’s top public health leaders as well as her strong advocacy to improve health outcomes for all people, all of which are consistent with the College’s and CUNY’s highest ideals.

F. Lehman College – Award Bobby Sanabria with an Honorary Degree:

WHEREAS, Mr. Bobby Sanabria is a world-renowned drummer, percussionist, composer, arranger and conductor who has captivated millions of people with his celebration of Latin and Afro-Cuban jazz; and

WHEREAS, Mr. Sanabria, as a leader, has been nominated for eight Grammy Awards and has performed and recorded with every major figure in the world of Latin jazz and salsa; and

WHEREAS, Born in the Bronx, Mr. Sanabria has been named percussionist of the year by several prestigious organizations, including Drum! Magazine and the Jazz Journalists Association, and also was honored with a star on the Bronx Walk of Fame; and

WHEREAS, Mr. Sanabria’s commitment to spreading the joy of jazz to new generations through his teaching and by leading several orchestras has earned him the lifetime achievement award from the Jazz Education Network and recognition from the U.S. Congressional Black Caucus; and

WHEREAS, Mr. Sanabria’s humanitarian efforts include donating portions of his recent recording, West Side Story Reimagined, to the Jazz Foundation of America’s Puerto Rico Relief Fund for musicians; and

WHEREAS, In granting this degree, Lehman College recognizes that Mr. Sanabria’s lifetime dedication to spreading the history and culture of jazz to the general public as a performer, as well as educating a new generation of musicians, composers and arrangers has no equal; and

WHEREAS, With Lehman’s strong emphasis on the performing arts and the importance of arts education, as well as its role as a Hispanic Serving Institution, Mr. Sanabria is an ideal candidate for an honorary degree from Lehman College; now therefore be it

RESOLVED, That Lehman College award Bobby Sanabria the degree of Doctor of Music, honoris causa, at the College’s annual 2020 commencement ceremony.
EXPLANATION: In awarding Mr. Bobby Sanabria the degree of Doctor of Music, *honoris causa*, Lehman College recognizes his many profound contributions to the artform of jazz as an unparalleled performer, composer and orchestra leader, as well as a revered educator, all of which are consistent with the College’s and CUNY’s highest ideals.

G. Graduate School of Public Health and Health Policy – Award Natalia Kanem with an Honorary Degree:

WHEREAS, Medical doctor, researcher, and international leader and public servant Dr. Natalia Kanem has demonstrated the highest level of leadership and commitment to public health, human dignity and social justice in her more than 30-year international career; and

WHEREAS, Dr. Kanem’s life’s work to advocate for and advance public and reproductive health, peace, social justice and the needs of underserved populations worldwide resonates profoundly with the City University of New York Graduate School of Public Health & Health Policy (SPH’s mission to promote research and active commitment to public health, making profoundly impactful and positive change in advancing equitable access to the health and rights of people around the globe; and

WHEREAS, Since 2017, Dr. Kanem has been Executive Director of the United Nations Population Fund (UNFPA), the United Nations sexual and reproductive health and rights agency, and is also the first black woman to lead the agency at a time where its impact is global across racial, ethnic and geographic affiliations; and

WHEREAS, Dr. Kanem has expanded and strengthened the UNFPA’s vital mission in providing universal access to reproductive health, reducing maternal mortality, and promoting gender equality, where no woman or girl is left behind; and

WHEREAS, Prior to her roles at the UNFPA, Dr. Kanem served as founding president of ELMA Philanthropies, Inc., a private funding institution focusing on Africa’s children and youth, and as a Ford Foundation officer from 1992-2004, where she helped pioneer work in women’s reproductive health and human rights in West Africa, and subsequently served at the Foundation’s headquarters in New York as Deputy Vice-President for its peace and social justice programs in Africa, Asia, Eastern Europe, Latin America and North America; and

WHEREAS, Dr. Kanem has received wide recognition for her work, including being listed on the 2019 Gender Equality Top 100, for her leadership in advocating for rights and choices for women and girls, and as one of the most influential people in formulating global policy on sexual and reproductive health and rights in the Sustainable Development Goals era; and
WHEREAS, In granting this degree, SPH will, recognize Dr. Kanem’s lifelong exceptional and strategic leadership in the fields of preventive medicine, public and reproductive health, social justice and philanthropy; now therefore be it

RESOLVED, That the CUNY Graduate School of Public Health & Health Policy award Dr. Natalia Kanem the Honorary Doctor of Science in Public Health, *honoris causa*, at SPH’s annual 2020 commencement ceremony.

EXPLANATION: In awarding Dr. Natalia Kanem the degree of Doctor of Science in Public Health, *honoris causa*, SPH will recognize her profound commitment to providing lifesaving and life-transforming services to millions of women and girls around the world, especially in economically disadvantaged international communities, and her dedication to human dignity, to social justice and to creating healthy environments on a global level, all of which deeply complement SPH’s and the University’s highest ideals.

H. Graduate School and University Center – Award George Takei with an Honorary Degree:

WHEREAS, Celebrated actor, author and prominent civil rights activist Mr. George Takei has shown the power of the arts not only to entertain but also to enlighten, to teach, and to foster change; and

WHEREAS, Mr. Takei, best known for his role as Commander Sulu in the award-winning television series *Star Trek*, has led a highly successful onscreen career that has lasted more than five decades; and

WHEREAS, In addition to his artistic work, he has demonstrated a dedication for social justice as a champion for LGBTQ and immigrant rights and through his wide fan-based popularity he has used social media to link generations, tackle divisive issues, and promote dialogue, work that embodies The Graduate School and University Center and CUNY’s highest ideals; and

WHEREAS, Mr. Takei is a graduate of the University of California at Los Angeles (UCLA), having earned a Bachelor of Arts and Master of Arts in Theater, and in 2016, been awarded an honorary degree by the same institution; and

WHEREAS, In granting this degree, The Graduate School and University Center will recognize Mr. Takei’s extensive social activist work for the advancement of LGBTQ and immigrant rights, causes that our students and faculty embrace and are essential to our mission for supporting research that challenges the *status quo*; and
WHEREAS, With The Graduate School and University Center’s commitment to scholarship and teaching that addresses the persistent inequality and bias in our society, Mr. Takei is an ideal candidate for an honorary CUNY degree from The Graduate School and University Center; now therefore be it

RESOLVED, That The Graduate School and University Center award George Takei the degree of Doctor of Humane Letters, *honoris causa*, at the college’s 2020 annual commencement ceremony.

EXPLANATION: In awarding Mr. George Takei the degree of Doctor of Humane Letters, *honoris causa*, The Graduate School and University Center will recognize his ability to use his talent not only to entertain but also to foster change by advocating for social justice, all of which match The Graduate School and University Center and CUNY’s mission.

I. CUNY School of Law - Award William Barber II with an Honorary Degree:

WHEREAS, Rev. Dr. William Barber II is an inspiring orator and prominent figure in the current fight for civil rights as well as social and economic justice and is committed to advocating for, and creating a framework for, the freedom, dignity, advancement, political inclusion, representation and participation of marginalized people and communities as a pivotal path to equality; and

WHEREAS, Rev. Barber II, as co-chair of the Poor People’s Campaign: A National Call for Moral Revival, founder of Repairers of the Breach, and pastor of Greenleaf Christian Church, has served as a social justice advocate building a broad-based grassroots movement that is multiracial and interfaith, reaching across race, gender, age, and class lines, dedicated to addressing poverty, inequality, and systemic racism; and

WHEREAS, Rev. Barber II received a B.A. from North Carolina Central University, an M.Div. from Duke University where he was a Benjamin Mays Fellow and Dean Scholar, and a D.Min. from Drew University Theological School, and many honorary doctorates; and

WHEREAS, As the son of an ordained minister, growing up in a town in North Carolina, Rev. Barber II was elected president of the local NAACP Youth Council at age 15, later was elected president of the NAACP North Carolina State Conference (2006-2017), and was hired as chair of the North Carolina State Human Relations Commission where he investigated housing and employment discrimination; and
WHEREAS, Rev. Barber II is widely recognized as being the architect of the Forward Together Moral Movement that gained national acclaim with its Moral Monday protests in 2013, which drew tens of thousands of North Carolinians and other moral witnesses to the state legislature. On February 11, 2017, he led the largest moral march in North Carolina state history, with over 80,000 people calling on North Carolina’s elected officials to embrace a moral public policy agenda. The movement waged successful legal challenges to voter suppression and racial gerrymandering, winning twice at the Supreme Court; and

WHEREAS, Rev. Barber II’s publications include several co-authored books *Forward Together: A Moral Message for the Nation* (Chalice Press in 2014), *The Third Reconstruction: Moral Mondays, Fusion Politics, and the Rise of a New Justice Movement* (Beacon Press in 2016), and *Revive Us Again: Vision and Action in Moral Organizing* (Beacon Press in 2018) setting forth a groundbreaking vision for intersectional organizing that demands social justice, recognizing that while the First Amendment gives Americans the right to disagree, the 14th Amendment means we cannot “enact laws that, because of our religious or private conviction, remove equal protection of the law from any citizen;” and

WHEREAS, Rev. Barber II is currently a Visiting Professor of Public Theology and Activism at Union Theological Seminary and is a Senior Fellow at Auburn Seminary. Rev. Barber II is a contributing op-ed writer for *The New York Times*, *The Washington Post*, *The Nation*, CNN, MSNBC, among others. He is the 2015 recipient of the Puffin Award and the Franklin D. Roosevelt Four Freedoms Award; and

WHEREAS, In granting this degree, CUNY School of Law will celebrate Rev. Barber II as a social justice advocate whose tireless work for equality provides a faith-based framework for action that strengthens civic engagement and inspires the country to imagine a more humane society. We also honor him for shepherding a grassroots movement where his work features legal action grounded in moral principles embedded in dialogue, activism, education, and social movement building; now therefore be it

RESOLVED, That The City University of New York School of Law award Rev. Dr. William Barber II the degree of Doctor of Laws, *honoris causa*, at its 35th commencement ceremony.

EXPLANATION: In awarding Rev. Dr. William Barber II the degree of Doctor of Laws, *honoris causa*, CUNY School of Law will recognize a distinguished and committed civil rights champion who views the justice struggle through a moral prism, living its mission “law in the service of human needs” through his grassroots activism and national leadership.
J. **CUNY School of Labor and Urban Studies – Award Mr. Arthur Cheliotes with an Honorary Degree:**

WHEREAS, Distinguished labor leader and union president emeritus Mr. Arthur Cheliotes has utilized his public platform to effectively champion the rights and welfare of poor and working-class people on the job and in their communities; and

WHEREAS, Mr. Cheliotes has been active in local and national politics, and in his international union, where he oversees the union’s $600 million defense fund, and has used his influence in union halls, legislative chambers, academic settings, and mass gatherings to confront racial, gender, and class inequities and to advocate for social justice; and

WHEREAS, Mr. Cheliotes, as a tireless defender of civil service as a system that promotes democracy, equal opportunity and fairness, and that serves as a bulwark against patronage and nepotism, has championed policy proposals for civil service reform as well as tax reform, the expansion of public housing, and economic development that serves the interest of poor communities; and

WHEREAS, For 39 years, from 1978 to 2017, Mr. Cheliotes served as President of Local 1180, Communications Workers of America, which represents primarily women of color who serve as administrative and supervisory employees in New York City Mayoral agencies, the Health and Hospitals Corporation, New York City Housing Authority, Metropolitan Transit Authority, and the State court system, as well as several non-profit organizations. During Mr. Cheliotes’ tenure as President, the membership of his union doubled; and

WHEREAS, Under Mr. Cheliotes’ leadership, Local 1180 worked tirelessly to advance the careers of its members. Among his most significant accomplishments: exposing a massive pattern of race and gender job discrimination (estimated by the EEOC to equal a quarter of a billion dollars) that led to back pay settlements for hundreds of members and achievement of pay equity moving forward. He also implemented development skills based training and critical thinking courses as well as higher education programs that have provided opportunities to thousands of members each year and have served as a model for other unions; and

WHEREAS, Mr. Cheliotes – a proud graduate of Queens College, and an enthusiastic proponent of The City University of New York and public higher education in general – served as Chair of the Labor and Community Advisory Board of the Joseph S. Murphy Institute (comprised of 22 labor and community leaders) and led the campaign to raise the public support and funding that elevated the Institute to a self-standing School within the University. His voluntary service to and leadership of what was to become the CUNY
WHEREAS, Mr. Cheliotes is the recipient of numerous awards, including the NAACP Freedom Award (2004); the Civil Service Merit Council Leadership Award (2006 and 2017); the Greater New York Council—Boy Scouts of America Award (2011); Medicare Rights Center Humanitarian Award (2012); Labor Council for Latin American Advancement Advocacy Award (2013); and the New York State Labor History Association Award for Leadership in Labor Education (2014); and

WHEREAS, Mr. Cheliotes has provided 36 years of service and leadership to worker education, culminating in the establishment of the CUNY School of Labor and Urban Studies, which is dedicated to public service and social justice and committed to access and excellence in higher education, civic engagement, and leadership development for labor and community activists; and

WHEREAS, Mr. Cheliotes’ notable accomplishments, life-time commitment to public service, and tireless advocacy for public sector employees make him an ideal candidate for an honorary CUNY degree from the School of Labor and Urban Studies; now therefore be it

RESOLVED, That the School of Labor and Urban Studies of The City University of New York award Mr. Arthur Cheliotes the degree of Doctor of Humane Letters, *honoris causa*, in June 2020.

EXPLANATION: By awarding Mr. Arthur Cheliotes the degree of Doctor of Humane Letters, *honoris causa*, the School will recognize his unwavering commitment to social justice, diversity, equality, and education, which are values reflective of the School’s mission of public service and social justice.

Chairperson Thompson, Jr. asked for a vote. Cal. Nos. 3.A. through 3.J. were unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Charles Shorter, the following resolution was presented and opened for discussion:

K. The City University of New York – Approval of Special COVID-19 Graduate Admissions Policy:

WHEREAS, On March 13, 2020, in response to the threat presented by the spread of the coronavirus, also known as COVID-19, and in an effort to reduce the density of faculty, staff and students on City University of New York (the “University”) campuses, the University announced that, effective on March 19, 2020 all University academic
courses would be moved on-line or alternatively to a distance learning modality; and

WHEREAS, On March 20, 2020, Governor Andrew M. Cuomo announced Executive Order 202.6, or the "New York State PAUSE" Executive Order, a 10-point policy directive, which directed all non-essential businesses statewide to close in-office personnel functions and temporarily ban all non-essential gatherings of individuals of any size for any reason; and

WHEREAS, In response to this change in instructional modality and the disruption the COVID-19 pandemic has had on the lives of our students, faculty and staff, the University determined the need for a flexible grading policy that will provide students maximum flexibility as they navigate the challenges associated with the University’s move to a distance learning modality and the effects of the social distancing guidelines on the lives of our students; and

WHEREAS, On March 30, 2020, the Board of Trustees approved a “Special COVID-19 Flexible Grading Policy for the Spring 2020 Semester,” that allows all students the option to convert any or all of the (A-F) letter grades they earn in their classes, to Credit/No Credit (CR/NC) grading; and

WHEREAS, As of April 6, 2020, approximately 150 institutions of higher education have provided students the option to select a “Pass/Fail” or “Credit/No Credit” grade instead of a letter grade, or mandated that all students be graded on a “Pass/Fail” or “Credit/No Credit” basis; and

WHEREAS, In developing opt-in Pass/Fail and Credit/No Credit grading policies, faculty and students within the University and across the country have expressed concerns about how these grades may influence the likelihood that undergraduate students, who select to be graded on this basis, will be admitted into competitive graduate programs; and

WHEREAS, The University recognizes the disproportionately adverse impact that the COVID-19 crisis has had on historically underserved communities and in consultation with campus presidents and deans, the Council of Academic Affairs and the University Faculty Senate as well as the University Student Senate, have determined the need for a policy that will provide students clarity on how the University will consider “Pass/Fail” and “Credit/No Credit” grades when evaluating applications to graduate programs; now therefore be it

RESOLVED, That in evaluating future candidates for admission to graduate programs, the University will not disadvantage students who present P (pass) or CR (credit) grades in their transcripts for courses specifically taken during Spring 2020 and other terms.
which could be affected by the COVID-19 pandemic — regardless of whether their institutions imposed a flexible or similar grading policy for all students or gave them the choice to opt-in; and be it further

RESOLVED, That to this end, all University graduate admissions committees shall adjust their selection processes to honor this commitment while keeping with the norms of their specific programs and corresponding disciplines; and be it further

RESOLVED, That the University strongly encourages other institutions of higher education to enact similar policies to level the playing field as students who are today impacted by COVID-19 seek to meet their full potential through graduate education in the future.

EXPLANATION: The City University of New York has adopted a Credit/No Credit flexible grading policy for the Spring 2020 semester that will provide students maximum flexibility as they navigate the challenges associated with the University’s move to distance learning and the effects of social distancing guidelines on the personal lives of students. Similar Pass/Fail and Credit/No Credit grading policies have been adopted by institutions of higher education across the country. As a result, questions have arisen regarding how students with Pass/Fail and Credit/No Credit grades will be evaluated when applying to graduate programs. The University recognizes the disproportionately adverse impact that the COVID-19 crisis has had on historically underserved communities and in consultation with campus presidents and deans, the Council of Academic Affairs and the University Faculty Senate, have determined the need for a policy that will provide students clarity on how the University will consider Pass/Fail and Credit/No Credit grades when evaluating applications to graduate programs. By clearly articulating that in evaluating candidates for admission into graduate programs, the University will not disadvantage students who present P (pass) or CR (credit) grades in their transcripts for courses taken during Spring 2020 — regardless of whether their institution imposed the flexible grading policy on all students or gave them the choice to opt-in, the University will allow students to feel less pressure and anxiety about their grades as they contemplate their future graduate school options against the backdrop of the disruptions to daily life resulting from the COVID-19 pandemic. The University strongly encourages other institutions of higher education to enact similar policies to level the playing field as students impacted by COVID-19 seek to meet their full potential through a graduate education.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 3.K. was unanimously adopted.
Moved by Chairperson Thompson, Jr. and seconded by Trustee Berger, the following resolution was presented and opened for discussion:

L. **CUNY Office of Academic Affairs – Approval of the Actions In the CAPPR Dashboard:**

WHEREAS, The Trustees of the City University of New York 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 NYSED 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 May 19, 2020.

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.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 3.L. was unanimously adopted.

4. COMMITTEE ON FACULTY, STAFF AND ADMINISTRATION:
Chairperson Thompson, Jr. reported that at the April 27, 2020 meeting of the Committee on Faculty, Staff and Administration, the Committee approved the following resolutions, and Trustee Lorraine Cortés-Vázquez recommended their approval by the Board.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Lorraine Cortés-Vázquez, the following resolution was presented and opened for discussion:

A. The City University of New York – Approval of the Committee on Faculty, Staff and Administration (CFSA) Report:

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 May 18, 2020.
Chairperson Thompson, Jr. asked for a vote. Cal. No. 4.A. was unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Linares-Garcia, the following resolution was presented and opened for discussion:

B. The City University of New York – Amendment of Investment Options in The City University of New York Optional Retirement Plan and Tax Deferred Annuity Plan:

WHEREAS, The Board of Trustees of The City University of New York (the “University”) established an Investments Policy Statement (the “IPS”) in 2014 establishing, among other things, guidelines for the University’s management of The City University of New York Optional Retirement Plan and The City University of New York Tax Deferred Annuity Plan (collectively, the “Plans”); and

WHEREAS, The University in 2017 made certain changes and updates to the Plans to permit the investment by the University in an array of funds within the Plans; and

WHEREAS, In accordance with the guidelines established under the IPS, and as part of the review process of the array of investments funds within the University Plans, the University has been advised by its investment advisor, Cammack Retirement Group (Cammack Retirement) to substitute the existing Ariel Appreciation Fund with the existing MFS Mid-Cap Value fund in all of the University’s Plans; and

WHEREAS, Cammack advised the University that the Ariel Appreciation Fund had been under review for approximately twelve (12) months in connection with certain performance issues and that it would be in the best interest of the University to substitute such fund with another at this time; and

WHEREAS, The University committee charged with review of Cammack’s recommendations, then comprised of the University Treasurer, Sr. Vice Chancellor and Chief Financial Officer, Vice Chancellor for Human Resources Management, Interim Assistant Vice Chancellor for Human Resources Management, University Executive Director of Benefits, and Sr. Vice Chancellor and General Counsel determined that Cammack Retirement’s recommendations for the substitution of the Ariel Appreciation Fund with the MFS Mid-Cap Value Fund in all of the University’s Plans was necessary and in the best interest of the Plans’ participants and the University; now therefore be it
RESOLVED, That the Board of Trustees of The City University of New York authorizes the Vice Chancellor for Human Resources Management to amend the array of investment options within Optional Retirement Plan (the “ORP”) and The City of New York Tax Deferred Annuity Plan (the “TDA Plan”), to eliminate the Ariel Appreciation Fund as an optional investment for new contributions by participants in such Plans, and direct all future contributions to the MFS Mid-Cap Value Fund (a current investment option in the Plans); and be it further

RESOLVED, That all such changes made by the Vice Chancellor for Human Resources Management to such array of investment options to the ORP and the TDA be performed in accordance with New York Educational Law, Section 6251.

EXPLANATION: The investment option changes, recommended by the University investment advisor, Cammack Retirement Group and accepted by those University administrators will be enacted, with transfer of future contributions and, where permitted, transfers from the eliminated investment option. In accordance with New York Education Law, Section 6251, all investments made available under the ORP will be provided through annuity contracts.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 4.B. was unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Shorter, the following resolution was presented and opened for discussion:

C. Borough of Manhattan Community College — Naming of the G. Scott Anderson Terrace:

WHEREAS, G. Scott Anderson spent over 40 years of his life at CUNY—first as a student, completing degrees at Queensborough Community College, Queens College, and then Baruch College in the 1970s; and

WHEREAS, Mr. Anderson dedicated the final 25 years of his professional career to the Borough of Manhattan Community College where he served as the Vice President for Administration and Planning and was as an active member of the BMCC Foundation; and

WHEREAS, He distinguished himself in guiding the BMCC’s efforts to reopen its doors in the aftermath of the 9/11 attacks and earned the admiration of the entire College community for his visionary efforts to reduce BMCC’s carbon emissions, which resulted in the largest solar powered facility in New York City; and
WHEREAS, G. Scott Anderson passed away in June, 2019 and since that time a total of $25,295 has been donated to the BMCC Foundation in celebration of his memory; now therefore be it

RESOLVED, That the Board of Trustees of the City University of New York approves the naming of the G. Scott Anderson Terrace at Borough of Manhattan Community College.

EXPLANATION: In recognition of G. Scott Anderson’s commitment to public service and his contributions to the College and the University, Borough of Manhattan Community College enthusiastically recommends naming the terrace on the 13th Floor of the Miles and Shirley Fiterman Hall as the G. Scott Anderson Terrace.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 4.C. was unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Linares-Garcia, the following resolution was presented and opened for discussion:

D. Borough of Manhattan Community College – Naming of the Dr. Sadie Chavis Bragg Mathematics Lab:

WHEREAS, Dr. Sadie Chavis Bragg was a national leader in the field of mathematics education, who spent over four decades at the Borough of Manhattan Community College; and

WHEREAS, She joined the College as an instructor in the Manhattan Educational Opportunity Center (MEOC) in 1970 and went on to serve as BMCC’s Chair of the Mathematics Department, later becoming the Associate Dean of Academic Affairs for Curriculum and Instruction and retiring as Provost and Senior Vice President of Academic Affairs in 2014; and

WHEREAS, Dr. Bragg spent her long and distinguished career launching new academic programs and developing a wide range of faculty development initiatives, while also contributing to the expansion of comprehensive support services for students; and

WHEREAS, Under her guidance, BMCC gained recognition as one of the top ten producers of associate degrees among community colleges nationally; and

WHEREAS, Dr. Sadie Chavis Bragg passed away in 2018 and since her passing 80 faculty and staff have contributed a total of $33,550 to the BMCC Foundation in her memory; now therefore be it
RESOLVED, That the Board of Trustees of the City University of New York approves the naming of the Dr. Sadie Chavis Bragg Mathematics Lab at the Borough of Manhattan Community College.

EXPLANATION: In recognition of Dr. Sadie Chavis Bragg’s distinguished service and transformational legacy in the field of mathematics education, the College and the University enthusiastically recommend naming Room S535 the Dr. Sadie Chavis Bragg Mathematics Lab.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 4.D. was unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Clarke, the following resolution was presented and opened for discussion:

E. The Graduate School and University Center – Appointment of Eliot Bates with Early Tenure with an Application of Bylaw 6.2.C(2):

WHEREAS, Eliot Bates, Ph.D. was a visiting assistant professor at the University of Maryland and in 2010 became the ACLS New Faculty Fellow at Cornell University until 2013, then serving at the University of Birmingham in the United Kingdom as a lecturer from 2013 until his appointment at the Graduate Center in 2017; and

WHEREAS, Dr. Bates has taught a range of classes in the Ph.D. Program in Music at the Graduate Center and is currently supervising four Ph.D. dissertations in ethnomusicology and composition, and is the reader for seven further doctoral students at the Graduate Center; and

WHEREAS, Dr. Bates is an extremely active and productive scholar, with three book chapters due to be published; three articles published last year; three more articles in progress; and the publication of his book, “Digital Tradition: Arrangement and Labor in Istanbul’s Recording Culture” (Oxford Press, 2016); and

WHEREAS, Dr. Bates is highly regarded in his field, which is evidenced by his participation in a number of international conferences and keynote talks, having been an invited speaker at 23 events, chaired six panels, and given papers at 24 conferences, including the American Musicological Society, the American Anthropological Association, and the Society for Ethnomusicology, and has served as Vice President of the Society for Asian Music; and

WHEREAS, Dr. Bates is a valued member of the Music Department faculty and a dedicated and enthusiastic teacher who has attracted students from both Music and other disciplines, with one reviewer writing, “[He] prepares students not only to conduct
more standard types of research and produce written work of high quality, but also to conduct their research and present their scholarship using a variety of digital media formats”; now therefore be it.

RESOLVED, That Eliot Bates be appointed with tenure in the Ph.D. Program at The Graduate Center, effective September 1, 2020 with an application of Bylaw 6.2.c(2), subject to financial ability.

EXPLANATION: Eliot Bates is a nationally and internationally renowned researcher and expert in his field as well as an exceptional educator, who will be highly sought after by other educational institutions as faculty, and therefore the Graduate Center should make every effort to retain him.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 4.E. was unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Clarke, the following resolution was presented and opened for discussion:

F. The City University of New York – Appointment of Jonathan Gagliardi as Assistant Vice Chancellor for Academic Effectiveness and Innovation:

WHEREAS, Jonathan Gagliardi has been serving as an Assistant Vice President for Strategic Planning at Lehman College since June 2018 and has served in leadership roles at American Council on Education’s Center for Policy, Research and Strategy, where he aided in the development and execution of the center’s research agenda which focuses on issues of diversity and equity in 21st century higher education, creating dynamic and resilient institutions, and transformational leadership; and

WHEREAS, The appointment of Dr. Gagliardi as Assistant Vice Chancellor will facilitate the work of several University-wide, cross-divisional, multi-campus councils, committees, task forces, and working groups in the areas of strategic planning, enrollment management, student success initiatives, accreditation processes, shared governance, and efficiency and effectiveness efforts. Dr. Gagliardi is a thought leader, policy analyst and will serve as a partner to the Executive Vice Chancellor and University Provost and to the Chancellor’s cabinet who will lead University-wide efforts to establish and maintain a robust policy and practice operation; and

WHEREAS, Dr. Gagliardi holds a Ph.D. in Higher Education Organizational Theory and innovation and an M.A. in Education Administration and Policy Studies from The State University of New York at Albany; and
WHEREAS, Dr. Gagliardi brings a national perspective on best practices in working with data to inform policy in an evolving higher education information technology and data analytics environment. He will promote a University-wide culture of evidence-based decision-making, institutional effectiveness and continuous improvement by analyzing, distributing and presenting data and relevant research that identifies best practices across CUNY. Dr. Gagliardi has demonstrated commitment to urban higher education, as well as demonstrated success in providing effective, equitable, and inclusive leadership in a multicultural environment. He has worked closely with the executive teams to provide senior level support and leadership for high level sensitive projects; now therefore be it

RESOLVED, That the Board of Trustees of The City University of New York approve the appointment of Jonathan Gagliardi as Assistant Vice Chancellor for Academic Effectiveness and Innovation at an annual salary of $182,000, effective May 18 2020.

EXPLANATION: Dr. Gagliardi will leverage various University bodies and campus leaders to align, prototype, and scale efforts related to online education; academic program development; equity based tuition and revenue models; student success strategies; and develop efforts to ensure an integrated approach to University efforts while maintaining the distinctiveness of each individual college.

Dr. Gagliardi’s background, education and experience in higher education and extensive scholarly accomplishments make him particularly suited for this leadership role in the Executive Vice Chancellor and University Provost’s Office.

The Chancellor strongly recommends this appointment with a waiver of search requirements.

Senior Vice Chancellor and Chief Financial Officer Matthew Sapienza noted that before the Trustees vote on this item and the other items that are coming after this, he would like to make sure that it was clear during the current fiscal environment that the University is in that although these appointments are on this Calendar (agenda), these commitments for these positions arose before the COVID crisis and taken in totality they are all revenue neutral. He further noted that the Chancellor has announced a University-wide hiring freeze and we have communicated that to the colleges. Three of the appointments are folks that were currently with CUNY and just going into new positions.

Chairperson Thompson, Jr. requested confirmation that the hiring freeze has been communicated to the Presidents of the colleges. SVC&CFO Sapienza confirmed that the Presidents were notified.

Trustee Shorter also requested confirmation that the appointments the Board will be voting on are covered and will not be delayed, and the hiring freeze does not apply to them. Chairperson Thompson, Jr. confirmed the Board is moving forward as SVC&CFO Sapienza has indicated but it is clear that
CUNY has instituted a University-wide hiring freeze.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 4.F. was unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Arvanites, the following resolution was presented and opened for discussion:

G. College of Staten Island – Appointment of Hope Berte as Vice President for Campus Planning, Facilities Management and Operations:

WHEREAS, Hope Berte has been serving the College of Staten Island as Interim Vice President of Campus Planning, Facilities Management and Operations since July 2018 and has now emerged as the successful candidate for this position following a national search; and

WHEREAS, Ms. Berte has negotiated and secured over $15M in Capital funding for various campus projects related to critical maintenance, ADA compliance and facilities preservation, and managed several critical multi-million dollar campus projects through completion while serving as the Interim Vice President; and

WHEREAS, Ms. Berte has been a dedicated and valuable member of the College of Staten Island since April 2006, serving in leadership roles with increased responsibility prior to serving as Interim Vice President, including Director for Human Resources, the Executive Director Human Resources & Labor Designee, and the Deputy to the President/Chief of Staff; and

WHEREAS, Ms. Berte has demonstrated a commitment to enhancing the quality of campus life and promoting a safe, secure and healthy environment for students, faculty, staff and visitors by reducing organizational risk and ensuring compliance with local, state, and federal health, safety and environmental laws via the Office of Environmental Health and Safety. Her leadership in the Department of Public Safety serves and protects the campus community while enforcing city and state laws, and ensuring compliance with fire regulations and safety directives; and

WHEREAS, Ms. Berte holds a M.S. in Business Management and Leadership from CUNY School of Professional Studies, and a B.S. in Psychology from Brooklyn College, The City University of New York; now therefore be it

RESOLVED, That the Board of Trustees of The City University of New York approve the appointment of Hope Berte as Vice President for Campus Planning, Facilities Management and Operations at an annual salary of $191,475, effective May 18, 2020.
EXPLANATION: The appointment of Hope Berte as Vice President for Campus Planning, Facilities Management and Operations will ensure that the College of Staten Island continues to have the critical leadership and oversight of the essential operations of the College’s major functional areas, including campus public safety, environmental health and safety operations, operational services, mailroom services, print shop services and event management.

The Chancellor strongly recommends this appointment from a search.

Trustee Arvanites highlighted that Hope Berte has been instrumental in dealing with the largest campus in CUNY’s portfolio.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 4.G. was unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Clarke, the following resolution was presented and opened for discussion:

H. Medgar Evers College – Appointment of Dr. Evelyn Castro as Vice President of Student Affairs and Enrollment Management:

WHEREAS, Dr. Evelyn Castro is currently the Dean of the School of Professional and Community Development (SPCD) and has overseen many adult literacy, beacon, and cornerstone programs, successfully recruiting adult students into college; and

WHEREAS, Dr. Castro has previously served as Vice President of Student Affairs, School Initiatives and Enrollment Management from 2014 to 2016, directing major recruitment initiatives to increase enrollment; and

WHEREAS, Dr. Castro has supervised admissions units and demonstrated strong capability to increase enrollment and retention. She has worked closely and collaboratively with high school principals, guidance counsellors, and community partners to provide support and leadership for students to transition into college; and

WHEREAS, Dr. Castro has held leadership positions in both K-12 and University settings in New York City, and has played a vital role in ensuring that high school students continue seamlessly into college; and

WHEREAS, This newly created position in the Executive Compensation Plan is consistent with University’s new structure of aligning Student Affairs and Enrollment Management with the Office of Academic Affairs; and
WHEREAS, Dr. Castro holds an M.S. in Early Childhood Elementary Education from the Bank Street College of Education and an Ed.D in Education Administration from Teachers College – Columbia University; now therefore be it

RESOLVED, That the Board of Trustees of The City University of New York approve the appointment of Dr. Castro as Vice President of Student Affairs and Enrollment Management at an annual salary of $160,000, effective May 18, 2020.

EXPLANATION: Dr. Castro has demonstrated the knowledge, skills and abilities to mentor college students and instill in them the essence of civic mindedness and responsibility, and we are grateful Dr. Castro is once again willing to occupy the role of Vice President of Student Affairs and Enrollment Management, a role in which she has familiarity. Dr. Castro will report directly to the Provost and Senior Vice President of Academic Affairs and will be a member of the President’s Cabinet.

Dr. Castro will direct all student life and club activities, mentor and provide direction to students. Recruiting new students and retaining them is crucial to the College achieving its goals and objectives and Dr. Castro will lead the College’s efforts in increasing enrollment and improving its retention rate.

The College President strongly recommends this appointment and promotion.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 4.H. was unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Clarke, the following resolution was presented and opened for discussion:

I. Borough of Manhattan Community College – Appointment of Lorna Malcolm as Vice President for Advancement:

WHEREAS, The Borough of Manhattan Community College conducted a national search for the position of Vice President for Advancement in 2019; and

WHEREAS, Lorna Malcolm has more than twenty years of progressive administrative and leadership experience in development and alumni relations, having held positions such as Assistant Dean of Development and External Relations, Senior Director of Development, Senior Development Officer and Director of Development; and

WHEREAS, Ms. Malcolm holds Master of Public Administration in Non-Profit Management from Baruch College and a B.A. in Social Science and International Studies from The State University of New York at Buffalo/Royal Imperial College, Kensington, London; and
WHEREAS, Ms. Malcolm’s proven track record of successful fundraising in areas such as campaign planning and execution, and alumni relations and major gift solicitations, make her ideally suited to serve as Vice President for Advancement; now therefore be it

RESOLVED, That the Board of Trustees of The City University of New York approve the appointment of Lorna Malcolm as Vice President for Advancement at the Borough of Manhattan Community College at an annual salary of $170,000, effective May 18, 2020.

EXPLANATION: As Vice President for Advancement, Lorna Malcolm will report directly to the President and be responsible for implementing a vision to increase major gifts through an organized fundraising campaign. Ms. Malcolm will be the primary steward of the Board of Directors of BMCC’s supporting foundation and will also manage a staff of six professionals. She will serve as a member of the President's cabinet.

The Interim President strongly recommends this appointment from a search.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 4.I. was unanimously adopted.

5. **EXECUTIVE COMMITTEE:**
Chairperson Thompson noted that Calendar Item No. 5 is being read for informational purposes only. It serves as notice of an action taken by the Board of Trustees’ Executive Committee on April 27, 2020.

A. **The City University of New York – Adoption of Certain Amendments to its Optional Retirement Plan, Tax Deferred Annuity Plan, and Frozen ORP Allowed by Certain Provisions of The Federal Cares Act Legislation Adopted in March 2020:**

WHEREAS, The Coronavirus Aid, Relief and Economic Security Act (or “CARES Act”) was signed into law March 27, 2020 and provides for, among other things, voluntary relief options from retirement plans that employers can elect to include as options for their employees, by amending such existing plans to include such options; and

WHEREAS, The City University of New York (the “University”) Office of Human Resources Management has determined that such provisions relating to such voluntary relief options under the CARES Act should be included in the University retirement plans and it believes that it would be in the best interest of plan participants and their beneficiaries, and the University to adopt such voluntary relief provisions provided for under the CARES Act; and
WHEREAS, In accordance with the CARES Act, the University’s Tax Deferred Annuity Plan (“TDA Plan”), The City University of New York Optional Retirement Plan (“ORP”), and the frozen City University of New York ORP (“frozen ORP”) (a 403(b) Plan) should be amended to allow qualified plan participants (i) to take distributions or make withdrawals in calendar year 2020 of up to $100,000; (ii) to increase personal loan amount limits on or before September 23, 2020 to double the current maximum amount to the lesser of $100,000, or one hundred percent (100%) of the plan participant’s vested account balance in the plan, and (iii) to defer such loan repayments under such plans for one year; now therefore be it

RESOLVED, That the Board of Trustees of The City University of New York authorizes the Vice Chancellor for Human Resources Management to amend The City University TDA Plan, ORP, and the frozen ORP to allow qualified plan participants (i) to take distributions or make withdrawals in calendar year 2020 of up to $100,000; (ii) to increase personal loan amount limits on or before September 23, 2020 to double the current maximum amount to the lesser of $100,000, or one hundred percent (100%) of the plan participant’s vested account balance in the plan, and (iii) to allow such plan participant defer such loan repayments under such plans for one year; and be it further

RESOLVED, That the Board of Trustees of The City University of New York authorizes the Vice Chancellor for Human Resources Management and she hereby is authorized to make such amendments to the aforementioned retirement plans, 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 her authority to perform all such acts and to execute and deliver all such amendments and documents and instruments on behalf of the University.

EXPLANATION: The provisions under the CARES Act.

1. Coronavirus-Related Distributions for Qualifying Individuals
   Penalty free (but not tax-free) distributions in 2020 of up to $100,000 for individuals self-certifying that they meet one of the following conditions:
   • Diagnosed with COVID-19
   • Spouse or dependent diagnosed with COVID-19
   • Experience adverse financial consequences as a result of being quarantined, furloughed, laid-off, reduced work hours, inability to work due to lack of child care because of COVID-19, the closing or reducing hours of a business owned or operated by the individual due to COVID-19, or other factors, as determined by the Treasury Secretary
Coronavirus-Related Distributions are not subject to the 10% penalty for early withdrawal that would otherwise apply to individuals under age 59 ½. Additionally, unless the participant elects otherwise, this amount is not subject to the 20% withholding for payment of taxes.

Tax on the income from the distribution can be paid in equal installments over a three-year period. Individuals also have the ability to repay the amount into the Plan over the next three years (without impacting the amount that the participant may contribute to the Plan).

2. Increase Loan Limits for Qualifying Individuals
   Increased loan limits for loans made on or before September 23, 2020 of up to double the current maximum in place, to the lesser of $100,000 or 100% of the participant’s vested account balance in the plan (current limit, which is the maximum allowed by law, is $50,000 or 50%). Limited to individuals affected by COVID-19 as described above. Note that the loan limit will still be reduced by the highest outstanding loan balance over the prior year and may be limited by the terms of the funding vehicle.

3. Loan Repayment Suspension for Qualifying Individuals
   Existing retirement plan loan repayments can be deferred for one year, for individuals affected by COVID-19, as described above. This applies to payment due dates that are between March 27, 2020 and December 31, 2020. When the extension expires, the missed loan payments and interest will be re-amortized with an additional year added to the loan payoff date.

The City University of New York ("CUNY") Optional Retirement Plan ("ORP") does not currently allow for distributions to active employees, and current federal tax law only allows active employees who are age 59 ½ or older to take distributions from that plan. Though CUNY could amend the ORP to allow all active employees to take distributions upon the attainment of age 59 ½, it is proposed to permit such distributions at age 59 ½ or older only for individuals who are eligible for a COVID-19-related distribution under the CARES Act.

For many employees the ORP represents a significant portion of their savings. Receiving distributions from the ORP may be the only option some of CUNY employees have to meet their financial obligations related to COVID-19.

All changes to the ORP, TDA Plan, and frozen ORP must be approved by the Board; and, in light of the ever changing circumstances and the likelihood of additional guidance on these provisions from the IRS, this resolution grants the Vice Chancellor for Human
Resources Management the authorization to ensure administration of these approved CARES Act provisions can be applied in a timely fashion, as conditions warrant.

Required Minimum Distribution rules have been suspended for 2020. Participants have the option to suspend their Required Minimum Distributions in 2020 or to continue receiving them. The requisite Plan amendments will be made to reflect this suspension. No action is required by the Board at this time.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Linares-Garcia, the following resolution was presented and opened for discussion:

6. **The City University of New York – Appointment of Doris Cintrón as Interim President at Guttman Community College:**

WHEREAS, Doris Cintrón, Ed.D. has been serving as the Senior Associate Provost for Academic Affairs, Assessment and Accreditation at The City College of New York since 2012; and

WHEREAS, Dr. Cintrón has served as Principal Investigator for grants funded by the New York State Department of Health, New York State Department of Education, United States Department of Education, National Science Foundation, and The World Bank, United States Agency for International Development; and

WHEREAS, Dr. Cintrón, has more than 40 years of experience as a teacher, scholar and leader in the fields of bi-lingual and multicultural education development, curriculum reform, gender equity and inclusion of underrepresented groups in STEM learning; and

WHEREAS, Dr. Cintrón holds an Ed.D. in International Education Development from Teachers College, Columbia University and a Ed.M. in Curriculum and Teaching, and International Educational Development from Teachers College, Columbia University, and a M.S. in Guidance and Counseling at The City College of New York; and

WHEREAS, in 1993, Dr. Cintrón was appointed Associate Professor, BiLingual Education in the Department of Elementary Education at City College; and

WHEREAS, Section 6.2.b of the ByLaws of the Board of Trustees states that a distinguished person of proven record appointed to the title of associate professor or the title of professor, who had tenure in another accredited institution of higher learning, may be appointed with immediate tenure by the Board in its discretion; now therefore be it
RESOLVED, That the Board of Trustees of The City University of New York approve the appointment of Doris Cintrón as Interim President of Guttman Community College at The City University of New York at an annual salary of $217,000 effective August 1, 2020; and be it further

RESOLVED, That the Board of Trustees of the City University of New York approve the appointment of Doris Cintrón as a full professor with immediate tenure in accordance with Section 6.2.b of the ByLaws of the Board of Trustees; and be it further

RESOLVED, That Dr. Cintrón will be placed on leave from this tenured Professor title while she serves as Interim President of Guttman Community College and will not receive additional salary, nor have any teaching or other faculty responsibilities; and be it further

RESOLVED That should Dr. Cintrón return to The City College of New York, her faculty and rank as a tenured Professor will be honored by the appropriate department.

**EXPLANATION:** Dr. Cintrón’s background, education and experience in higher education and extensive scholarly accomplishments make her particularly suited for this leadership role in the President’s Office.

The Chancellor strongly recommends this appointment.

*Chairperson Thompson, Jr. asked for a vote. Cal. No. 6 was unanimously adopted.*

Moved by Chairperson Thompson, Jr. and seconded by Trustee Clarke, the following resolution was presented and opened for discussion:

7. **Macaulay Honors College – Award Ayana Elizabeth Johnson with an Honorary Degree:**

WHEREAS, Dr. Ayana Elizabeth Johnson has worked throughout her career to promote scientific literacy, environmental conservation, and policy-making informed by science; and

WHEREAS, Dr. Johnson has demonstrated a powerful commitment to social justice and advocacy for coastal communities; and

WHEREAS, Dr. Johnson has founded think tanks such as Ocean Collective and policy initiatives that have led to increased public engagement with science, the oceans, and the planet’s climate; and

WHEREAS, Dr. Johnson’s scientific research has led to significant protections for marine life and marine environments; and
WHEREAS, Dr. Johnson is a committed mentor for next-generation climate leaders, sharing her ideas through teaching, public speaking, consulting, and public activism; and

WHEREAS, Macaulay’s students, whether their studies are in science or other disciplines will be well-served by following the exemplary commitment and contributions of Ayana Elizabeth Johnson, making her an ideal candidate for an honorary CUNY degree from Macaulay Honors College; now therefore be it

RESOLVED, That the Macaulay Honors College award Dr. Ayana Elizabeth Johnson the degree of Doctor of Science, *honoris causa*, at the college’s 2020 annual commencement ceremony.

EXPLANATION: In awarding Dr. Ayana Elizabeth Johnson the degree of Doctor of Science, *honoris causa*, Macaulay will recognize her commitments to reinforcing connections between oceans and cities, between science and policy, and between citizens and leaders, all of which match Macaulay’s and CUNY’s highest ideals.

*Chairperson Thompson, Jr. asked for a vote. Cal. No. 7 was unanimously adopted.*

Moved by Chairperson Thompson, Jr. and seconded by Trustee Berger, the following resolution was presented and opened for discussion:

**8. The City University of New York - Ratifying, Confirming and Approving an April 18, 2020 Supplemental Agreement to the PSC Collective Bargaining Agreement to Address Matters Relating to the COVID-19 Virus State of Emergency:**

WHEREAS, The City University of New York (the “University”), announced effective March 19, 2020, in response to the threat presented by the spread of the coronavirus, also known as COVID-19, and in an effort to reduce the density of faculty, staff and students on the University campuses, that all University academic courses would be moved on-line or alternatively to a distance learning modality, and

WHEREAS, On March 20, 2020, Governor Andrew M. Cuomo announced Executive Order 202.6, or the "New York State PAUSE" executive order, a 10-point policy directive, which Executive Order included a directive that all non-essential businesses statewide must close in-office personnel functions and temporarily ban all non-essential gatherings of individuals of any size for any reason; and
WHEREAS, During this period of time, the University transitioned from an in-person classroom teaching and learning format for its course offerings to an on-line digital platform and alternative distance learning modalities; and

WHEREAS, In light of this transition from in-person classroom teaching and learning model to an on-line digital platform and distance learning modality, the University determined that it was in the best interest of the University to supplement the Collective Bargaining Agreement with the Professional Staff Congress for The City University of New York (the "Professional Staff Congress") to, among other things, address the manner and procedures for (i) conducting classroom teaching observations; (ii) annual evaluations for both staff and faculty; (iii) office hours conducted through distance technology; (iv) decisions on tenure, reclassification and salary differentials; and (v) the opportunity for both faculty and staff to retrieve their personal belongings from University campus buildings; and

WHEREAS, The University entered into a Supplemental Agreement with the Professional Staff Congress, for the COVID-19 Virus State of Emergency on April 18, 2020 in order to address the foregoing matters and procedures for both faculty and staff described herein; now therefore be it

RESOLVED, That the Board of Trustees hereby ratifies, confirms and approves the April 18, 2020 Supplemental Agreement for the COVID-19 Virus State of Emergency by and between the Professional Staff Congress and the University (the “April Supplemental Agreement”), in the form and as executed by the University, supplementing the existing Collective Bargaining Agreement by and between the two institutions; and be it further

RESOLVED, That the Board of Trustees authorizes, directs and empowers the Chancellor or his designee(s), and each of them hereby is, authorized, empowered and directed, to make any such further supplemental changes, amendments or modifications, as he or his designees deems necessary or appropriate to give effect to the April Supplemental Agreement and the Collective Bargaining Agreement; provided that any such change, amendment or modification is approved by the University Board of Trustees prior to giving effect to the same.

EXPLANATION: The University, through this resolution, is ratifying, confirming and approving the April 18, 2020 Supplemental Agreement for the COVID-19 Virus State of Emergency, by and between the University and the Professional Staff Congress. The Supplemental Agreement is intended to, among other things, address the manner and procedures for (i) classroom teaching observations; (ii) annual evaluations for both staff and faculty; (iii) office hours conducted through distance technology; (iv) decisions on tenure, reclassification and salary differentials that were already in process as of March 12; and (v) an option for untenured professorial faculty whose tenure decision is approaching. The agreement also permits faculty and staff to retrieve belongings from campus buildings. The agreement was agreed to by the Chancellery in order to expedite the necessary changes required for the transition to distance
learning during the Spring 2020 semester as a result of the COVID-19 state of emergency.

*Chairperson Thompson, Jr. asked for a vote. Cal. No. 8 was unanimously adopted.*

Moved by Chairperson Thompson, Jr. and seconded by Trustee Ferrer, the meeting was adjourned at 5:26 p.m.
The Board of Trustees of The City University of New York (CUNY) met on June 29, 2020 via audio teleconference, pursuant to a Notice sent by the Office of the Secretary of the Board on June 15, 2020.

Trustees Present: Chairperson William C. Thompson, Jr., Vice Chairperson Barry F. Schwartz, Henry T. Berger, Lorraine A. Cortés-Vázquez, Fernando Ferrer, Mayra Linares-Garcia, Kevin D. Kim, Robert F. Mujica, Jr., Brian D. Obergfell, Jill O'Donnell-Tormey, Charles A. Shorter, Ken Sunshine, Una S. T-Clarke, Sandra Wilkin, Timothy Hunter, ex officio, and Martin Burke, ex officio (non-voting)

Others present: Chancellor Félix V. Matos Rodríguez, EVC&UP José L. Cruz, EVC&COO Hector Batista, SAC and Board Secretary Gayle M. Horwitz, General Counsel and SVC Derek Davis, SVC and Special Counsel Glenda G. Grace, SVC&CFO Matthew Sapienza, SVC Pamela S. Silverblatt, Vice Chancellor Brian Cohen, Vice Chancellor Doriane K. Gloria, Vice Chancellor Maite Junco, Vice Chancellor Richard R. White, Interim Vice Chancellor Andrea Shapiro Davis

Absent and Excused: Trustee Michael Arvanites

CONVENCING OF PUBLIC MEETING
Chairperson William C. Thompson, Jr. called the Public Meeting to order at 4:05 p.m., and he immediately moved to go into Executive Session. The motion was seconded by Vice Chairperson Barry Schwartz.

CONVENCING OF EXECUTIVE SESSION
Chairperson Thompson, Jr. called for an Executive Session pursuant to Section 105, Article 7, of the Public Officers Law, to discuss matters pertaining to investigations and personnel. The Board met in Executive Session from 4:05 p.m. to 4:52 p.m.
Moved by Chairperson Thompson, Jr. and seconded by Vice Chairperson Barry Schwartz, the public session was reconvened at 5:07 p.m.

CHAIRPERSON’S REPORT

Statement of William C. Thompson, Jr.:
“On March 7, 2020, Governor Cuomo issued Executive Order 202 declaring a State of Emergency in response to the COVID-19 outbreak. On March 13, 2020, Governor Cuomo issued Executive Order 202.1, which included a suspension of law allowing the attendance of meetings telephonically or other similar service.

Article 7 of the Public Officers Law, to the extent necessary to permit any public body to meet and take such actions authorized by the law without permitting in public in-person access to meetings and authorizing such meetings to be held remotely by conference call or similar service, provided that the public has the ability to view or listen to such proceeding and that such meetings are recorded and later transcribed.

In accordance with the Executive Order, this Board meeting is being held via teleconference with a live stream found at the CUNY Board of Trustees website as well as broadcast and cablecast live on CUNY TV, Channel 75.

A copy of the calendar (agenda) is also available online at the CUNY Board of Trustees website. Additional items may be added during the meeting. As a reminder, please mute your phones so we can ensure that everyone can hear.”

William C. Thompson, Jr.’s Remarks:
“On behalf of the CUNY Board of Trustees, I would like to extend our heartfelt condolences to Senior Vice Chancellor Allen Y. Lew’s wife Suling and his son Garrett. Allen’s time with CUNY was short but he will be long remembered for the mark he left on us all. His willingness to roll his sleeves up and embrace this crisis is an inspiration to everyone at CUNY. Unfortunately, Allen is one of many talented and dedicated individuals CUNY has lost as the result of this terrible pandemic. I would like to take a moment of silence to remember all those that we have lost.

It is hard to believe that we have made it to our final Board meeting of the 2019 – 2020 school year, an extraordinary year at that. I want to thank my fellow Trustees for all of your efforts this year, especially over the last few months. While we are not sitting across the table from one another, our important work on behalf of the University has continued and your tireless commitment to CUNY and its students, faculty and staff are to be commended. One such area of dedicated service is the search for College Presidents. So far we have helped with the selection of three new Presidents this school year and I am delighted that we will be considering several additional appointments later in this meeting. Thank you all!”
As you know, the CUNY Board of Trustees could not convene its June 22, 2020 Public Hearing and Bronx Borough Hearing. Instead, the Office of the Secretary accepted written and video testimony and statements from concerned individuals on items on the calendar for this June 29, 2020 Board Meeting via email. Testimonies were accepted until 12:30 p.m. on Monday June 22, 2020 and shared with the Trustees on June 25, 2020.

A total of 12 testimonies were submitted including 2 video testimonies.

Students, faculty and staff expressed deep concerns about potential budget cuts and staff layoffs, as well as opposition to any tuition or student fee increases. A letter and petition was submitted by the John Jay PSC Chapter opposing the adjunct non-reappointment plan, and advocating for funding of CUNY by the state.

Both video testimonies voiced concerns for the future and the leadership at Medgar Evers College.

Thank you to all who submitted.

Testimonies are available for review in the Office of the Secretary.”

**CHANCELLOR’S REPORT**

**Félix V. Matos Rodriguez’ Remarks:**

“Thank you, Chair Thompson, Trustees, Presidents and Vice Chancellors. It’s good to be back here with you today to continue the important work of this University. This is my final report to you as I conclude the first full academic year as your chancellor, and I want to take this moment to thank the Board for your continued support and recognize the administrative team for always giving their best.

I think we can all agree this academic year has brought unprecedented challenges to the CUNY community, and forced us to cope with significant changes and unfathomable loss. My administration has worked diligently to keep the University moving forward.

As we fight to preserve the best of CUNY and work to drive meaningful change in society, we continue to grieve.

I echo the condolences that the Board Chair gave to the family of our colleague Senior Vice Chancellor Allen Lew. We will do all our best to realize his vision in his honor, but it saddens me greatly that Allen will no longer be able to see those projects and plans that he was engaged in come to fruition.

Our thoughts and prayers are with Allen’s family, friends and colleagues. To honor his memory and those of other talented and cherished faculty, staff, and students, as well as retirees and alumni whose lives have been taken by the coronavirus, we are about to launch an “In Memoriam” page on CUNY’s
website so they are always with us. We will further commemorate their memories with a memorial event, when it is safe to do so.

We also look forward to a day when we will also be able to properly send off the resilient Class of 2020 in person. Over the past six weeks, the University’s campuses have created a powerful mosaic of virtual celebrations, saluting the peerless grads.

To capture the full pageantry of this season, we produced a 20-minute video that features a striking blend of students, school presidents, deans, elected officials and even a few surprise visitors. We tried to go the extra mile for our grads, and the response from the students and their families has been overwhelming.

I had the pleasure of taking part in a special CUNY TV program honoring our valedictorians and salutatorians. I was deeply moved by their stories. I walked away from the experience a little more confident in the future, knowing they will be leading the way.

We are pleased to announce that summer enrollment increased by 17 percent over the same time last year, a surge that is driven by students of all ages who are taking advantage of CUNY’s diverse and affordable offerings. As you know, all sessions of the summer term are being conducted via distance learning. It is still very early to project the enrollment picture for the fall, but right now we are down about five percent from the figures recorded at this time last year. All things considered, that isn’t all that bad and constitutes a solid baseline from which to build for the Fall.

The two task forces I established in May to provide a roadmap for the physical reopening of our campuses continue to make progress in formulating a comprehensive set of guidelines to help us prepare for the state’s Phase 4 reopening plans.

CUNY was allocated $118 million through the federal CARES Act earmarked for direct aid to students. I am pleased to report that $107 million have already been distributed to 154,449 students. CUNY was among the first systems in the nation to get the needed funds in the hands of students and we continue to reach out to students believed to still be eligible for a grant. These funds are not enough and we eagerly await further action by the federal government to support New York State and New York City and help all of us to rebound.

We are pleased and profoundly relieved that the U.S. Supreme Court chose to preserve DACA protections for hundreds of thousands of undocumented young adults, and we couldn’t be prouder of the five current and former CUNY students who served as co-plaintiffs, carrying the banner for a generation and asserting their determination to pursue the American Dream. Because the current administration excluded undocumented students from eligibility for CARES Act assistance, we have given them priority for grants from the Chancellor’s Emergency Relief Fund, created this spring to help students manage challenges brought on by the pandemic. To date, among the over 4,000 grant awards that the Fund has distributed, 1,400 have gone to undocumented students. Bolstered by generous
donations of $500,000 from Robin Hood and $200,000 from the New York Community Trust, we will begin disbursing $500 grants to another 2,000 undocumented students next week.

One of my first priorities as chancellor has been to diversify and to level the playing field for minority, women and service-disabled veteran-owned businesses, and our preliminary data indicates record growth in our engagement of those firms across the University during this past fiscal year. That effort translates into $8.4 millions of additional spending on MWBE and SDVOB businesses. Later tonight, the Board will be considering for approval a $17.5 million contract with a Hispanic-Women-Owned Business headquartered in New York City. This is a notable achievement, but one that we do not view as a benchmark for CUNY; rather, we see it as a baseline for still greater expansion of the University’s Supplier Diversity efforts. We look forward to sharing final data points on our Supplier Diversity program at our Board meeting in October.

As the country reckons with the anguish of racism and racial injustice, we are thankful to Governor Cuomo for the executive order and the Board’s approval of the resolution to declare Juneteenth a holiday for state employees, which commemorates the news of liberation to enslaved Texans more than two years after President Abraham Lincoln’s Emancipation Proclamation.

While the pandemic disproportionately impacts people in low-income communities, CUNY is doing its part to bridge the gap for members of underrepresented groups struggling to find their footing. CUNY recently formed an innovative alliance with Cisco, General Assembly, Revature and Accenture to launch an upskilling online resource portal to help provide CUNY job-seekers with the skills they need to catch the eye of employers, even in a pandemic.

We have also partnered with Salesforce, through a $500,000 grant to launch our new Career Success on Campus initiative at three CUNY colleges — John Jay College, the College of Staten Island and Guttman Community College — to help low-income students gain the skills, experience and connections they need to improve their economic mobility.

The number of CUNY students who will be hired as coaches to support tens of thousands of incoming college freshmen under our College Bridge for All program will nearly double, thanks to a generous $1.1 million in gifts from Bloomberg Philanthropies and the Carroll and Milton Petrie Foundation. This program benefits our current students, who are getting coveted summer jobs and work experience, as well as 2020 graduates of NYC public schools, who will find it easier to avoid the so-called summer melt and begin college this fall at CUNY and elsewhere.

With our increased reliance on distance learning and online instruction, CUNY is committed to improving student outcomes by helping our faculty to master and incorporate instructional best practices. We have now completed the first two sessions of our three-week Online Teaching Essentials workshops for about 1,100 faculty members and staff, with a third cohort set to begin on July 9th. The workshops are being led by the CUNY School of Professional Studies.
There’s additional good news to report, and further recognition of the expertise of our faculty in their respective fields: Three CUNY faculty have won $2 million in research awards through the National Science Foundation Early Career Development Program, the foundation’s most prestigious grants for young leaders in their fields. The awards are part of more than $5 million in recent NSF grants to CUNY faculty researchers.

Our faculty and staff are two of the bedrocks on which CUNY is able to uphold its historic mission, so it’s always hard to say goodbye to dedicated and highly-regarded educators. Two members of the CUNY community who are retiring, and both of whom I call friends, are my presidential successors at their respective schools.

I can’t thank Hostos Community College President David Gómez enough for his decades of service to CUNY. He succeeded me in the post as president at Hostos Community College in 2014, and I couldn’t have been happier for the staff, faculty and students because of his commitment to the mission of community colleges and his dedication to the success of his students. I wish him happiness and success in his future endeavors.

One of the most important decisions I made when I first assumed office as chancellor was naming an interim president for Queens College. Because of my affection for, and personal involvement with that institution, I felt an added obligation to make a good choice. I’m pleased to say now that my appointment of interim president William Tramontano was a great choice. I can’t thank Bill enough for his hard work, and for being a valued friend. All best wishes to you, Bill, in your new life as a retiree.

Guttman Community College’s founding president, Scott Evenbeck, has been an inspiration to me and many others who share his commitment to student success. I am happy he will continue to serve CUNY as a University professor; his experience and expertise will continue to inform CUNY students. Scott, I look forward to working with you in your new capacity.

My appreciation also to James L. Muyskens who will be stepping down from Interim President of The Graduate Center at the end of July. As many of you know, Interim President Muyskens was the President of Queens College for over 12 years and also a distinguished member of the faculty at Hunter College. I want to thank Jim for his leadership and commitment to the graduate students and The Graduate Center, and I wish him continued success in his future plans.

We are kicking off presidential searches at Lehman College and Guttman Community College, and also we need to convene a search committee at Medgar Evers College, which will start the process in the fall of selecting a new president. Later in this meeting, you will consider presidential appointments for several of our colleges.

Even as we take steps to withstand the storm and stress of recent months, it’s important that we keep sight of the most basic tenets of our mission as a driver of social mobility; a new report from the Brookings Institution provides fresh confirmation that we are doing just that. The report ranks six of
CUNY’s senior colleges and six community colleges among the top 10 four-year and two-year colleges nationwide with the greatest success in lifting low-income students into the middle class, based on the same data and similar methodology used in the pioneering and widely cited 2017 study led by economist Raj Chetty. Three other CUNY senior colleges were ranked in the top 25, and Baruch College was also first among all public four-year colleges in the nation.

Before I finish, allow me to acknowledge the great difficulty and anxiety that all of us have been managing in the recent weeks and months. As the city began to emerge from the pandemic and move through the stages of the reopening, we were engulfed in righteous protests over racial intolerance and police brutality. I am confident that these events will lead to positive change, and I believe that institutions of higher learning can be the catalysts, informing public opinion and driving reforms that foster social justice, diversity and needed changes in policy and the law. I am committed to this work, and proud to serve the country’s most diverse and dynamic university. Thank you.”

Chairperson Thompson, Jr. stated, “Given that all Board members are participating remotely, I will read the resolutions and ask for members to respond only if you would like to abstain or oppose an item, otherwise your vote will be recorded as a yes vote. If you are voting no or abstaining, please state your name and vote. Additionally, if you wish to second an item or have any questions, please state your name first for the record and let us do that in an orderly way.

For clarity and coordination, I will read all of the items rather than turning to committee chairs.”

**APPROVAL OF MINUTES:** Chairperson Thompson, Jr. called for a motion to approve the minutes of the regular Board meeting of May 18, 2020, which was seconded by Trustee Henry Berger. He asked if there were any amendments. Upon hearing none, the item was unanimously adopted by the Board:

1. **Approval of Minutes:**

RESOLVED, That the minutes of the regular Board meeting of May 18, 2020 be approved.
2. COMMITTEE ON AUDIT:
Chairperson Thompson, Jr. reported that at the June 8, 2020 meeting of the Committee on Audit, the Committee approved the following resolution, and Trustee Kevin Kim recommended its approval by the Board.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Berger, the following resolution was presented and opened for discussion:

A. The City University of New York - Approval of the FY 2020 External Audit Plan:

WHEREAS, The City University of New York (the “University”) is required to have its financial statements and federal programs audited by a qualified independent third party auditor on an annual basis; and

WHEREAS, Prior to commencing the audit, the University’s external auditor, currently Grant Thornton LLP, prepares an Audit Plan for the University’s consideration and approval; and

WHEREAS, The Audit Plan includes the scope, approach, and timing of the audit; and

WHEREAS, Article IV Section 4.02 of the University Board of Trustees Audit Committee (the “Audit Committee”) charter requires the Audit Committee to oversee the external auditors which includes the proposed Audit Plan; now therefore be it

RESOLVED, Based on the recommendation of the University Board of Trustees Audit Committee, the Board of Trustees hereby approves the FY 2020 external audit plan, as presented by Grant Thornton, LLP.

EXPLANATION: Each year, the University’s external auditors meet with management and those charged with governance to review and discuss the proposed audit plan, including the scope, approach and timing. The resulting external audit plan is presented to the Audit Committee for approval prior to commencing the external audit.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 2.A. was unanimously adopted.
3. COMMITTEE ON FISCAL AFFAIRS:
Chairperson Thompson, Jr. reported that at the June 9, 2020 meeting of the Committee on Fiscal Affairs, the Committee approved the following resolutions, and Trustee Fernando Ferrer recommended their approval by the Board.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Lorraine Cortés-Vázquez, the following resolution was presented and opened for discussion:

A. Borough of Manhattan Community College - Authorize a Contract with Schindler Elevator Corporation for Elevator and Escalator Maintenance Services:

WHEREAS, The Borough of Manhattan Community College (the “College”) of The City University of New York (the “University”), requires full elevator and escalator maintenance services for its elevators and escalators at one of its campus buildings known as “Fiterman Hall”; and

WHEREAS, Fiterman Hall has fourteen (14) elevators and six (6) escalators that require routine maintenance services, including inspections, adjustments, tests, parts replacement, and repairs necessary to keep the elevators and escalators in good working order (same speed, safety, and efficiency) and as originally specified by the equipment manufacturer and/or the most recent upgrade specifications; and

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

WHEREAS, The College issued a competitive, sealed Invitation for Bids to invite responses from interested qualified contractors for such elevator and escalator maintenance services; 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 the lowest 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 Schindler Elevator Corporation permitting the University, in the name of and on the College’s behalf, which, among other things, authorizes expenditures and purchases not to exceed $2,879,000 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 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 full elevator and escalator maintenance services for fourteen (14) elevators and six (6) escalators at Fiterman Hall. These maintenance services include all inspections, adjustments, tests, parts replacement, and repairs necessary to keep the elevators and escalators in continuous use at their initial performance ability (same speed, safety, and efficiency) and as originally specified by the equipment manufacturer or most recent upgrade specifications. These maintenance services are vital to the operation of the building known as Fiterman Hall at the College, as well as to the health and safety of the College’s students, faculty, and staff. The proposed contract is intended to replace an expired contract, and would ensure continuity of services for the safe operations of elevators and escalators at the College.

Trustee Ferrer stated, “I fundamentally believe that accepting a bid with only one successful bidder is not the way we should be going in the future.”

Chairperson Thompson, Jr. asked for a vote. Cal. No. 3.A. was adopted. Trustee Ferrer abstained.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Ferrer, the following resolution was presented and opened for discussion:

B. LaGuardia Community College - Authorize a Contract with Gilbert International, Inc. for Building Maintenance Services:

WHEREAS, LaGuardia Community College (the “College”) is required to ensure that campus buildings are maintained and up to operational standards; and

WHEREAS, The College does not employ staff to perform building maintenance services, and must hire a qualified contractor to manage building maintenance services; and

WHEREAS, LaGuardia Community College has issued a competitive sealed Invitation for Bid advertised in the New York State Contract Reporter and New York City Record for interested qualified vendors to respond to; and
WHEREAS, The College has selected, pursuant to law and University policies, a contractor who was responsive, demonstrated the requisite qualifications and offered the lowest 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 execute, and deliver a contract with Gilbert International, Inc., a New York State-certified Minority and Women-owned Business, for Building Maintenance Services and permitting the University to make expenditures and purchases not to exceed $17,500,000 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 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: LaGuardia Community College is comprised of four separate buildings within 6 city blocks consisting of approximately 1,800,000 square feet, headquartered at 31-10 Thomson Avenue, Long Island City, NY. The College has approximately 2,000 faculty and staff members, approximately 20,000 college students, more than 30,000 continuing education students, and three operational early childhood learning centers. The facility is open 24 hours per day, every day of the year; and is open to the public from 8:00AM to 10:30PM during the weekday and from 8:00 AM to 6:00 PM on the weekends. The contractor will provide general and building systems maintenance, both preventive and corrective, and operating engineering services and emergency response services inclusive of supervisory services for an hourly price (as such may be adjusted due to any changes in the New York City Prevailing Wage Rates). The contractor shall manage employees in accordance with the Local 32BJ Service Employees International Union Agreement or as otherwise directed by the College. The College will use these services to ensure that the campus buildings are maintained in an acceptable standard to perform its required function of providing a safe and healthy environment for students, staff and faculty.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 3.B. was unanimously adopted.
Moved by Chairperson Thompson, Jr. and seconded by Trustee Ferrer, the following resolution was presented and opened for discussion:

C. **CUNY Central Office - Authorize a Contract with Culinart Group, Inc. to Provide Food Services Operations to The City University of New York Schools and Colleges:**

WHEREAS, The City University of New York (the “University”) seeks to enhance the efficiency and management of its operations by strategically sourcing contracts; and

WHEREAS, The University is 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, It is a priority of the University and its Board of Trustees to provide safe and healthy working conditions and fair compensation for all employees in the food supply chain; and

WHEREAS, The University will support New York’s economy by sourcing from local and regional food producers, processors and distributors; and

WHEREAS, The University requires each food vendor providing food services and food products to the University to comply with and meet the University’s goals and commitments for such services and products; and

WHEREAS, The University has conducted a Request for Proposals process for food services involving two possible structures—multiple providers and a single provider--and evaluated the responses; and

WHEREAS, The University evaluation committee determined that the single provider structure was in the best interests of the University and recommended that CulinArt Group, Inc. be awarded a contract to provide food service operations for all of the University’s schools and colleges; and

WHEREAS, The University desires to enter into a contract with Culinart Group, Inc.; 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), such contract to have a term, including all renewals, of no longer than fifteen (15) years and to be at no cost to the University and 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 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 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: At present CUNY'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. In an effort to obtain better services for the campuses, in September 2018, the University issued two Requests for Proposals for food service operations: one structured for multiple providers who would be required to abide by a common set of terms and conditions and from whom the colleges would a choose a vendor to provide food service operations for their campus, and the other structured for a single provider who would provide food service operations for the entire University.

An evaluation committee consisting of campus administration, faculty and student representation, as well as Central Office personnel, reviewed the proposals received in response to each RFP. The committee decided that the single provider structure was in the best interests of the University and that the multiple provider RFP should be cancelled. The evaluation committee further recommended that CulinArt Group, Inc., part of the large Compass Group family of food companies, be awarded a contract
pursuant to the single provider RFP, to provide food service operations CUNY-wide. The committee found that CulinArt’s proposal would enable CUNY to take advantage of efficiencies of scale, encourage consistency of food service quality throughout the University, and improve vendor oversight, as well as support a safe and fair workplace for food service workers and provide assistance to the food insecure on CUNY campuses.

Under the proposed contract, CulinArt will service every CUNY 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. In the first year of the contract, CulinArt expects to spend $2,000,000 of its investment in pre-opening and transition activities, including development of renovation designs for campus facilities, implementation of an enhanced technology platform with a unified point-of-sale system across the University and mobile pre-pay options, and building out facilities as needed in order to provide such limited/temporary food service as agreed by the parties for Fall 2020. Given that this first year is anticipated to be a deficit year as a result of the COVID-19 pandemic, CulinArt will also use $1,000,000 of the investment to cover some or all of the first year’s operating costs.

In future contract years, the bulk of the investment funds will be used by CulinArt for furniture, fixtures and equipment, and related costs to enhance and upgrade the dining facilities at the colleges. CUNY and CulinArt will mutually agree on the amount allocated for improvements at each campus and all improvements will be subject to FPCM and college approval.

- $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 CUNY terminate the contract early, it will be responsible for reimbursing CulinArt for the undepreciated portion of the investment.
CulinArt’s proposal also includes a revenue stream to CUNY. 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 CUNY 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 CUNY and the colleges with monthly and annual operating and sales reports and other information to enable CUNY to monitor and audit the food service operations.

Other significant aspects of the proposed contract are as follows:

**Pricing.** CulinArt will initially implement two tiers of pricing based on whether the campus currently prices significantly above or below “street value.” Prices will be adjusted annually in mutual agreement with CUNY with the goal of eventually having generally consistent pricing throughout the system.

**Labor & Employment.** CulinArt will enter into labor harmony agreements with any union that requests one. CulinArt will interview all food service workers engaged by the current campus vendors who are interested in working for CulinArt. CulinArt will pay New York City (NYC) prevailing wage rates for food service employees and the NYC current minimum wage rates for large employers for all employees not covered by NYC or New York State prevailing wage rates. CulinArt will provide all required employee benefits.

**Transition.** The transition to CulinArt will be a gradual, phased, process with several campuses joining at a time, as contracts with current vendors expire. The current plan is that the phase one colleges will include Baruch College, City College, the Graduate Center, John Jay College, Kingsborough Community College, Medgar Evers College, Queens College, Queensborough Community College, and York College. The phase two colleges will be Borough of Manhattan Community College, Bronx Community College, Brooklyn College, Hostos Community College, Hunter College, LaGuardia Community College, the CUNY School of Law, Lehman College, and New York City College of Technology.

Trustee Charles Shorter inquired about oversight of the quality of service regarding the annual operating sales reports, and MWBE utilization. Senior Vice Chancellor and Chief Financial Officer (SVC&CFO) Matthew Sapienza stated that there is an MWBE component of 30% that any subcontracting that the vendor will have to do whether it’s purchasing food or purchasing other type of services, such as catering. That was part of the original request for proposal and it is included in any agreement going forward. In terms of monitoring, each campus will be responsible for maintaining that
relationship directly with the vendor but the Office of Budget and Finance (OBF) will coordinate in terms of any data reporting on expenditures and revenue being that this a University-wide contract.

Chairperson Thompson, Jr. thanked the Chancellor and his team for a job well done.

*Chairperson Thompson, Jr. asked for a vote. Cal. No. 3.C. was unanimously adopted.*

Moved by Chairperson Thompson, Jr. and seconded by Trustee Una Clarke, the following resolution was presented and opened for discussion:

**D. CUNY Central Office - Authorize a Contract with Jaggaer, LLC to Provide E-Procurement Solution:**

WHEREAS, The City University of New York (the “University”) currently has a decentralized procurement structure utilizing multiple modules for elements of the procure to pay process; and

WHEREAS, The University is committed to reducing operational processing expenses, by systematically decreasing the time from requisition to payment, improving the end-user experience for ordering and receiving goods, ensuring contract compliance, and collecting detailed spend data across the University; and

WHEREAS, To achieve these objectives, the University needs to purchase an eProcurement software solution that will uniformly provide the following benefits: reduce costs and errors, eliminate unnecessary paperwork, provide transparency on spending, standardize buying processes, and increase productivity of finance staff; and

WHEREAS, The University issued a Request for Proposals (“RFP”) in November 2019 to procure an eProcurement solution; and two responsive and responsible proposers responded to the RFP, and each response was evaluated by a University Committee that included stakeholders from the University’s senior and community colleges, and the Central Office; and

WHEREAS, The University Committee, after careful consideration and deliberation, selected Jaggaer, LLC to enter into negotiations for a contract to provide an eProcurement solution to the University called for under the RFP; 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 execute, seal, and deliver a contract with Jaggaer, LLC to provide an eprocurement solution, and permitting the University to make expenditures and purchases under said contract not to exceed $6.2 million over a period of an initial term
of five (5) years, and not to exceed $5.8 million for the additional one (1) five (5) year renewal option, to be exercised at the sole discretion of the University, 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: The eProcurement (electronic procurement) solution is the business-to-business process of requisitioning, ordering and purchasing goods and services via an online-based platform. The eProcurement solution is comprised of the following six (6) modules:

1. eMarketplace (consisting at a minimum, of the following):
   • catalog management in support of the eMarketplace; and
   • Supplier Portal in support of the eMarketplace.
2. Procure to Pay (consisting at a minimum of the following):
   • requisitions;
   • purchase orders; and
   • receipts.
3. Automated Invoice Solution (consisting at a minimum of the following):
   • acceptance of electronic invoice files;
   • Purchase Order flip and invoice entry through the Supplier Portal; and
   • intelligent data capture/ invoice scanning solution.
5. Electronic Solution for Requests for Proposals (RFP), Requests for Quotes (“RFQ”), and Requests for Information(“RFI”), etc.
6. Integrated Reporting and Analytics.

CUNY anticipates the eProcurement modules to be implemented in three distinct phases:

• Phase 1: eMarketplace; Automated Invoice Solution; and Integrated Reporting and Analytics.
• Phase 2: Procure to Pay Process; Contract Management and Searchable Contract Repository; and enhanced Integrated Reporting and Analytics.
• Phase 3: Electronic Solution for Requests for Proposals (RFP), Requests for
The successful implementation of the eMarketplace is the foundational priority for the eProcurement solution. The eMarketplace will provide an ecommerce shopping experience to authorized users and allow transactions to be processed within the solution. Users will have access to multiple CUNY contracts to quickly request and manage their order of goods and/or services from approved vendors. The eMarketplace will be implemented across the University and will: (1) drive end-user spending to negotiated contracts while allowing all CUNY end-users to pay the same price for goods and services, (2) decrease the operational time necessary to process certain requests, (3) reduce the paper-based transactions between the CUNY finance staff and the vendor community with the goal to eliminate redundancy and reduce operational purchasing and accounts payable processing cycle times, and (4) provide enhanced purchasing data to negotiate future contracts containing advantageous terms to the University.

With a successful implementation of the eProcurement solution, the University projects an estimated OTPS savings of at least $2,500,000 in the first year of the contract, which would grow to an estimated $6,500,000 in year 5 of the agreement. Colleges will also realize additional productivity savings, as the automation of purchasing and accounts payable functions will allow campuses to re-purpose existing personnel to vacant positions, as well as negate the need to backfill for attrition in these areas. After projected OTPS and personnel efficiencies are accounted for, and are netted against annual contract costs, the University expects to generate savings in each year of the contract, with the estimated total projected savings being $8.3M at the end of year 5.

With the implementation of the eProcurement solution across the colleges, the following benefits can be realized: i) provides a structured and automated approach to procurement; ii) streamlines and standardizes the procurement process across the colleges; iii) increases internal compliance with policies and procedures and external compliance with suppliers; iv) eliminates confusion, enhances collaboration and improves control; v) provides full spend visibility; and vi) reduces spend through improved spend control.

*Chairperson Thompson, Jr. asked for a vote. Cal. No. 3.D. was unanimously adopted.*
4. COMMITTEE ON ACADEMIC POLICY, PROGRAMS, AND RESEARCH:
Chairperson Thompson, Jr. reported that at the June 8, 2020 meeting of the Committee on Academic Policy, Programs, and Research, the Committee approved the following resolutions, and Trustee Jill O’Donnell-Tormey recommended their approval by the Board.

Moved by Chairperson Thompson, Jr. and seconded by Trustee O’Donnell-Tormey, the following resolution was presented and opened for discussion:

A. Hostos Community College - Establish a Program In Computer Science Leading to the Degree of Associate in Science:

WHEREAS, Computer science represents an unusually broad, remarkably well-compensated set of new and emerging occupational areas, offering a wide array of employment opportunities in New York due to the shortage of qualified workers, and these occupations rank among the fastest growing professional employment opportunities in New York City, with the NYC Department of Labor estimating overall growth in computer science and allied fields at 10 percent to 20 percent by 2028 and higher projections for selected categories of specialization; and

WHEREAS, As demonstrated by numerous studies by the Census Bureau and the National Science Foundation, the abundant professional opportunities in the world of computer science have not reached underrepresented minority students, particularly those in the African American, Hispanic, and Native American communities; and

WHEREAS, Hostos Community College’s (“Hostos” or the “College”) mission is to provide that access to computer science opportunities and is committed to this new computer science program, as the College is confident that there are strong synergies between its proposed program and its already existing majors in mathematics, engineering, and digital game design; and

WHEREAS, The proposed program will impart the broad knowledge and experience related to computer systems and technologies, strong problem-solving and analytical skills, and good interpersonal skills that are highly sought by employers, while leveraging career planning and incorporating into this new program the College’s existing training courses for industry certifications in its Workforce Division; and

WHEREAS, Hostos anticipates movement of current students from allied fields such as mathematics and engineering into the computer science major once it is implemented, and the College will recruit new students into the major as they enter the school, and Hostos’ current faculty have an abundance of experience in teaching these computer science courses, and the College is currently conducting three faculty searches in the department, one of which will be focused on computer science; current computer lab
RESOLVED, That the proposed program in Computer Science at Hostos Community College and leading to the Associate of Science degree, 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 June 30, 2020, 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 the computer sciences allowing them to develop the necessary skills for academic and professional advancement in the area, while ensuring equity and access to this vital and growing professional field.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 4.A. was unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Brian Obergfell, the following resolution was presented and opened for discussion:

B. Queens College - Establish a Program in Taxation Leading to the Master of Science Degree:

WHEREAS, Over the past few years Queens College has received many requests from students interested in a Master of Science in Taxation program, and after careful canvassing of both students and accounting professors, it is clear that there is sufficient support for such a program at Queens College, especially a program that responds to the educational and professional needs of Queens College students, and others in the region, as well as to the needs of employers responding to such innovations as the current Tax Reform Bill; and

WHEREAS, According the U.S. Bureau of Labor Statistics, the need for tax accountants is expected to grow 6 percent from 2018 to 2028, and in June, 2019, Glassdoor studied millions of employee written reviews and found that ‘tax manager’ has the strongest career opportunities rating, with a median base salary of $112,021, and job openings on the Glassdoor platform of more than 4,803 alone, the highest of any other group, demonstrating a bright future for tax professionals and the increased need for the MS in Taxation program at Queens College; and

WHEREAS, Currently, Baruch College is the only college within The City University of New York (“University”) offering an MS in Taxation, which serves a different population that is more focused on the legal issues and policies surrounding taxation; however, the MS in Taxation program at Queens College will attend to practical work place issues
such as corporate tax strategy, merger and acquisitions, ethics, tax provisions, returns preparation and data analytics; and

WHEREAS, All classes in the proposed Queens College program will be taught by fulltime or part-time faculty who are senior-level industry tax practitioners already on staff at the Queens College, which means that there will not be a need for additional hires at the outset of such program, and existing laboratory and library resources are also sufficient to support the introduction and development of such program; and

WHEREAS, Queens College has large Accounting and Economics Departments with students seeking formal graduate training in programs that can both satisfy professional educational requirements and enhance their opportunities for accelerated career advancement; and

WHEREAS, This program will serve not only Queens College students but students from Long Island and other colleges within the University in the area, enabling Queens College to build a strong program that leverages existing faculty and curriculum, enrolls a significant number of underserved students, enhances career opportunities, and fulfills the demographic needs of the region; now therefore be it

RESOLVED, That the proposed program in Taxation at Queens College leading to the Master of Science degree, 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 June 30, 2020, subject to financial ability.

EXPLANATION: The proposed program will serve the University’s mission to prepare students for the future of work in the 21st century by allowing them to develop the critical skills in taxation and taxation management that align with the changing tax codes, as well as advanced skills that are highly valued by a growing industry and competitive labor market.

*Chairperson Thompson, Jr. asked for a vote. Cal. No. 4.B. was unanimously adopted.*
Moved by Chairperson Thompson, Jr. and seconded by Trustee O’Donnell-Tormey, the following resolution was presented and opened for discussion:

C. Graduate School and University Center - Establish a Program in Health Information Management Leading to the Master of Science Degree at The City University of New York School of Professional Studies:

WHEREAS, The health information profession has made a rapid transition from a paper-based record management discipline to an industry that mandates well-educated professionals in informatics and health information services requiring specialized skills necessary to utilize electronic data necessary for the delivery of health care that is of high quality and efficiently provided, and the need for Health Information Management (or “HIM”) professionals to take a leadership role in moving the healthcare industry to a fully electronic entity has been cited by the Office of National Coordinator for Health Information Technology; and

WHEREAS, Health Information Management professionals must have the body of knowledge and practice to ensure the completeness, availability, accuracy, and integrity of health information to facilitate real-time health care delivery and critical health-related decision-making for multiple purposes across diverse organizations, settings, and disciplines, while keeping pace with changes in the HIM industry and the broader healthcare ecosystem; and

WHEREAS, The proposed MS in Health Information Management will be an interdisciplinary academic program at the intersection of computer and information science and technology, health services administration; and

WHEREAS, The addition of the MS in Health Information Management will build on the success of the School for Professional Studies’ (“SPS”) Baccalaureate program; and

WHEREAS, With over 250 students currently enrolled in the SPS Baccalaureate program, which is designed to prepare individuals to become information management professionals who can work proficiently with clinicians and health services administrators to develop clear and effective health information strategies for their health care organizations, as well as carry out these strategies using a variety of applications; and

WHEREAS, In addition to learning the technical aspects of health care data and information management, students will learn how to develop strong management skills crucial for planning, designing, implementing, and evaluating a variety of system-wide health information systems, including electronic health records, clinical-decision support systems, and computerized provider order entry systems, while preparing individuals for managerial, supervisory, and executive roles as well as other leadership positions in
health information systems and organization; and

WHEREAS, The proposed MS in Health Information Management degree will be accredited by the Commission on Accreditation for Health Informatics and Information Management Education (“CAHIIM”), which is an accrediting body that has an international reputation for excellence and it is best known as a marker of a great HIM education, one that employers and students alike look for when searching for programs; and

WHEREAS, Faculty who will teach in the proposed program will include full-time faculty within The City University of New York (the “University”), as well as adjunct faculty in areas related to Health Information Management, and practitioners teaching in the capstone course will directly align practicum content with course readings, structure, and preparation, and the proposed program will also leverage SPS’s Faculty Peer Mentoring Program (“FPMP”) for instructors hired to teach in the program online; now therefore be it

RESOLVED, That the proposed program in Health Information Management (or “HIM”) at The City University of New York School of Professional Studies at The Graduate School and University Center leading to the Master of Science degree, 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 Education Department, effective June 30, 2020, subject to financial ability.

EXPLANATION: The proposed program will serve the University’s mission to prepare students for the future of work in health care information management by allowing them to develop the necessary and marketable technical and leadership skills that are highly valued in an ever-evolving industry and consistently competitive labor market.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 4.C. was unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by Trustee O’Donnell-Tormey, the following resolution was presented and opened for discussion:

D. The City University of New York - Amend and Replace the Policy Guidelines for Centers, Institutes, Consortia, and Special Initiatives:

WHEREAS, In 1995, the Board of Trustees of The City University of New York (the “University”) adopted Policy 1.09, entitled Guidelines for Centers, Institutes, Consortia, and Special Initiatives at the City University of New York (the “Policy”), which Policy plays an important role in the University’s endeavors, organizing research, instruction, and training initiatives that do not operate under the established rules and regulations
that govern departments; and

WHEREAS, The University wishes to strengthen said Policy that governs these entities, and outline more specific processes related to the approval, financing, accountability and evaluation of those bodies; and

WHEREAS, The amended Policy provides that the creation of a new center at the University will require approval by the University’s President of the host college pursuant to local governance processes, and that the center is subject to the authority of the President; and that the creation of a new institute or consortium at the University will require approval at the campus and University levels pursuant to local governance processes, and these entities are subject to the authority of the Chancellor; and

WHEREAS, The amended Policy provides that centers, institutes, consortia and special initiatives must enrich and support the core mission of the University; and

WHEREAS, The amended Policy stipulates that centers, institutes, consortia and special initiatives must become fiscally self-sufficient through external fundraising, and that funding plans must specify how the entity will sustain its activities and operations, and that tax-levy funding, when provided, will be limited in duration and extent; and

WHEREAS, The amended Policy provides that centers, institutes, consortia and special initiatives must specify and enforce term limits for directors; and

WHEREAS, The amended Policy stipulates that centers, institutes, consortia and special initiatives must make annual reports publicly available, and must be evaluated every five (5) years; now therefore be it

RESOLVED, That the amendment to Policy 1.09, entitled Guidelines for Centers, Institutes, Consortia, and Special Initiatives at The City University of New York be approved effective June 30, 2020, effectively amending, replacing and codifying the same in the Manual of General Policy; and be it further

RESOLVED, That the Chancellor will implement the new approval, financing, accountability, and evaluation processes for these entities, and designing and implementing a mandatory recertification process to ensure that all existing centers, institutes, consortia and special initiatives meet important compliance milestones starting in Fall 2022.

EXPLANATION: The proposed revised Policy 1.09 will improve the policies and procedures that govern centers, institutes, consortia and special initiatives and will
ensure that these entities continue to enrich and support the core mission of the University.

POLICY GUIDELINES FOR CENTERS, INSTITUTES, CONSORTIA, AND SPECIAL INITIATIVES
AT THE CITY UNIVERSITY OF NEW YORK

In The City University of New York (the “University”)--as in most institutions of higher education--the normal locus for instruction and research is the academic department. Additional instruction, including continuing education programs and experiential learning, can be delivered through centers, institutes, consortia, and special initiatives. These organizations play an important role in the University’s endeavors by meeting needs which fall outside the customary domains of academic departments. Since these organized research, instruction, and training initiatives do not operate under the established rules and regulations which govern departments, it is desirable and even necessary to set policy guidelines to provide for their orderly administration.

Centers, institutes, consortia, and special initiatives should supplement, not supplant, activities of academic and administrative departments. They may offer more opportunities for organized research for the benefit of faculty, students, and communities surrounding the colleges. Consequently, these entities are prohibited from duplicating functions of, or exercising routine prerogatives of, academic and administrative departments. In particular, they are not to be viewed as alternate routes to faculty appointments. Specifically, centers, institutes, consortia, and special initiatives and the attendant personnel are explicitly debarred from: (1) offering regular courses, (2) conferring degrees, (3) appointing faculty membersthrough their agency alone or without adequate faculty consultation, and (4) conferring tenure or providing certificates of continuous employment.

Organized research, training and instruction, and service units are expected to operate with substantial external support to advance the mission of the University beyond what is possible to accomplish through the basic institutional budget. While tax-levy support, direct or indirect, for centers, institutes, consortia and special initiatives is not prohibited, it should be viewed as an aid to developing external support, when available, and never as a guarantee. If available and provided, tax-levy support from the University is usually, but not always, limited in duration and extent.

Centers, institutes, consortia, and other special initiatives carry out their diverse missions in a multitude of ways. Funding comes from the federal, State, and City governments, and private foundations.

Recognizing that the terms “center” and “institute” are used by many inside and outside the University to denote a variety of entities, this policy distinguishes between the title by which an entity is known and its designation by the college and/or the University, as the case may be, pursuant to this policy. For the purposes of this policy, a center is a single-campus entity and institutes and consortia are multi-campus entities. A center is subject to the direct authority of the president of its host college. Institutes and consortia are subject to the direct authority of the Chancellor, although each consortium is administered by an advisory board. As part of the University, all centers, institutes and consortia are subject to the ultimate authority of the Board of Trustees.

A center, institute, consortium, or a special initiative of the University is an organizational entity other than an academic, continuing education, or administrative department, conducting
research, instruction, training, service, or other activity which--by its nature, methods of operation, or sources of funding--requires recognition as an entity outside regular structures. The purposes of centers, institutes, consortia and special initiatives may be described as follows:

- **Research:** Centers, institutes, and consortia are vehicles for interdisciplinary research, thematic research that unites sub-disciplines within an academic discipline, or special projects of limited duration.

- **Training and Instruction:** Groups whose educations do not fall within the academic curriculum or continuing education programs of the University and are not applicable towards a degree can be brought together in campus-based centers or University-wide institutes that offer non-credit instruction that is more narrowly focused or of shorter duration than the customary curriculum.

- **Service to the Surrounding Community:** It is appropriate for the University or a campus to offer non-instructional services to the outside community, including government, based on its expertise in academic disciplines.

Regardless of its actual title or name, each such entity must be formally designated as one of the mutually exclusive types described in Section 2 of this policy and follow all approval, financing, and accountability requirements, for that designation. The Office of Academic Affairs will maintain a current list of all approved entities with their formal designation and will make this list publicly available via a central web-based repository.

2 Definitions

**Centers**

A center is an organized unit of a single college of the University whose mission is to sponsor, coordinate, and promote research, training, instruction, and/or service, in order to enrich and support the core mission of the college. Centers shall not duplicate or substantially compete with the mission of University-wide institutes, consortia, or special initiatives.

**Institutes**

An institute is an organized unit of the University staffed, supported, and governed by multiple colleges of the University, and/or the central office, under the leadership of a primary college and/or the central office, whose mission is (i) to sponsor, coordinate, and promote research, training, instruction, and/or service and (ii) to enhance by collaboration the University's strength in specific areas, in order to enrich and support the core mission of the University. New institutes shall not duplicate, substantially overlap with, or subsume the mission of existing institutes, consortia, or special initiatives.

**Consortia**

A consortium is an organized unit of the University formed by several colleges, institutes and/or centers, whose mission is to coordinate the efforts of its individual components and in which no single component leads. New consortia shall not duplicate, substantially overlap, or subsume the mission of existing institutes, consortia, or special initiatives.

**Special Initiatives**
Occasionally, the University has a special opportunity or is specially requested to serve the City, State, or nation in projects which do not fall within any of the above categories. The University may then initiate an activity it hopes will grow into a center or institute or which may remain limited in duration and scope. Such projects are called University special initiatives, and—with their form and function cannot be fully anticipated in sufficient detail to provide specific regulations for their conduct—by recognizing the possibility of these endeavors in this policy the Board of Trustees of the University indicates, in general terms, its support of special initiatives and affirms the legitimacy of their role in University affairs.

3 Approval Processes

Centers

A proposal to create a new center at a college requires approval by the president of the college. Each college shall follow any applicable local approval process for creation of new centers consistent with its established governance plan. The process should include a recommendation from the college governance body.

By the end of the second week of October each year, colleges shall inform the Office of Academic Affairs of the intention to create new centers (colleges shall submit a letter of intention as well as all supporting documents, including the proposal, that are in the governance pipeline) and/or shall inform the Office of Academic Affairs if centers have been formally approved (college shall submit a letter certifying approval by the college governance body and all supporting documents, including the proposal). Letters of intent, letters of certification, and supporting materials regarding new centers will incorporate:

i. A strategic plan for the proposed center that includes:
   o A mission statement
   o A plan of operations
   o An assessment plan
   o A funding plan that specifies how the center will sustain its activities and operations

ii. A justification for the creation of the center—including local, regional, and national significance of the contributions the center is intended to make—as well as its relationship, if any, to existing centers and institutes at the University and within the City and State of New York

iii. Assurance that the center does not duplicate, substantially overlap, or subsume the mission of existing centers, institutes, consortia, or special initiatives except when the explicit purpose of establishing the center is to replace existing structures

A staffing plan for the center, with which the college president formally concurs, that includes an organizational chart, curriculum vitae of proposed staff members, and letters of endorsement from individuals and organizations outside the University. Directors will be appointed for five-year terms, except that directors who are subject to annual reappointments in their underlying CUNY job title and are not reappointed in that title will no longer serve as directors upon their separation from employment. Unless directly specified by college governance rules, directors of centers will serve a maximum of two five-year terms. Additional five-year terms may be requested by a letter from the college president explaining the rationale for the request. All directors should be evaluated every three years with respect to their service as director, but shall also be subject to the applicable evaluation provisions of the PSC/CUNY collective bargaining agreement.

iv. 
Institutes

A proposal to create a new institute at the University requires approvals at the college and University levels. Participating colleges will determine the process by which individual college approval is conferred, but the process should include approval of the college’s governance bodies and substantial consultation with faculty. At the University level, the process will consist of the following elements:

a) The participating colleges shall provide to the Office of Academic Affairs a proposal that incorporates:
   
i. A strategic plan for the proposed institute that includes:
      o Designation of a primary college and the basis for participation by other campuses, as well as the structure of any advisory board and/or steering committee. (Some institutes may be dual reporting entities, reporting both to the college president where the institute is located and to the Chancellor.
      o A mission statement
      o A plan of operations
      o An assessment plan
      o A funding plan for the institute that specifies how the institute will sustain its activities and operations
   
ii. Letters of support from all participating presidents
   
iii. A justification for the creation of the institute—including local, regional, and national significance of the contributions the institute is intended to make—as well as its relationship, if any, to existing centers and institutes at the University and within the City and State of New York.
   
iv. Assurance that the institute does not duplicate, substantially overlap, or subsume the mission of existing centers, institutes, consortia, or special initiatives except when the explicit purpose of establishing the institute is to replace existing structures.

v. A staffing plan, for the institute, with which the president of the primary college formally concurs, that includes an organizational chart, curriculum vitae of proposed staff members, and letters of endorsement from individuals and organizations outside the University. Directors will be appointed for terms of five years, except that directors who are subject to annual reappointments in their underlying CUNY job title and are not reappointed in that title will no longer serve as directors upon their separation from employment. Unless directly specified by college governance rules, directors of institutes will serve a maximum of two five-year terms. Additional five-year terms may be requested by a letter from the college president explaining the rationale for the request. All directors should be evaluated every three years with respect to their service as director, but shall also be subject to the applicable evaluation provisions of the PSC/CUNY collective bargaining agreement.

b) The Office of Academic Affairs will review the proposal and make recommendations to the Chancellor on the approval or disapproval of the proposed institute.

Consortia

A proposal to establish a new consortium at the University will require approvals at the University level. The process will consist of the following elements:
a) The participating colleges shall provide to the Office of Academic Affairs a proposal incorporating:

i. A strategic plan for the proposed consortium that includes:
   o A description of the management structure, including the membership of the advisory board.
   o A mission statement
   o A plan of operations
   o An assessment plan
   o A funding plan for the consortium that specified how the consortium will sustain its activities and operations

ii. Letters of support from the presidents of all participating colleges

iii. A justification for the establishment of the consortium—including local, regional, and national significance of the contributions the consortium is intended to make—as well as its relationship to existing institutes and centers at the University and within the City and State of New York.

iv. Assurance that the proposed consortium does not duplicate, substantially overlap, or subsume the mission of an existing institute, consortium, or special initiative.

v. A staffing plan for the consortium, with which the presidents of the participating colleges formally concur, that includes an organizational chart, curriculum vitae of proposed staff members, and letters of endorsement from individuals and organizations outside the University. Directors will be appointed for terms of five years, except that directors who are subject to annual reappointments in their underlying CUNY job title and are not reappointed in that title will no longer serve as directors upon their separation from employment. Unless directly specified by college governance rules, directors of consortia will serve a maximum of two five-year terms. Additional five-year terms may be requested by a letter from the college presidents explaining the rationale for the request. All directors should be evaluated every three years with respect to their service as director, but shall also be subject to the applicable evaluation provisions of the PSC/CUNY collective bargaining agreement.

b) The Office of Academic Affairs will review the proposal and make recommendations to the Chancellor on the approval or disapproval of the proposed consortium.

Special Initiatives

Since the exact form of special initiatives cannot be anticipated, it shall be left to the Chancellor to bring them to the attention of the Board of Trustees in a manner appropriate to their structure, function, and financial requirements. However, since the structure of special initiatives is not specified in advance, it is important that special care be taken to ensure that special initiatives adhere strictly to the limitations made explicit in this policy.

4 Financial and Other Matters

4.1 Financing

Centers

Centers, as college-based entities will generally be funded through a combination of external sponsored program funds and college-based support. It is University policy that direct or indirect
tax-levy support for centers should be limited in extent and duration so that it does not constitute a burden on the instructional budget of colleges. While occasional central tax-levy support for college-based centers is allowed, as a rule colleges should expect to support centers within their own budgets, from sponsored programs, and with external fundraising where appropriate. Centers shall also hire staff through the college’s established hiring processes for faculty and staff and enforce term limits (a maximum of two five-year terms) for directors.

Institutes and Consortia

Given the anticipated scale of their operations and the magnitude of institutional commitments they carry, institutes and consortia are appropriate loci for major investments of tax-levy monies. The University expects that institutions and consortia will aim to become fiscally self-sufficient through external fundraising and that tax-levy support, when provided, will be limited in duration and extent and over time matched by substantial amounts of non-tax-levy monies. Proposals for the creation of new institutes or consortia shall include in their documentation a fiscal plan indicating the need for matching funds and a timetable for attaining all funding goals.

4.2 University Policies

As part of the University, all centers, institutes and consortia and their staff are subject to the policies and procedures of the University, and the colleges as applicable, including without limitation the University’s policies on naming, procurement, property management, use of computer resources, sexual misconduct, workplace violence, and contract signing authority.

4.3 Fundraising

Centers, institutes and consortia are expected and encouraged to seek sources of non-tax-levy funds. Consistent with the University’s Foundation Guidelines, these entities should work with their affiliated college foundations when seeking donations and other general program support from individuals and entities, rather than setting up a separate fundraising entity.

4.4 Sponsored Programs and Grants

As with academic departments and other parts of the University, the Research Foundation of The City University of New York shall administer research grants and sponsored project funding for centers, institutes and consortia.

5 Accountability

5.1 Centers, Institutes and Consortia

At the end of each fiscal year, the colleges (for centers and institutes), and advisory boards (for consortia), shall make publicly available via the colleges’ websites and a central online repository created by the Office of Academic Affairs, for informational purposes, a report from each center, institute, and consortium. The report shall contain:

a) The mission of the center, institute, or consortium
b) The college president’s attestation of the continuing value of the center or institute, or the attestation of the consortium’s advisory board of the continuing value of the consortium, and the role of the center, institute, or consortium in enriching and supporting the core mission of the college or the University.
c) The director’s statement of the center’s, institute’s or consortium’s current progress
d) The center’s, institute’s or consortium’s staffing plan, with which the participating college presidents formally concur, and a report regarding the status of directors, given their term limits

e) A description of current and projected activities

f) A current and projected budget including individual project budgets, a tax-levy budget showing expenditures of these funds, a chart indicating the sources of staff and faculty salaries, and a plan that specifies how the center, institute, or consortium will aim to sustain its activities and operations

If, on the basis of the published report, questions arise concerning the viability, governance, or mandate of a specific center, institute, or consortium, the Office of the Executive Vice Chancellor for Academic Affairs will seek clarification from the president of the appropriate college (for centers or institutes) or the advisory board (for consortia).

5.2 Special Initiatives

The Chancellor shall from time to time as deemed appropriate or at the request of the Board of Trustees report to the Board on the status and progress of special initiatives.

6 Evaluation

Centers, institutes and consortia shall be evaluated every five years. The University will assess the success of the center, institute or consortium in meeting its stated goals, including the effectiveness of the entity, if appropriate, as a University-wide entity. The college presidents, regarding centers and institutes at their colleges, and the advisory boards of consortia, shall coordinate the evaluation process per the entity’s existing assessment plan. The evaluation shall include a self-evaluation report and a report by at least two outside evaluators along with a summary of financial support and investments and progress toward fiscal self-sufficiency, which shall be given substantial weight in the evaluation. Continuation of University-level support of an institute or consortium will be dependent on successful achievement and reasonable progress toward an appropriate level of non-tax-levy support. Evaluation reports shall be submitted to the Office of the Executive Vice Chancellor for Academic Affairs, which shall prepare a summary of the evaluations and submit it to the Chancellor for review and appropriate action.

The Chancellor shall report on the creation and approval of all new Institutes, Consortia and Special Initiatives to the Committee on Academic Policy, Programs and Research annually.

[Board of Trustees Meeting - February 27, 1995]

Trustee Berger expressed concern regarding a provision of the current Bylaws that require that the establishment of an institute be reviewed and approved by the Trustees before it is commenced. He also stated that the proposed Bylaws amend that to take that power away from the Trustees which is very important. He noted that last year when the members of the Committee on Faculty, Staff and Administration was presented a center as an informational item, the Trustees considered that although that was not required at the time by the Bylaws and in the discussion of that it became clear that what
was being presented as a center was actually being more conceived as an institute. The Trustees’ involvement was helpful and actually led to a better result. He further noted that he was going to oppose because he do not think that the Trustees should relinquish their power to review at least the establishment of institutes before they commence.

Trustees Ferrer, Shorter, and Cortés-Vázquez also noted that they will join Trustee Berger in his opposition.

Vice Chairperson Barry Schwartz stated, “If we all look at the fifth paragraph of what's proposed which is left over from what was Policy 1.09 in 1995 which is the last time it was reviewed, the sentence says as part of the University all centers, institutes, and consortia are subject to the ultimate authority of the Board of Trustees. That was there in 1995 and that's there today in 2020. What's different today is that the people who are aware of what centers should do will be responsible for evaluating those centers, for monitoring those centers, and for reporting to us through the Committee every single year. Those various centers, consortia or institutes that don't do what they’re supposed to do or are just hanging around will be abolished. That effort will be done by the Chancellery as it should be. In the past, what has happened under Policy 1.09 is that centers have been presented to the Committee as an informational item only and there it stopped. The Board never considered anything about centers and heard nothing more about it. The Board will now hear something more about it in the annual report from the Chancellery. As for institutes and consortia, they were contained in the old Chancellor's Report. As far as I know, not an institute or a consortia was ever reviewed or discussed by the Board because it was contained in the old Chancellor's Report which we reviewed and approved without ever having read it. That's all changed now. Now the people who are mindful of what centers are to do, what institutes can do, and the consortia may do are wholly responsible for them. Our role is limited to that one line that says they are subject to the ultimate authority of the Board of Trustees. The authority we had in 1995 and the authority we keep today. I am quite supportive of this. I think the Chancellor as well as the University Provost have done terrific work on behalf of the University to clean up this otherwise messy situation and it's now in the hands of where it should be and ultimately subject to our authority.”

Trustee Berger responded, “The current Bylaws and the approval process require the approval of institutes before they commence. We are being presented with a proposal that limits our approval to post-hoc review—review after they’ve already been operating—and I'm concerned that once something is established it's much harder to make it better or make it work better. I think we should retain our authority to approve institutes which cut across campuses before they commence. That's why I'll be voting no.”

Vice Chairperson Schwartz restated, “We're not giving up the authority. The approval that we had in the past we exercised by approving a proposal which we never reviewed. That's been the practice. The practice under this proposed resolution will change. Just the way it should change. We keep our authority and the people who are responsible and accountable for the creation of centers, institutes and
consortia will be held to be responsible and will be held accountable by providing us with an evaluation every single year. I support this resolution.”

**Trustee Berger made a motion to table the resolution by postponing the approval of Cal. No. 4.D., giving the Board of Trustees the additional opportunity for further review of the policy prior to their next meeting. Chairperson Thompson, Jr. seconded, and following discussion, the motion was passed.**

**Chairperson Thompson, Jr. asked for a vote. Cal. No. 4.D. was postponed.**

Moved by Chairperson Thompson, Jr. and seconded by Trustee Berger, the following resolution was presented and opened for discussion:

**E. The City University of New York - Approve the Policy for the Use of Credit For Prior Learning:**

WHEREAS, The City University of New York (the “University”) is an integrated institution of higher learning with many significant academic policies that are University-wide and have system-wide academic standards that reconfirm its commitment to assisting nontraditional, adult degree-seeking students to resume and complete their undergraduate degree; and

WHEREAS, The University has already been recognized as a veterans-friendly institution that recognizes that knowledge worthy of collegiate credit is acquired both within formal educational settings and in the community at large; and

WHEREAS, Research has shown that non-traditional students who are awarded credit for prior learning not only complete their undergraduate degree more quickly and at a higher rate but also perform better academically in their college coursework; and

WHEREAS, Both the examinations used to assess prior learning, as well as the grading systems thereof, are normally designed by college faculty; and

WHEREAS, In the United States the awarding of college credit for knowledge validated through specific standardized examinations administered by recognized authorities is a national norm; and

WHEREAS, In the United States the awarding of college credit for non-credit educational and training programs that have been evaluated by recognized and highly reputable organizations is also a national norm; and
WHEREAS, Significant consultation with various faculty bodies as well as campus administrators who work with non-traditional populations have helped to inform this policy and implementation plan; and

WHEREAS, The initiative to recognize credit for prior learning began long before COVID-19 pandemic, but the pandemic has emphasized the relevance that credit for prior learning plays in the University’s mission of access and opportunity for underrepresented students, by recognizing learning that occurs in places other than traditional classroom instruction and providing opportunities for students to earn credit and pursue their degrees in a timely fashion; now therefore be it

RESOLVED, That The City University of New York will immediately adopt University-wide policies and implementation guidelines including transfer guidelines, to be applied in instances where credits are applicable to the student’s specific degree program, for both specific courses as well as free elective credit as appropriate, for the awarding of college credit for knowledge gained through nationally recognized standardized examinations designed primarily by college professors, with universally acceptable scores, in consultation with appropriate faculty bodies; and be it further

RESOLVED, That each University College and School, based on their specific program profile, will begin awarding credit for non-credit coursework reviewed by a nationally recognized evaluator within the next eighteen months. Colleges and Schools will develop clear, complete, accurate and continuously updated communication strategies for sharing these opportunities with their students. These policies and guidelines, which shall be adhered to and implemented by all University institutions, will include provisions for oversight and periodic evaluation to protect the integrity and credibility of this program and academic credit; and be it further

RESOLVED, That the Policy for the Use of Credit for Prior Learning shall be effective on June 30, 2020; and be it further

RESOLVED, That the Policy for the Use of Credit for Prior Learning shall be codified in the Manual of General Policy as Policy 1.21 and cannot be overwritten by any individual units of the University, including presidents, provosts, or college councils.

EXPLANATION: A core feature of the University’s mission is to provide opportunities to lift all citizens of New York City, both economically and intellectually. By implementing this comprehensive and sweeping credit for prior learning policy, the University acknowledges that college level learning also occurs outside of traditional classrooms and recognizes that non-traditional paths that lead people, many from underrepresented communities, to CUNY are worthy of assessment for credit toward degree completion.
Policy for the Use of Credit for Prior Learning

1) PREAMBLE

The City University of New York recognizes the value of prior learning in the achievement of academic goals and acknowledges a student’s right to clear and concise information concerning how Prior Learning Credit (PLA Credit) might help them meet their full potential. As such, it is the University’s policy that a student’s college level learning shall be evaluated for college credit at the student’s request.

Through this policy, the University accepts the following educational principles:

1. Learning occurs both within formal educational settings and outside the classroom. Recognizing all learning as valuable supports diverse pathways to degree attainment.
2. The criteria for evaluation of such learning should take into consideration the educational goals which are identified by the student, as well as institutional and CUNY requirements.
3. Evaluation of prior learning should provide substantive information about the knowledge and competencies, the individual possesses.

To this end, the University’s Minimum PLA Credit standards shall be based on the following criteria:

1. The prior learning shall be assessed in accordance with national standards and best practices for college level credit.
2. Prior learning shall be assessed and awarded through challenge exams, standardized testing, the recommendations of nationally recognized non-collegiate credit evaluators and portfolio evaluation.
3. The credits earned through accepted PLA credit methods shall be treated equally in their application towards degrees and use in course equivalencies as that of credit bearing college courses.
4. The PLA Credit granted shall be accepted as transfer credit by all of the CUNY colleges. The college doing the original assessment will evaluate the knowledge, preferably as course equivalents but certainly as general elective credit. Any subsequent college will accept the credits as a transfer course but may convert general elective credit to a course. No college, however, may convert to elective credit a PLA exam or course assessed by another institution as a course equivalent.
5. The knowledge and skills being assessed shall fulfill degree requirements. If the assessment does not apply to unfulfilled general education, major requirements or electives, the college does not have to accept the credits toward the degree. It must fulfill a degree requirement.

And the University’s award of credit through acceptable PLA Credit methodologies will be as follows:

1. Credit shall be awarded by all colleges and schools at CUNY.
2. Credit shall be awarded when they apply towards degree requirements (major, general education or electives).
3. Since PLA Credit is viewed as a form of transfer credit, it shall not be utilized to fulfill institutional residency requirements. Students will be required to complete successfully the minimum number of credits in coursework offered by the college or school awarding their degree.
4. The cost of assessing student learning for PLA Credit shall be standardized across all CUNY colleges as determined by the Chancellor or designee and approved by the Board of Trustees.

2) PURPOSE
The *Policy for the Use of Credit for Prior Learning* will establish university-wide policy for awarding credit for college level learning acquired through
1. degree- and non-degree granting institutions;
2. university and college based continuing education programs;
3. professional and military training;
4. work and life experiences; and
5. other non-collegiate opportunities for learning.

This policy will engage CUNY faculty in the clarification of credit equivalencies as they relate to the specific institution’s curriculum as well as the student’s selected program of study. Faculty and campus-based administrators will be invited to participate in the design of a student appeal process, in order to help ensure transparency and equity for students.

3) SCOPE, PROCEDURES AND TIMELINE

The *Policy for the Use of Credit for Prior Learning* applies to all colleges of The City University of New York. The Chancellor shall promulgate procedures as necessary to implement this policy. The awarding of credit for the various nationally recognized standardized examinations will be implemented immediately, but colleges and schools will be permitted to phase in the requirement of awarding credit for non-credit coursework as they establish campus-based procedures to do so and in alignment with university-wide standards and criteria that will be developed during the 2020/2021 academic year.

The awarding of credit via portfolio, while encouraged, remains voluntary at this time.

4) GUIDING PRINCIPLES FOR IMPLEMENTATION

The *Policy for the Use of Credit for Prior Learning* sets the principles, definitions, criteria and guidelines to assist institutional officials in validating learning achieved through non-traditional educational environments. In recognition of the need to evaluate learning acquired from other sources such as, but not limited to non-degree granting organizations, university and college-based continuing education programs, as well as professional and military training programs, the City University of New York will adopt the following principles, policies and implementation guidelines.

1. The University shall provide a systematic and comparable means through which students shall be awarded academic credit for prior learning.
2. CUNY policy shall assure the maintenance of uniform academic standards regarding the evaluation of prior learning and provide for uniform transfer of credit for prior learning between and among CUNY institutions.
3. These policies and practices will include provisions for oversight and periodic evaluation to protect the integrity and credibility of this program and academic credits.
4. Students eligible to receive credit for prior learning must be matriculated or be matriculating at the institution awarding the credit.
5. While general elective credit may be given, it should be understood that in the interest of accurate recognition of learning as well as being welcoming to adult students, every effort should be made to give credit for specific courses or disciplines in the college’s offerings. General elective credit should be given only when no other option is available.
6. Credits for demonstrated knowledge earned through any prior learning method do not fulfill the college’s or school’s residency requirements.
7. Credit for prior learning, must apply towards degree requirements and once recorded at a CUNY institution, is transferable to another CUNY institution on the same basis as if the credit had been earned through regular study at the awarding institution.
8. Institutions shall only award specific course credit for prior learning in disciplines in which they have faculty expertise, although general elective credit may be given for prior learning achieved outside the bounds of the institution’s collective expertise.

9. Institutions shall assign their own course title and number to the credit awarded and the neutral grades of CR (credit) shall be utilized to designate credit awarded for prior learning. Conventional letter grades shall not be used.

10. All awarded credit for prior learning shall be appropriately identified by source and method on the transcript by University-wide codes established by the University Registrar.

11. Credits assessed and awarded by one CUNY institution will transfer to every other CUNY institution. Applicability of the credit award at any subsequent college or school is dependent upon the requirements of the individual student’s program of study. Hence, credits awarded and applied at an institution may or may not, as is the case with all credits earned prior to enrolling at an institution, be they credit bearing courses or not, be applicable to the program of study at another institution, depending upon the student’s degree requirements and the number of elective credits in the program of study at the transfer institution.

5) APPROVED METHODS AND TOOLS FOR ASSESSING PRIOR LEARNING

CUNY institutions will award credit for prior learning by reviewing and validating the learning on an individual basis using recognized or approved tools and methods. While the Office of the Executive Vice Chancellor and University Provost will regularly promulgate the list of standardized examinations and national and international credentials, at this time the following nationally recognized methods shall be used for validating prior learning for the purposes of awarding credit:

A. Standardized Examinations – Nationally recognized examinations are used to validate prior learning from non-collegiate schools as well as independent learning. Examination scores, used to validate prior learning, must meet or exceed the minimums recommended by ACE for national examinations. Those minimums are: a four (on a seven-point scale) in the Higher-Level course in the International Baccalaureate Organization Diploma Program, and a grade level of C or better for locally developed examinations that validate non-technical coursework. Cutoff scores for locally developed and administered advanced standing examinations shall be established. If a student achieves the score listed on an AP, AICE, IB, DSST, DLPT, or CLEP exam, CUNY institutions shall award credit even if they do not offer the subject area.

1. Credit by examination may not duplicate credit previously earned through non-collegiate courses, examinations or through postsecondary courses in which a transferrable grade has been earned.
2. If an exam is not listed, the awarding of credit is at the discretion of the institution.
3. Institutions may not award credit for scores below those listed.
4. Credit for prior learning, once recorded at a CUNY institution, is transferable on the same basis as if the credit had been earned through regular study at the awarding institution.
5. For purposes of quality control and consistency across the university, no college may award credit for any scored or graded PLA tool when a student earns less than the published score or grade.

Below is the list of approved standardized examinations by this policy.

1. Advanced Placement (AP). Advanced Placement exams are curriculum-based, and generally are taken after students complete the corresponding Advanced Placement course in high school. Advanced Placement courses are challenging, college-level courses that are designed to parallel typical lower-level undergraduate courses. Exams
are developed by committees of college and secondary faculty and are given to test groups of students in actual college courses to determine appropriate passing scores. More information about Advanced Placement, including descriptions of courses and sample examination questions, is available at http://apcentral.collegeboard.com/apc/Controller.jpf. The CUNY Board of Trustees adopted a policy in 2017, that all undergraduate colleges and schools at the University shall grant course credit for advanced placement courses offered in secondary schools provided the student scores 3 or above on the advanced placement test. (BTM Policy 1.071 Advanced Placement)

2. **Advanced International Certificate of Education Program (AICE).** The AICE program is an international, advanced secondary curriculum and assessment program equivalent to the British system of “A-Levels.” AS-Level courses are comprised of curricula lasting one academic year. A-Level courses encompass all AS-Level curriculum as well as additional topics. A-Level coursework is completed over two academic years. Information about the program, including course syllabi, can be found on-line at http://www.cie.org.uk/countries/usa. Credits shall be awarded for grades of E or better (US equivalent of C or better).

3. **DSST (DANTES).** The DSST exams, unlike Advanced Placement, are not built around curricula, but rather are designed to test students’ knowledge on a variety of college-level subjects, regardless of where they may have learned the material. Exams are developed by committees of college faculty. More information about DSSTs, including descriptions of test content and sample examination questions, is available at http://www.getcollegecredit.com/. Credits shall be awarded for minimum score of 400 on Criterion Referenced test or 45 on Norm Referenced test.

4. **Defense Language Proficiency Test (DLPT).** As part of the Army Training and Doctrine Command, the Defense Language Institute Foreign Language Center (http://www.dliflc.edu/) provides resident instruction at the Presidio of Monterey in two dozen languages, five days a week, seven hours per day, with two to three hours of homework each night. Courses last from 26 to 64 weeks, depending on the difficulty of the language. DLIFLC is a multi-service school for active and reserve components, foreign military students, and civilian personnel working in the federal government and various law enforcement agencies. To attend DLIFLC one must be a member of the Armed Forces or be sponsored by a government agency. DLIFLC students are taught by approximately 1,800 highly educated instructors, 98 percent of whom are native speakers of the languages they teach. Aside from classroom instruction, faculty also write course materials, design tests called the Defense Language Proficiency Test, and conduct research and analysis. Credits shall be awarded for minimum score of 3.

5. **College Level Examination Program (CLEP).** The College-Level Examination Program, unlike Advanced Placement, is not built around a curriculum, but rather is designed to test students’ knowledge on a variety of college-level subjects, regardless of where they may have learned the material. CLEP exams are developed by committees of college faculty who design questions based on what is typically covered in lower-level college courses and who set passing standards for the exams. More information about CLEP, including recent test information guides, can be found online at http://www.collegeboard.com/student/testing/clep/about.html. Credits shall be awarded for minimum score of 50.

6. **Higher Level courses in the International Baccalaureate (IB) Organization Diploma Program.** The International Baccalaureate program is a challenging curriculum offered in high schools around the world that is designed to prepare students for advanced work in many countries’ postsecondary systems. Many subjects have both Standard Level (SL) and Higher Level (HL) versions, which are taught over two academic years and typically
require additional specialized research or independent work. More information about the IB program is available at http://www.ibo.org/. The CUNY Board of Trustees adopted a policy in 2017, that all undergraduate colleges at the University will award 30 credits to students who have completed an International Baccalaureate (IB) diploma with a score of 30 or higher. Students who have completed an IB diploma with a score of 29 or less and students who did not complete a diploma will be guaranteed credit for higher-level IB exams with scores of “5” or better. The credit awarded will apply toward the overall number of credits required for graduation and in some cases toward major and general education requirements, as determined by each college. (BTM Policy 1.192 International Baccalaureate Transfer Credit Award)

While not mandatory, colleges may also opt to use Excelsior College Exams (UExcel) to award credit. All credits awarded via UExcel must transfer from one institution to another as with all other PLA credits. These examinations are developed by Excelsior College which was founded in 1971 by the New York State Board of Regents and was then known as the Regents External Degree Program. Excelsior College uses national committees of faculty consultants and national studies to assess how well their tests measure the performance of students in actual college courses. UExcel examinations are approved by the American Council on Education and Excelsior College itself is accredited by the Middle States Association of Colleges and Schools (MSACS). Credits shall be awarded for minimum grade of C. More detailed information about Excelsior College Examinations can be found on-line at the following sites:

- https://www.excelsior.edu/Excelsior_College/Excelsior_College_Examinations
- http://www.uexceltest.com/about-uexcel

B. Non-collegiate Credit Evaluators – Noncredit coursework taken within or outside the realm of degree granting institutions, such as in rigorous employer and military training and education programs or continuing education programs offered at universities and colleges, is evaluated by nationally recognized organizations who offer a recommended credit equivalency to degree granting institutions.

1. American Council on Education (ACE) Guide to Evaluation of Educational Experiences in the Armed Forces, National Guide to College Credit for Workforce Training, and ACE recommendations of college credit by examination, as well as ACE credit recommendations on the Joint Service Transcript, and other publications as recommended by ACE. When evaluating programs offered by the armed forces, the following military records shall be used by college academic departments to verify successful completion of military service, and military training courses:

   a. Army/American Council on Education Registry Transcript System ("AARTS").
   b. Sailor/Marine American Council on Education Registry Transcript ("SMART").
   c. Community College for the Air Force ("CCAF") transcript.
   d. Coast Guard Institute Military Education Transcript.
   e. DD Form 295, Application for the Evaluation of Learning Experiences During Military Service. Military Education offices can provide this form to active-duty and reservists. This form must be certified by an authorized commissioned officer or his/her designee.
   f. DD Form 214, Certificate of Release or Discharge for Active Duty.

2. The University of the State of New York’s National College Credit Recommendation Service (NCCRS). Formerly known as National PONSI (Programs on Non-collegiate Sponsored Instruction) operates in a similar manner as ACE, evaluating non-credit coursework and offering recommendations for college credit equivalencies.
C. **Institutionally Prepared Assessments**: Institutionally prepared assessments of prior learning such as challenge or final examinations as well as a faculty expert’s analysis of a course syllabus, may be used to review non-credit certificate or training programs when no recognized evaluator is available. These assessments should be developed and conducted by qualified faculty with content expertise. The institutional procedures used to validate prior learning should be objective to the extent that external evaluators would reach the same conclusion and are in line with national norms and standards. The University Implementation Committee will set up guidelines for the development of this type of assessment, but the colleges and schools will be responsible for overseeing the quality control and successful implementation of these assessments. The University will maintain a list of assessments of these non-collegiate courses of study and credit will be granted accordingly as needed. Credit bearing coursework taken at an institution accredited by a body not recognized by the college or school may be assessed for PLA credit by a qualified member of the faculty.

6) **AWARDING CREDITS FOR PRIOR LEARNING THROUGH PORTFOLIO DEVELOPMENT AND ASSESSMENT**

CUNY encourages its colleges and schools to recognize that college level learning may occur though unstructured educational opportunities such as professional work, extensive travel, and volunteer opportunities, or through self-study and that college credit may be awarded for that knowledge. Colleges may opt to evaluate and award credit for prior learning through a portfolio assessment process managed by an academic department, program or office at the institution or the college may opt to use the portfolio assessment methodology of the Council of Adult and Experiential Learning's (CAEL) [https://learningcounts.org](https://learningcounts.org). Consistent with the policy on credit via standardized examinations, credit for prior learning assessment by means of a portfolio should preferably be through a course-equivalency model, however general elective credit may be given. Students demonstrate college-level learning by submitting a portfolio consisting of an organized collection of evidence that demonstrates mastery of the learning outcomes of a specific course offered at the Institution. Institutions that choose to award credit by portfolio assessment must follow the guidelines outlined here. Additional policies, models, standards and guidance will be developed by the central administration in consultation with faculty.

1. Knowledge and experiences eligible for credit as courses or electives by internal portfolio assessment are determined by the department that offers courses in the respective content area.
2. All portfolio assessments will be completed by discipline-appropriate faculty trained in assessing portfolios for credit. Departments offering prior learning assessment by portfolio will establish rubrics to guide faculty assessment and scoring.
3. Fees shall be consistently applied throughout the university and will cover transcription as well as administration. These will be posted on the CUNY OAA/PLA website.
4. Credit for prior learning, once recorded at a CUNY institution, is transferable on the same basis as if the credit had been earned through regular study at the awarding institution.

7) **OVERSIGHT AND EVALUATION**

To protect the integrity and credibility of this policy, CUNY institutions shall make detailed entries of all PLA awards into CUNYfirst in accordance with coding designed by the Office of the University Registrar:

1. Documentation for all credit awarded for prior learning, to include the method(s) used, the classification of the credits awarded, the amount of credit awarded by each method, and the total number of credit hours awarded through this policy.
2. Summary information of credit awarded through prior learning assessments will be regularly queried and monitored by the OAA.

8) SUMMARY OF THE ACTION PLAN FOR IMPLEMENTATION, OVERSIGHT AND EVALUATION OF THE POLICY FOR THE USE OF CREDIT FOR PRIOR LEARNING

Subsequent to the approval by the CUNY Board of Trustees, the Chancellor will direct the central Office of Academic Affairs to oversee the following subsequent actions that will follow, in order to assure the successful implementation, oversight and evaluation of this policy.

1. The University Implementation Committee, comprised of faculty and staff from the campuses as well as central office personnel, will be established to address the following topics:
   a. Uniform implementation policies that consider individual campus needs;
   b. Uniform fee structure for the operational costs of specific PLA activities where appropriate;
   c. Uniform PLA student appeal process that promotes transparency and equity;
   d. Guidance for campuses who wish to develop internal assessment tools for educational experiences for which there is no existing tool;
   e. Monitor the implementation of campus-based procedures, in alignment with University standards, for awarding credit for non-credit coursework by the end of the 2020/2021 academic year.

2. The central Office of Academic Affairs:
   a. Through its Office of Academic Programs and Policy, will maintain and update a list of acceptable standardized examinations and international and national credentials as well as other approved resources for the evaluation of non-credit coursework;
   b. Through its Office of Continuing Education and Workforce Development in conjunction with the Office of Academic Program Review will maintain a list of campus-based evaluations of educational experiences where no external evaluation was available;
   c. Through its Office of the University Registrar, will develop standardized CUNYfirst coding for purposes of clearly and uniformly recording PLA experiences on students’ transcripts;
   d. Through its Office of Academic Programs and Policy and the Office of the University Registrar, will periodically monitor the compliance with and success of the implementation of this policy on each campus.

Trustee Kim asked University Faculty Senate (UFS) Chair and Trustee Martin Burke’s for his view. UFS Chair and Trustee Burke stated, “There was faculty participation on this for the last two years. The Office of Academic Affairs has worked with the Council of Faculty Governance leaders, the discipline Council, the University Senate, and three different committees. All recommended it and requested changes, and accommodations were made and the faculty is very happy with this particular proposal.”

Trustee Clarke inquired about how will the University document and give credit for prior learning. Executive Vice Chancellor and University Provost (EVC&UP) José Cruz responded, “Per the policy that is being presented there are various ways in which the assessment of prior learning will occur and will be documented. They are in Section 5 of the policy that includes standardized examinations. They also include the non-collegiate credit evaluators, for example the American Council on Education has
methods and services they provide to do prior learning evaluation. We're also in this policy including the opportunity for the faculty to develop their own assessments for prior learning. More broadly we are encouraging through this policy that the colleges and schools award credits for prior learning through portfolio development where students would reflect on what they have learned through outside the classroom opportunities and present that in portfolio form to faculty who will then be able to assess the learning outcomes and the appropriate credit that should be given for it.”

Chairperson Thompson, Jr. asked for a vote. Cal. No. 4.E. was unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Shorter, the following resolution was presented and opened for discussion:

F. CUNY Office of Academic Affairs – Approval of the Actions in the CAPPR Dashboard:

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 June 30, 2020.


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.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 4.F. was unanimously adopted.

5. COMMITTEE ON FACULTY, STAFF AND ADMINISTRATION:
Chairperson Thompson, Jr. reported that at the June 9, 2020 meeting of the Committee on Faculty, Staff and Administration, the Committee approved the following resolutions, and Trustee Cortés-Vázquez recommended their approval by the Board.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Ferrer, the following resolution was presented and opened for discussion:

A. The City University of New York - Approve the Committee on Faculty, Staff and Administration Report:

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 June 29, 2020.


Chairperson Thompson, Jr. made a motion to table the resolution by postponing the approval of Cal. No. 5.A. as recommended by Chancellor Félix Matos Rodriguez. Trustee Ferrer seconded, and following discussion, the motion was passed.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 5.A. was postponed.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Obergfell, the following resolution was presented and opened for discussion:

B. The City University of New York - Amend Certain Investment Options in The City University of New York Optional Retirement Program ad Tax Deferred Annuity Plan:

WHEREAS, The Board of Trustees of The City University of New York established an Investments Policy Statement (the “IPS”) in 2014 establishing, among other things, guidelines for the University’s management of The City University of New York Optional Retirement Program (“ORP”) and The City University of New York Tax Deferred Annuity Plan (“TDA Plan”) (collectively, the “Plans”); and
WHEREAS, The University in 2017 made certain changes and updates to the Plans to permit the investment by the University in an array of funds within the Plans; and

WHEREAS, In accordance with the guidelines established under the IPS, and as part of the review process of the array of investments funds within the University Plans, the University has been advised by its investment advisor, Cammack Retirement Group (Cammack) to substitute the existing Vanguard 500 Index fund with the Vanguard Institutional Index fund in all of the University’s Plans; and

WHEREAS, Cammack Retirement advised the University that the Vanguard Institutional Index is a lower cost S&P 500 index fund, for which the Plans are now eligible to use; and

WHEREAS, The University committee charged with review of Cammack’s recommendations, then comprised of the University Treasurer, Sr. Vice Chancellor and Chief Financial Officer, Vice Chancellor for Human Resources Management and University Benefits Director, and Sr. Vice Chancellor and General Counsel determined that Cammack’s recommendations for the substitution of the Vanguard 500 Index fund with the Vanguard Institutional Index fund in all of the University’s Plans was necessary and in the best interest of the Plans’ participants; now therefore be it

RESOLVED, That the Board of Trustees of The City University of New York authorizes the Vice Chancellor for Human Resources Management to amend the array of investment options within Optional Retirement Program (the “ORP”) and The City of New York Tax Deferred Annuity Plan (the “TDA Plan”), to eliminate the Vanguard 500 Index fund as an optional investment for new contributions by participants in such Plans, and direct all future contributions to the Vanguard Institutional Index Fund; and be it further

RESOLVED, That all such changes made by the Vice Chancellor for Human Resources Management to such array of investment options to the ORP and the TDA be performed in accordance with New York Educational Law, Section 6251.

EXPLANATION: The investment option changes, recommended by the University investment advisor, Cammack Retirement Group and accepted by those University administrators will be made available for new contributions to the Plans and, where permitted, participant transfers from the current investment options. In accordance with New York Education Law, Section 6251, all investments made available under the ORP will be provided through annuity contracts.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 5.B. was unanimously adopted.
Moved by Chairperson Thompson, Jr. and seconded by Trustee Berger, the following resolution was presented and opened for discussion:

**C. Stella and Charles Guttman Community College – Amendment to the Governance Plan:**

WHEREAS, Guttman Community College’s (“Guttman” or the College”) Governance Plan was approved by the Board of Trustees on October 23, 2017, effective February 1, 2018; and

WHEREAS, Guttman’s College Council approved amendments to the Governance Plan on January 24, 2020; and

WHEREAS, The proposed amendments would ensure greater student representation by including members of the Student Government Association on the College’s Council; and

WHEREAS, The proposed amendments would remove references to Faculty Personnel Committee Chairs serving staggered three year terms in order to reflect current practice; and

WHEREAS, The proposed amendments would clarify the requirements that members of Faculty Personnel Committees must be tenured or tenure-track faculty; and

WHEREAS, The proposed amendments would eliminate the requirement that the College Personnel Committee review the reappointment of part-time faculty being appointed or reappointed for only one semester; and

WHEREAS, The College President recommends adoption of the proposed amendments; now therefore be it

RESOLVED, That the proposed amendments to the Stella and Charles Guttman Community College Governance Plan be adopted, effective June 29, 2020.

EXPLANATION: Guttman’s College Council passed the proposed amendments on January 24, 2020, and the President of Guttman recommends their adoption to the Board of Trustees.

First, the proposed amendments provide for a change in student representation, such that the Vice President of the Student Government Association (“SGA”) would be automatically appointed to the College Council, and the number of students elected at-
large by the student body would be reduced from four to three. It has been difficult to recruit a sufficient number of students for positions on the Council because Guttman is a relatively small campus. Making the Vice President of the SGA a member would help to ensure student representation.

Second, the Faculty Personnel Committee chairs, who are members of the College Personnel Committee, would no longer serve staggered three-year terms, because they are not elected as chairs on staggered three year terms.

Third, the amendments would clarify that, consistent with CUNY Bylaws, members of the Faculty Personnel Committees for each practice area must be tenured or tenure-track faculty.

Finally, the amendments would eliminate the requirement that Faculty Personnel Committees recommend to the College Personnel Committee for its determination part-time faculty members being appointed or reappointed for one semester or being promoted. That change recognizes that it is not realistic for the College Personnel Committee to review every candidate for appointment or reappointment to a one-semester adjunct position. One semester appointments or reappointments, as well as the promotion of part-time faculty members, would instead be sent from Faculty Personnel Committees to the College Provost.

Stella and Charles Guttman Community College Governance Plan
(Approved by the Guttman College Council May 30, 2017 and September 12, 2017)

A. PREAMBLE

The Stella and Charles Guttman Community College, founded in 2011, is committed to implementing innovative practices in community college education to best prepare its students with guided pathways to senior college and the world beyond. The curriculum is built on a first year experience (FYE), interdisciplinary programs of study, and methods of student engagement designed to ensure student success.

Shared governance is a Guttman community commitment that encourages interdisciplinary and interdepartmental collaboration while honoring the strengths, interests, and responsibilities of our faculty, staff, administration, and students.

B. STAKEHOLDERS

The Faculty of Guttman Community College (College) shall consist of all full- and part-time persons holding professorial, instructor, lecturer, or adjunct titles. In consultation with the Provost, each faculty member shall join an interdisciplinary area of inquiry (“practice area”)—STEM, Social Science or Humanities—based on their disciplinary and pedagogical interests and experience.
The positions reserved for the Office of Student Engagement (OSE) shall be limited to full-time Higher Education Officer (HEO) series members.

In all other situations, traditional CUNY title designations shall apply.

C. COLLEGE COUNCIL

Article I
Powers and Functions of the Council

The Council shall be the governing body of the College and, subject to the authority of the Bylaws of the CUNY Board of Trustees, shall be responsible for the establishment of College academic policy and goals pertaining to its operations and CUNY-mandated activities.

Article II
Composition

Section 1. Membership

The Council shall have the following members:

a. Faculty:
   1. 24 full-time faculty representatives, eight from each practice area, elected from and by full-time faculty in that practice area
   2. The Academic Senate Chair
   3. One part-time faculty member elected from and by part-time faculty

b. Office of Student Engagement (OSE). Five representatives of OSE elected from and by OSE members.

c. Staff. Five full-time representatives of the non-OSE staff elected from and by non-OSE full-time staff members.

d. Students. The President and Vice President of the Student Government Association and four three students elected from and by the student body.

e. The chair from each Council standing committee. Committee chairs not elected to Council sit as non-voting members.

f. Administration:
   1. The President, who shall appoint two additional administrative members to the Council. The President shall serve in a non-voting role, except to break a tie.
   2. Any Vice Presidents, each of whom shall appoint two additional administrative members to the Council.

In the event of structural or titular change, the equivalent functional titleholder shall serve in that capacity.

Section 2. Alternates

Alternates are individuals elected to fill a temporary absence or vacancy. Alternates are expected to attend all meetings of the Council, although they shall only be counted towards quorum and vote when seated. Two alternates for each practice area shall be elected from and by the full-time faculty in that area; two alternates for OSE shall be elected from and by members of OSE; two alternates for staff shall be elected from and by the staff; two alternates for the students shall be elected from and by the students; an alternate administrator may be appointed if necessary.
Section 3. Term of Office

The term of office of the newly elected Council members and alternates shall begin the first day of the Academic Year. Each Student Council member and student alternate shall have a one-year term; all other Council members and alternates shall have staggered three-year terms.

Section 4. Recall of a Council Member

All voting Council members are subject to recall. A Council member shall be subject to recall for neglect of duties, as outlined in the Council bylaws.

Article III
Organization of the Council

Section 1. Officers and Responsibilities

The President shall serve as the Council Chair and preside at all meetings.

At the Council’s first meeting, a Vice-Chair and Secretary shall be elected from and by Council members for a three-year term.

The Vice-Chair shall serve as acting Chair in the Chair’s absence.

The Secretary shall take minutes and attendance during Council and Executive Committee meetings, maintain records of the proceedings, and attend to all correspondence.

Section 2. Parliamentarian

The Executive Council shall appoint a Parliamentarian, who need not be a member of the Council. If the Parliamentarian is not a member, the Parliamentarian shall have all rights and privileges of Council membership, except the right to vote. Parliamentarian shall serve for a three year term.

Section 3. College Council Committees

There shall be seven standing committees of the Council: the Executive Committee, the Legislative Committee, the Curriculum Committee, the Academic Assessment and Learning Committee, the Strategic Planning and Budget Committee, the Academic Technology Committee, and the Student Services Committee.

With the exception of the Executive Committee and the Strategic Planning and Budget Committee, all committees shall elect their own Chair by majority vote.

Article IV
Meetings

Section 1. Time of Meetings

The Council shall meet at least twice each semester.
Section 2. Conduct of Meetings

All Council meetings shall be conducted in conformance with Robert’s Rules of Order, latest edition, except as otherwise required by law or CUNY Bylaws.

Council meetings are open to all members of the College community.

A majority of the voting members of the Council must be present to constitute a quorum and for passage of a measure within the Council’s authority.

Section 3. Special Meetings

The petition of at least ten Council members shall be sufficient to mandate a special meeting, which shall be scheduled by the Council Chair within seven business days after receiving the petition.

Section 4. Recordkeeping

Minutes of all Council meetings shall be made available to members of the College community. The Secretary shall record the final vote of each member of the Council when votes are taken, a record of which shall be made available upon request.

Article V
Repeal of Council Decisions

Upon petition of twenty percent of the total full-time faculty, full-time staff or student body, a petition of reversal of a Council decision may be presented to the President. A petition must be filed within four weeks after publication in Council minutes. A decision shall be reversed by a two-thirds vote of the full-time faculty, full-time staff and student body in which at least twenty percent of each constituency must participate. The vote will be coordinated by the Legislative Committee.

Article VI
Powers and Duties of Standing Committees

Section 1. Executive Committee:

a. Membership. The Executive Committee shall consist of:
   1. The President, who shall serve as Committee Chair
   2. The Council Vice-Chair
   3. The Council Secretary
   4. The Academic Senate Chair
   5. Three additional persons elected from and by Council members.

b. Charge. The Council Executive Committee shall:
   1. Prepare and distribute annual schedule of Council meetings.
   2. Prepare and distribute the agenda to the entire College community at least one week before each meeting. On receipt of a written request endorsed by at least five Council members, the Executive Committee shall place on the agenda the item of concern.
3. Invite key persons to participate in Council meetings.
4. Review and coordinate the activities of all standing and ad hoc Council committees, which oversight shall include:
   i. The timely referral of issues to the appropriate committee
   ii. The timely receipt of committee reports and recommendations
   iii. The collection of committee meeting schedules and minutes
5. Call Council into special session, with proper notice
6. Conduct such business as may be necessary in an emergency when the Council is not in session or lacks a quorum, which action shall be subject to review and vote at the next scheduled Council meeting.
7. Exercise any further powers and duties that may be conferred on it by the Council.

Section 2. Legislative Committee:

a. **Membership** The Legislative Committee shall be composed of Council members and shall consist of:
   1. The Council Vice-Chair
   2. The Council Secretary
   3. Four faculty representatives elected from and by the Council
   4. One full-time non-teaching representative elected from and by the Council
   5. One student representative elected from and by the Council

b. **Charge.** The Legislative Committee shall:
   1. Facilitate nomination and election procedures for the Council.
   2. Nominate, appoint, or facilitate the election of members to ad hoc or special committees, as created by the Council.
   3. Inform Council of vacancies in Council and its Standing Committees and fill those vacancies through appointment or special election.
   4. Receive and hear grievances relating to elections and make appropriate recommendations to the Executive Committee.
   5. Assess the governance plan on a biennial basis and make recommendations to the Council.
   6. Review and propose amendments to the bylaws of the Council and standing committees in consultation with the committees.
   7. Review and evaluate how changes to the CUNY Bylaws or PSC-CUNY Collective Bargaining Agreement may impact the bylaws of the College Council or its standing committees and recommend changes as needed.
   8. Act as custodian of all minutes, agenda and election results from College Council and all standing committees.

Section 3. Curriculum Committee:

a. **Membership.** The Curriculum Committee shall consist of:
   1. The Vice President of Academic Affairs and Provost (Provost) or designee
   2. Six faculty representatives, two from each practice area elected from and by full-time faculty in that practice area
   3. One faculty representative from Libraries, elected from and by members of the Libraries
   4. Three OSE representatives elected from and by OSE members
   5. One student representative The Vice President of the Student Government Association elected by the student body
6. The College Registrar or designee, without vote  
7. The Chief Student Affairs Officer or designee, without vote  
8. The OAA administrator responsible for curricular matters, without vote

b. **Charge.**  
The Curriculum Committee shall review, evaluate and recommend programs of study, FYE concentrations, and course proposals received from any source and shall perform such other functions as the Council may assign.

c. **Review.**  
The Curriculum Committee shall periodically report to the Council. Committee recommendations are subject to Council review, modification, approval or rejection.

Section 4. Academic Assessment and Learning Committee:

a. **Membership.** The Academic Assessment and Learning Committee shall consist of:  
1. Six faculty representatives elected from and by all College full-time faculty  
2. Two members of OSE elected from and by OSE members  
3. The OAA administrator responsible for Assessment

b. **Charge** The Academic Assessment and Learning Committee shall:  
1. Recommend procedures for institutional student learning outcomes assessment, including student achievement of competencies and program quality.  
2. Evaluate assessment results and report out institutional performance. The Committee shall not evaluate individual faculty or staff.  
3. Based on assessment, identify and recommend professional development venues for faculty and staff, including distributing teaching and professional development resources and identifying grant and funding opportunities.  
4. Work with the Center for College Effectiveness to provide support for student learning outcomes.

c. **Review.**  
The Academic Assessment and Learning Committee shall periodically report to the Council. Committee recommendations are subject to Council review, modification, approval or rejection.

Section 5. Strategic Planning and Budget Committee:

a. **Membership.** The Strategic Planning and Budget Committee shall consist of:  
1. The Vice President of Administration and Finance, who shall chair the committee  
2. The Provost  
3. The administrator responsible for Strategic Planning  
4. Two faculty representatives elected from and by the College full-time faculty  
5. One Higher Education Officer elected from and by the HEO staff  
6. One classified staff member elected from and by members of the classified staff  
7. One student representative elected from and by the student body  
8. Each Vice President shall appoint up to two additional members

b. **Charge.** The Strategic Planning and Budget Committee shall:  
1. Review the strategic and financial plans for the College to ensure alignment among planning budget and assessment.
2. Recommend strategic plan priorities to the Council.
3. Review and analyze the College's budget, aided by budget presentations from the Office of the Vice President of Administration and Finance to ensure continued support of strategic priorities.

c. Review.
The Strategic Planning and Budget Committee shall periodically report to the Council. Committee recommendations are subject to Council review, modification, approval or rejection.

Section 6. Academic Technology Committee:

a. Membership. The Academic Technology Committee shall consist of:
1. The OAA administrator responsible for Academic Technology
2. The Chief Information Officer
3. Three faculty representatives, elected from and by the College full-time faculty
4. The Chief Librarian or designee
5. Two representatives of OSE elected from and by OSE members
6. One student elected from and by the student body

b. Charge. The Academic Technology Committee shall:
1. Use evidence-based data and best practices research to recommend strategies to integrate use of technology into the curriculum.
2. Develop guidelines and best practices on the use of supported classroom technology.
3. Advise and assist faculty and staff on using technology to expand and improve student learning.

c. Review.
The Academic Technology Committee shall periodically report to the Council. Committee recommendations are subject to Council review, modification, approval or rejection.

Section 7. Student Services Committee:

a. Membership. The Student Services Committee shall consist of:
1. The Chief Student Affairs Officer
2. One representative from Student Government Association (SGA) leadership, elected by and from SGA leadership
3. One representative from the SGA Board elected from and by SGA representatives
4. Two representatives from OSE elected from and by OSE members
5. Two representatives of the non-OSE full-time staff elected from and by non-OSE full-time staff
6. Two faculty representatives elected from and by all College full-time faculty

b. Charge. The Student Services Committee shall:
1. Review and recommend policies and procedures pertaining to student life and welfare, campus-wide cultural and educational events, professional opportunities and student engagement matters.
2. Further develop and advise student support services to promote student success academically, personally and professionally.
Section 8. Committee Regulations

a. Each committee shall prepare and implement committee bylaws in accordance with the CUNY Bylaws and this governance plan.

b. With the exception of the Executive Committee and the Strategic Planning and Budget Committee, all chairs of standing committees shall be elected by majority vote of each committee.

c. Each committee shall meet as often as necessary, but at least once each semester, keep minutes of its meetings and send copies of minutes to the Council Secretary.

d. Standing committees may establish and abolish subcommittees as necessary.

e. Committee members shall serve staggered three-year terms; each student member shall serve a one-year term.

Article VII

Amendments

Amendments to this governance document may be proposed and approved by a two-thirds affirmative vote of the members present, if that number also constitutes a majority of the members of the Council, which amendments shall then be subject to the approval of the President and the CUNY Board of Trustees.

D. THE ACADEMIC SENATE

Article I

Function

The College Academic Senate (Senate) shall serve as the voice of faculty and members of the Office of Student Engagement. Subject to the guidelines of the CUNY Board of Trustees and their own bylaws, the Senate shall provide a forum for discussion review, and recommendation of procedures, policies and practices related to academic matters. Senate recommendations shall be referred to the Council or standing committee, as appropriate, for review and action.

Article II

Composition

Section 1. Membership

a. 24 full-time faculty, eight from each practice area, elected from and by the full-time faculty in that practice area

b. Three part-time faculty elected from and by the part-time faculty

c. Eight representatives from the OSE elected from and by full-time OSE members

d. One faculty representative Libraries, elected from and by the faculty members from Libraries

e. The President, without vote

f. The Provost, without vote

g. The Deans of the Office of Academic Affairs, without vote
Section 2. Term of Office

The term of office of the newly elected Senators shall begin the first day of the academic year. Senators shall have staggered three-year terms.

Article III
Organization of the Academic Senate

Section 1. Officers

The Chair shall be a faculty member, elected by and from the Senate at its first meeting. The Chair shall be responsible for convening and presiding at Senate and Executive Committee meetings, and is a member of the College Council Executive Committee.

The Vice Chair shall be elected by and from the Senate. In the absence of the Chair, the Vice Chair shall preside. In the absence of both the Chair and Vice Chair, the Chair shall appoint a member of the body to preside.

The Secretary shall be elected by and from the Senate. The Secretary is responsible for notifying Senate members of all meetings, Senate action and for taking minutes in the Senate meetings.

All officers shall have a three year term.

Section 2. The Senate Executive Committee

a. Membership. The Senate Executive Committee shall consist of:
   1. The Senate Officers
   2. Two Senate representatives, elected from and by Senate members. At least one of whom shall be from the Office of Student Engagement.

b. Charge. The functions of the Executive Committee are to:
   1. Establish and publish a schedule for regular meetings of the Senate by or at the beginning of each academic year.
   2. Prepare the agenda for Senate meetings.
   3. Create and coordinate the activities of ad hoc committees after consultation with the Senate.
   4. Coordinate faculty meetings.
   5. Serve as the liaison to the Senate, the President and the College Council.
   6. Keep minutes and report regularly to the Senate.

Article IV
Meetings

Section 1. Time of Meetings

The Senate shall meet at least once a semester. The time, location, and agenda of all Senate meetings shall be distributed to Senate members not less than a week prior to the time of the meetings.

Section 2. Conduct of Meetings
Senate meetings shall be conducted in conformance with Robert's Rules of Order, latest edition, except as otherwise required by law or as may be provided in the bylaws. Senate meetings are open to all members of the College community.

Section 3. Special Meetings

Special meetings of the Senate may be called by the Chair, or on the petition of at least ten Senators, which meeting shall be scheduled by the Senate Chair within seven business days after receiving the petition.

E. PERSONNEL COMMITTEES

Faculty shall be evaluated based on their teaching (FYE and Guttman Programs of Study) service and scholarship.

The following committees shall be responsible for reappointment, promotion and tenure (RPT) recommendations:

a. The College Personnel Committee
b. Faculty Personnel Committees

c. The College Personnel Committee

Article I
The College Personnel Committee

Section 1. Membership

a. The College Personnel Committee (CPC) shall consist of:
   1. One tenured faculty elected from and by full-time faculty in each academic practice area, all of whom shall serve staggered three-year terms
   2. The three Faculty Personnel Committee (FPC) Chairs, all of whom shall serve staggered three-year terms
   3. The Provost
   4. The President, without vote
b. The CPC shall elect a Chair for a one year term

Section 2. Function

The CPC shall recommend to the President:

a. Faculty reappointment, promotion and tenure
b. The grant of certificates of continuous employment to lecturers
c. The grant of multi-year appointments to adjuncts
d. The grant of fellowship and other instructional staff leaves
e. Academic personnel procedures and policies

Article II
The Faculty Personnel Committee

Section 1. Membership

a. The Faculty Personnel Committee (FPC) shall consist of:
1. Three faculty personnel committees to represent the interdisciplinary practice areas of Social Science, STEM and the Humanities.
   i. Each FPC shall consist of five full-time faculty members elected from all tenured or tenure-track faculty and by all full-time faculty within the appropriate practice area, who shall serve staggered three-year terms. A minimum of two members on each FPC must be tenured. This requirement shall change to three, then four, tenured faculty members, at such times as the particular practice area has three, and, ultimately, four, tenured faculty members among its membership.
   ii. Each FPC shall elect a Chair from its tenured members for a one year term.

Section 2. Function

a. Each FPC shall:
   1. Coordinate and assign semester teaching observations for full- and part-time faculty.
   2. Either the chair or a committee designee shall assign a representative to coordinate and conduct annual evaluations.
   3. Recommend reappointment, promotion and tenure to the College Personnel Committee for full and part-time faculty.
   4. Recommend one-semester reappointments and/or promotion of part-time faculty to the Provost.
   3.5. Recommend one-year and multi-year appointments of part-time faculty to the CPC.

b. FPC faculty recommendations shall take into consideration performance within the faculty member’s discipline and interdisciplinary work performed in the First Year Experience.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 5.C. was unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Mayra Linares-Garcia, the following resolution was presented and opened for discussion:

D. John Jay College of Criminal Justice – Amendment to the Governance Plan:

WHEREAS, John Jay College of Criminal Justice’s (“the College”) Charter of Governance (“the Charter”) was last amended and made effective by the Board of Trustees on June 24, 2011; and

WHEREAS, The former president of the College appointed a committee on committees, which reviewed the role of faculty members on committees of the College Council and recommended that those committees could be streamlined and still accomplish their purposes; and
WHEREAS, In response to this recommendation, on December 9, 2019, the College Council passed amendments to the Charter, which reduced the College Council membership from 69 to 50 and thereby reduced the numbers of faculty members needed to populate various committees; and

WHEREAS, The proposed amendments would retain the proportion of membership from the four groups on the Council: faculty, students, higher education officers, and administrators; and

WHEREAS, The College President recommends adoption of the proposed amendments; now therefore be it

RESOLVED, That the proposed amendments to the John Jay College of Criminal Justice Charter of Governance be adopted, effective June 29, 2020.

EXPLANATION: John Jay College of Criminal Justice’s former president initiated a study of committees and committee responsibilities at the College with the goal of streamlining committees when possible without compromising their effectiveness. Following this study, a recommendation was made that committees on the College Council be streamlined, which could be done by reducing the number of members of the College Council while maintaining the same degree of representation for the four main constituencies on the Council – faculty, students, higher education officers, and administrators.

On December 9, 2019, the College Council voted to reduce the size of the Council from 69 to 50 but to maintain essentially the same proportion of each group as in the current Council. The College President supports the proposed amendments. Specifically, the faculty’s representation would be reduced from 42 to 30, student representation from 14 to 10, administration representation from eight to six, and higher education officers from 5 to 4.

Another proposed amendment includes correcting the term of office for representatives to make it clear that the end date of the term for all representatives, even those appointed for less than a year, would be May 31. The revised Charter would also limit the right to propose items for the College Council agenda to members of the Faculty Senate, Council of Chairs, and the Higher Education Officer Council, the Student Council, and any College Council Committees, as opposed to any member of the College community. This would ensure that agenda items appropriately conform to College and/or University policies. Other proposed changes include changing the name of the College Council Judicial Board to the Faculty-Student Disciplinary Committee and to changing the name of certain departments to reflect current nomenclature.
The Charter also omits a reference to the Department of Physical Education, which is no longer in existence.

JOHN JAY COLLEGE OF CRIMINAL JUSTICE
CHARTER OF GOVERNANCE
(Approved by the CUNY Board of Trustees on June 23, 2008, Amended June 24, 2011)

ARTICLE I

SECTION 1. Powers
The College Council shall be the primary governing body of John Jay College of Criminal Justice. It shall have authority to establish College policy on all matters except those specifically reserved by the Education Law or by the Bylaws of the Board of Trustees of The City University of New York to the President or to other officials of John Jay College or of The City University of New York, or to the CUNY Board of Trustees.

SECTION 2. Representation
The College Council of John Jay College of Criminal Justice shall be a representative body with members of the faculty, higher education officers, students and administration.

SECTION 3. Allocation of Members and Qualifications for Membership
Membership in the College Council is fixed at 69 fifty (50) and shall be allocated as follows:

a. Faculty:
The faculty is allotted 42 thirty (30) representatives.

i. For purposes of this Charter, the "faculty" consists of those serving full-time in the titles of Distinguished Professor, Professor, Associate Professor, Assistant Professor, Instructor and Lecturer, except those serving in visiting or substitute titles and those on retirement leave.

ii. For purposes of this Charter, the “adjunct faculty” consists of those serving part-time in the ranks of Professor, Associate Professor, Assistant Professor, Instructor and Lecturer.

iii. Each academic department shall have one (1) elected representative, who shall be a full-time member of the faculty as defined in Article I, Section 3.a.i.

iv. The remaining faculty seats shall be allotted according to any method duly adopted by the Faculty Senate. The Faculty Senate may allot up to two (2) seats to adjunct faculty as defined in Article I, Section 3.a.ii.

v. The Faculty Senate shall allot up to eight (8) alternate faculty representatives by a method duly adopted by the Faculty Senate. An alternate may vote, make motions and be counted as part of the College Council’s quorum only during the absence of a permanent faculty representative.

b. Higher Education Officers:
The higher education officers are allotted five (5) four (4) representatives.

i. Each full-time higher education officer is eligible for election to the College Council. These representatives shall be elected by the Higher Education Officers Council.

ii. The Higher Education Officers Council shall also elect up to one (1) two (2) alternate representatives. An alternate may vote, make motions and be counted as part of the College Council’s quorum only during the absence of a permanent higher education officer representative.
c. **Students:**

The student body is allotted 44 ten (10) representatives.

i. These representatives shall be the four (4) Executive Officers of the Student Council, one (1) at-large student representative, two (2) one (1) graduate student representatives, two (2) one (1) senior class representatives, two (2) one (1) junior class representatives, two (2) one (1) sophomore class representatives and one (1) freshman representative.

ii. The graduate student representatives and the senior, junior and sophomore class representatives shall be the two (2) Student Council representatives from each category who receive the highest number of popular votes in the Student Council election. The freshman representative shall be designated according to a method duly adopted by the Student Council.

iii. The student body shall also elect up to two (2) four (4) alternate student representatives. An alternate may vote, make motions and be counted as part of the College Council’s quorum only during the absence of a permanent student representative.

iv. Each student is eligible for election or appointment to the College Council if matriculated in a degree or credit-bearing certificate program at the College, and if the student meets the following qualifications:

   a. Full-time undergraduate students must carry a minimum of 12 credit hours and must have a minimum cumulative grade point average of 2.5 to serve on the College Council as an undergraduate class representative, executive officer, at-large representative or alternate.

   b. Part-time undergraduate students must carry a minimum of six (6) credit hours and must have a minimum cumulative grade point average of 2.5 to serve on the College Council as an undergraduate class representative, executive officer, at-large representative or alternate.

   c. Graduate students must carry a minimum of three (3) credit hours and must have a minimum cumulative grade point average of 3.0 to serve on the College Council as a graduate student representative, executive officer, at-large representative or alternate.

   d. To serve each semester, a student must have completed and earned passing grades in at least 50% of the credits for which she or he registered the prior semester, but in no event fewer than three (3) credits.

   e. Any student member of the College Council whose grade point average and/or course load falls below the minimum levels set forth above during his or her term of office must resign his or her seat on the College Council.

d. **Administration:**

The administration is allotted eight (8) six (6) representatives. These representatives are the President, and Provost and Senior Vice President for Academic Affairs, Senior Vice President for Finance and Administration, Vice President for Student Development, Vice President for Enrollment Management, Dean of Graduate Studies, Dean of Undergraduate Studies, and Dean of Research, or equivalent positions and functions as determined by the President, and four other members designated by the President for the subsequent academic year and two other alternate members designated by the President. An alternate may vote, make motions and be counted as part of the College Council’s quorum only during the absence of a permanent administrative representative.
e. Dual Membership:
No person shall simultaneously hold more than one (1) membership on the College Council.

SECTION 4. Qualifications for Voting
a. Faculty:
Each full-time member of the faculty, as defined in Article I, Section 3.a.i, shall be allowed one (1) vote in the departmental election for the College Council representative of his or her department.

b. Higher Education Officers:
Each full-time higher education officer shall be allowed one (1) vote in the election for the College Council members representing this constituency.

c. Students:
Each full-time or part-time student matriculated in a credit-bearing degree or certificate program at the College at the time of an election for student representatives of the College Council may vote in such an election.

SECTION 5. Elections
a. Time and Place:
Elections to the College Council shall be held annually in the spring semester, the time and place to be designated by the Executive Committee.

b. Nominations and Voting:
Unless otherwise set forth in the Charter and/or its Bylaws, each constituency eligible to elect members to the College Council shall determine its own method of nominating candidates and electing representatives, subject to approval of the College Council.

c. General:
Except as set forth in this Charter and its Bylaws, each election unit shall be the judge of the qualifications of candidates from its constituency. The President shall appoint an election dispute committee where no other formal method of resolution exists.

d. Vacancies:
When a vacancy on the College Council occurs, as determined by the Executive Committee, the Executive Committee shall notify the constituency. If 30 days after notification the constituency fails to elect a representative, the Executive Committee shall appoint a representative from the affected constituency. A member serving to fill a vacancy shall serve only to complete the regular term of the member he or she has replaced.

e. Dual Voting:
No person shall participate in more than one constituency election for College Council representatives.

f. Recall:
Upon notification to the affected member of the College Council, the Executive Committee can place a recall vote on the College Council agenda.

SECTION 6. Term of Office
Each elected representative to the College Council shall serve for a term of one (1) year. The regular term of office shall begin on June 1 following the spring elections, unless the representative is elected or appointed after June 1, in which case the end date for the term shall be May 31.

SECTION 7. Officers of the College Council
The President, or in his or her absence the Provost and Senior Vice President for Academic Affairs, shall be the presiding officer of the College Council. The President shall nominate a Secretary for election by the College Council. Other officers may be elected by the College Council at its discretion.

SECTION 8. Meetings
a. Regular and Special Meetings:
The College Council shall hold regular meetings at least once a month during the academic year. More frequent meetings may be called by decision of a majority of College Council members, at the call of the President, or at the call of the Executive Committee. Subject to the provisions of state law, College Council meetings are open to the public. All College faculty, staff and students may speak at College Council meetings. Unless otherwise indicated in this Charter, or required by law, Roberts Rules of Order shall govern the conduct of College Council meetings.

b. Agenda:
The Faculty Senate, the Council of Chairs, the Higher Education Officer Council, the Student Council and any member of the college community of the College Council Committees may propose items for the College Council agenda which shall be prepared by the Executive Committee. Proposals shall be delivered in writing to the Secretary of the College Council no fewer than 10 work days preceding the meeting at which they are to be introduced. The Secretary shall make the agenda available to members of the College Council at least five (5) work days in advance of each meeting and shall make the agenda available to all members of the College community in advance of each meeting.

c. Quorum:
A quorum of regular and special meetings consists of a majority of the whole number of members of the College Council. For purposes of this provision the words “whole number” shall be construed to mean the total number which the College Council would have were there no vacancies. No business at a College Council meeting may take place absent a quorum.

SECTION 9. College Council Committees
The College Council may establish standing committees at its discretion. Committee membership is set forth in the Bylaws. Committee members need not be members of the College Council, unless so stipulated in the Charter and/or the Bylaws. Subject to the provisions of state law, College Council committee meetings are open to the public. The following standing committees are created:

a. Executive Committee:
There shall be an Executive Committee which shall be the College Council’s Agenda Committee. It shall have the power to call the College Council into extraordinary session, and shall have only such powers, functions, and duties as the College Council may delegate to it to exercise during periods when the College Council is not in session.

b. Committee on Undergraduate Curriculum and Academic Standards:
There shall be a Committee on Undergraduate Curriculum and Academic Standards which shall consider all matters relating to the undergraduate curriculum of the College and make recommendations to the College Council on such matters as: proposed programs; additions, deletions and modifications of courses and existing programs; distribution; core requirements; basic skills; academic standards; and, policies pertaining to student recruitment and admissions.

c. Committee on Student Interests:
There shall be a Committee on Student Interests which shall be concerned with matters of student life including but not limited to student organizations, student housing, extracurricular activities, and student concerns at the College.

d. Judicial Faculty-Student Disciplinary Committee:
As set forth in Article XV of the Bylaws of the CUNY Board of Trustees, there shall be a Judicial Faculty-Student Disciplinary Committee which shall have primary jurisdiction in all matters of student discipline not handled administratively. The committee shall abide by the procedures required by Article XV of the Bylaws of the CUNY Board of Trustees.

e. Committee on Faculty Personnel:
There shall be a Committee on Faculty Personnel which shall review from the departments and other appropriate units of the College all recommendations for appointments to the instructional staff in the following ranks: Distinguished Professor, Professor, Associate Professor, Assistant Professor, Instructor, Distinguished Lecturer, Lecturer, Chief College Laboratory Technician, Senior College Laboratory Technician, and College Laboratory Technician, and make recommendations to the President. It shall also receive from departmental Personnel and Budget Committees recommendations for promotions and reappointments with or without tenure, together with compensation, in the aforementioned ranks of the instructional staff and shall recommend to the President actions on these matters. It may also recommend to the President special salary increments. The President shall consider such recommendations in making his or her recommendations on such matters to the CUNY Board of Trustees.

Policy recommendations of the committee shall be made to the College Council for action. Recommendations with respect to appointments, promotions, and other matters specified in the paragraph above, shall be reported to the President and shall not be considered by the College Council except at the discretion of the President. The Committee shall receive and consider petitions and appeals from appropriate members of the instructional staff with respect to matters of status and compensation, and shall present its recommendations to the President. Further appeals shall follow CUNY procedures.

f. Budget and Planning Committee:
There shall be a Budget and Planning Committee which shall be responsible for reviewing budget information, making recommendations on the financial and budgetary matters of the College, and providing guidance on comprehensive and strategic planning for the College.
i. There shall be a Financial Planning Subcommittee of the Budget and Planning Committee which shall meet on a periodic basis in the development of the College’s Annual Financial Plan.

ii. There shall be a Strategic Planning Subcommittee of the Budget and Planning Committee which shall provide guidance to the President on comprehensive and strategic planning including development of major planning documents and accreditation studies, related process and outcome assessment and space planning.

The President, or his designee, shall make quarterly financial reports to the Budget and Planning Committee.

g. Committee on Graduate Studies:
There shall be a Committee on Graduate Studies which shall be responsible for establishing general policy for the graduate programs, subject to review by the College Council. It shall have primary responsibility for admission, curriculum, degree requirements, course and standing matters, periodic evaluation of the graduate programs and for other areas of immediate and long-range importance to the quality and growth of graduate study. The committee shall also be responsible for advising on all matters relating to graduate student honors, prizes, scholarships and awards.

h. Committee on Student Evaluation of the Faculty:
There shall be a Committee on Student Evaluation of the Faculty which shall be responsible for a continuous review of faculty evaluation procedures; review of the design of the survey instrument; recommendations for the terms under which the instrument will be used; and for the development of guidelines which shall be submitted to the College Council for review. The Provost and Senior Vice President for Academic Affairs shall designate staff for the committee.

i. Provost Advisory Council:
There shall be a Provost Advisory Council which shall provide a formal means for the Provost to consult with faculty leadership on matters of joint concern such as budget, faculty recruitment and development, and personnel policies and practices.

j. Council of Undergraduate Program Coordinators:
There shall be a Council of Undergraduate Program Coordinators which shall provide a formal means to represent the concerns of those responsible for undergraduate majors and shall provide a formal means for reviewing matters of concern such as program review and revision, staffing, curriculum development and the scheduling of courses.

k. Committee on Honors, Prizes and Awards:
There shall be a Committee on Honors, Prizes and Awards which shall make recommendations to the College Council for undergraduate student recipients.

l. Special Committees:
The College Council may establish special committees, and the membership thereof, at its discretion.

ARTICLE II
DEPARTMENTS
SECTION I. Departments
Each department shall have control of its own educational policies consistent with the provisions of the College Council, the Bylaws of the CUNY Board of Trustees and the New York State Education Law. Each member of the full-time faculty, as defined in Article I, Section 3.a.i, shall be allowed one (1) vote in all College and departmental elections. Except as specified in this Charter and the Bylaws and policies of the CUNY Board of Trustees, the organization and functioning of the department shall be determined by its members.

In order to exist as a departmental entity, a discipline is required to have a minimum of seven (7) full-time members of the faculty, as defined in Article I, Section 3.a.i, and be approved by the College Council and the CUNY Board of Trustees except that the disciplines of African-American Africana Studies, Physical Education and Latin American/Latina/o Latin American and Latinx Studies shall be exempt from this requirement and shall be established as departments. Any discipline not exempt from this requirement which has fewer than the required number of faculty members may petition the College Council to establish a separate department and may do so upon a two-thirds affirmative vote of Council members present and voting at a regular College Council meeting, as long as there are at least an absolute majority of affirmative votes.

The Interdisciplinary Studies Program shall be treated as a department for purposes of representation by its full-time faculty on the College Council and on College Council committees and on other College bodies. The Interdisciplinary Studies Program shall annually elect a Curriculum Committee and a Committee on Student Grade Appeals and shall establish bylaws for submission to and approval by the College Council Executive Committee.

The President, in consultation with the Faculty Senate and the Council of Chairs, shall establish a process of faculty and student consultation for consideration of proposals to restructure, create, merge, consolidate, split and/or reorganize academic departments. Proposals shall be submitted to the College Council for consideration and vote. The College Council shall forward its recommendation to the President, who shall make an independent recommendation with respect to the proposal and forward the proposal of the College Council and his or her recommendation to the Chancellor and the CUNY Board of Trustees.

SECTION 2. Departmental Chairpersons
The chairperson of each department shall be the chief executive officer. He or she must hold professorial rank, and shall be elected by secret ballot for a term of three (3) years by an absolute majority of all voting members of the full-time faculty of the department, as defined in Article I, Section 3.a.i, subject to the approval of the President and the CUNY Board of Trustees. Elections shall be held in May of the year in which the chairperson's term expires. The new chairperson shall take office as of July 1 of the year in which he or she is elected.

SECTION 3. Departmental Bylaws
Each academic department shall adopt bylaws, which shall be subject to review and approval by the Executive Committee.

SECTION 4. Departmental Committee on Faculty Personnel and Budget
Each department shall establish a Committee on Faculty Personnel and Budget which shall be chaired by the chairperson of the department. In addition, the full-time faculty of the department, as defined in Article I, Section 3.a.i, shall elect four (4) full-time members of the faculty, as defined in Article I, Section 3.a.i, each of whom shall serve for one year. At least four (4) of the
committee members shall be tenured. If the department has fewer than four (4) tenured faculty members, the committee shall be established as set forth in Article 9.1 of the Bylaws of the CUNY Board of Trustees.

SECTION 5. Departmental Committee on Student Grade Appeals
Each department shall elect a Committee on Student Grade Appeals consisting of full-time members of the faculty, as defined in Article I, Section 3.a.i.

SECTION 6. Departmental Curriculum Committee
Each department shall elect a Curriculum Committee consisting of full-time members of the faculty, as defined in Article I, Section 3.a.i.

SECTION 7. Students
Each department is instructed to provide for systematic student input on curricular and personnel matters and to report to the College Council its arrangements for such input.

ARTICLE III
GRADUATE PROGRAMS

SECTION 1. Faculty
Graduate program faculties shall consist of those members of the faculty who pursue an active research or creative agenda or have appropriate professional experience and meet other requirements as established in program bylaws, and who have been nominated by the members of the faculty of the Committee on Graduate Studies, subject to approval by the Provost and Senior Vice President for Academic Affairs. Such program bylaws shall be adopted by the faculty of the program to which membership would apply and be reviewed and approved by the Committee on Graduate Studies and the Executive Committee.

SECTION 2. Program Directors
Program Directors shall be nominated and elected by vote of the full-time members of the faculty of each program, as defined in Article I, Section 3.a.i, to a three-year term of office, subject to approval by the Provost and Senior Vice President for Academic Affairs. Program Directors shall be evaluated annually by the Dean of Graduate Studies, based on criteria established in consultation with the members of the faculty of the Committee on Graduate Studies. Program Directors can be removed by the President for cause.

ARTICLE IV
CONSTITUENCY BODIES

SECTION 1. Meetings
The entire membership of the instructional staff, which consists of faculty and higher education officers, shall be convened at least once each semester during the regular academic year by the President to hear and discuss important issues affecting the College. Other meetings of the instructional staff may be called by the President or by petition of any ten members of the instructional staff.

SECTION 2. The Faculty Senate
The Faculty Senate consists of elected representatives of the faculty. The Faculty Senate provides a formal means of representing faculty concerns to the administration of the College.
and CUNY and provides a forum for faculty to deliberate about academic and educational policies and other matters. The Faculty Senate concerns itself with matters of teaching, scholarship, research and any and all other matters related to faculty concerns as part of the educational mission of the College. The Faculty Senate shall establish its own charter. The Faculty Senate and the President shall meet at least once each semester during the regular academic year to discuss issues of mutual concern.

SECTION 3. The Council of Chairs
The Council of Chairs consists of the chairpersons of all academic departments, whether elected or appointed. The Council of Chairs provides a formal means to represent departmental faculty concerns to the administration of the College and CUNY and provides a democratic forum for deliberation and interdepartmental coordination concerning such matters. The Council of Chairs shall invite the Provost for regular periodic meetings. The Council will also meet at least once a semester with the President to discuss issues of mutual concern. The Council of Chairs shall establish its own charter.

SECTION 4. Higher Education Officers Council
The Higher Education Officers Council consists of all those employed in the higher education officer series at the College. The Higher Education Officers Council seeks to improve the quality of life and professionalism of its members, to strengthen the institution, to advance quality education, and to enhance the delivery of services. The Higher Education Officers Council shall establish its own charter.

SECTION 5. Student Council
The Student Council consists of the elected representatives of the student body. The Student Council has as its purpose the broadening of educational opportunities for students; the facilitation of voluntary activities on campus; and the representation of student interests at the College. The Student Council shall establish its own charter.

SECTION 6. Students
The student body shall be kept informed of important issues affecting the College and the College Council by the administration through the student newspaper and through other channels of communication that the students may organize.

ARTICLE V
BYLAWS AND AMENDMENTS

SECTION 1. Bylaws
The College Council shall adopt bylaws to define and regulate the details of its organization and procedures.

SECTION 2. Amendments
i. This Charter may be amended by a two-thirds vote of members of the College Council present and voting at a regular meeting of the College Council as long as at least an absolute majority of the membership votes in favor of the amendments. Any amendment to the Charter to be made
by action of the College Council shall be proposed and discussed at a regular meeting of the College Council and shall be voted on at the next regular meeting of the College Council.

ii. This Charter may also be amended by a referendum of no less than a two-thirds affirmative vote of 30% of full-time members of the instructional staff who shall vote in such referendum. A proposal to amend the Charter by referendum may be initiated by a petition containing the signatures of 50 members of the instructional staff or 10% of the qualified voters of either the instructional staff or the student body, whichever number is smaller.

iii. An amendment shall become effective upon approval by the Board of Trustees.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 5.D. was unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Obergfell, the following resolution was presented and opened for discussion:

E. **Brooklyn College – Appointment of Corey Robin as Distinguished Professor:**

WHEREAS, Professor Corey Robin is a renowned scholar of political theory and modern political thought; and

WHEREAS, Professor Robin has published four single-authored books, one co-authored book, 17 academic articles and book chapters and numerous essays and articles in various media outlets including *The New York Times*, *The New Yorker*, *The Nation* and *Harpers*; and

WHEREAS, In addition, Professor Robin has given over 50 keynote, endowed and invited lectures; and

WHEREAS, Professor Robin’s book, *Fear: The History of a Political Idea* received the 2005 Best First Book in Political Theory Award from the American Political Science Association; and

WHEREAS, Professor Robin has been awarded fellowships from the American Council of Learned Societies, the Center for Human Values at Princeton University and the Cullman Center for Scholars and Writers at the New York Public Library, among others; and

WHEREAS, The Distinguished Professor nomination is a multi-year process, involving extensive internal and external review, spanning the 2018-2019 and 2019-2020 academic years; and

WHEREAS, As one of his reviewers notes, Professor Robin’s “distinctive scholarly and writing voice have earned him a place as one of the foremost analysts of contemporary American political thought, and particularly of right-leaning political thought. While his
scholarship focuses on figures on the right, his depth of knowledge of political thinking from across the political spectrum is superlative and the strength of the work very often comes from his ability to draw comparisons between left and right, or to explain how different traditions and tributaries of ideas flow through both sides of our polarized political spectrum; and

WHEREAS, Dr. Robin joined Brooklyn College in 1999 as an Assistant Professor of Political Science and was promoted to Associate Professor in 2005 and full Professor in 2013. He has been on the doctoral faculty in Political Science at the Graduate Center since 2004. Dr. Robin earned his Ph.D. from Yale University, with distinction, and a A.B. from Princeton University with high honors; now therefore be it

RESOLVED, That the Board of Trustees of The City University of New York appoint Corey Robin as Distinguished Professor of Political Science at Brooklyn College effective July 1, 2020, with compensation of $28,594 per annum in addition to his regular academic salary, subject to financial ability.

EXPLANATION: Brooklyn College and The City University of New York will be well-served by Professor Robin’s appointment as Distinguished Professor.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 5.E. was unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Clarke, the following resolution was presented and opened for discussion:

F. Brooklyn College - Award Dr. Peter Tolias with Immediate Tenure with an Application of Bylaw 6.2.B:

WHEREAS, Dr. Peter Tolias is currently Professor and Chair of the Department of Chemistry and Chemical Biology as well as the founding Director of The Center for Healthcare Innovation at Stevens Institute of Technology; and

WHEREAS, Through a peer review process much like CUNY’s tenure review, Dr. Tolias was granted a status similar to university tenure at the then independent New Jersey Medical School which is now part of Rutgers University; and

WHEREAS, Dr. Tolias is the author or co-author of almost sixty professional publications; and

WHEREAS, Dr. Tolias is currently on the Editorial Boards of both Personalized Medicine and The Scientific World Journal; and
WHEREAS, According to one external reviewer Dr. Tolias has emerged as one of the top experts in the validation and clinical development of biomarkers that serve the diagnostic and pharmaceutical markets; and

WHEREAS, Dr. Tolias’ current research on the discovery and development of inhibitors of key cancer genes will be of use to the Brooklyn College Center for Cancer Research, Education, and Community Outreach; and

WHEREAS, Dr. Tolias has won over forty research grants, contracts and awards totaling $8 million dollars as the principal investigator and an additional $10 million as co-principal investigator; and

WHEREAS, Dr. Tolias has been instrumental in cultivating over $6 million in private philanthropy supporting research labs, an endowed faculty chair and student scholarships as well as over $1 million in in-kind donations to support his center; and

WHEREAS, Dr. Tolias was recommended for an appointment with immediate tenure by the Brooklyn College Department of Biology’s Personnel and Budget Committee, the School of Natural and Behavioral Sciences Promotion and Tenure Review Committee as well as the Brooklyn College Promotion and Tenure Committee; and

WHEREAS, Dr. Tolias has been offered and accepted the position of Dean of the School of Natural and Behavioral Sciences at Brooklyn College and it is a national norm for academic decanal appointments to come with a tenured faculty position; now therefore be it

RESOLVED, That Dr. Peter Tolias be appointed as a Professor with immediate tenure in the Department of Biology at Brooklyn College, effective August 17, 2020 with an application of Bylaw 6.2.b, subject to financial ability.

EXPLANATION: Dr. Peter Tolias is well-prepared to lead the research and educational enterprise of Brooklyn College’s School of Natural and Behavioral Sciences. This is substantiated by his outstanding and consistent career-long record of research, grant and fundraising success, and leadership roles in the sciences in the academy and more broadly in both the public and private sectors, which also make it appropriate to offer him tenure along with his decanal appointment, as a scholar of his stature will be highly sought by other institutions of higher learning and we should take every opportunity to welcome Dr. Tolias as an essential member of the University faculty and administration.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 5.F. was unanimously adopted.
Moved by Chairperson Thompson, Jr. and seconded by Trustee Berger, resolutions 5.G. through 5.L. were presented and opened for discussion:

G. **The City College of New York - Award Dr. Victoria Frye with Early Tenure with an Application of Bylaw 6.2.C(2):**

WHEREAS, Based on her outstanding scholarship, exemplary teaching record, and extensive service to the School and the City College of New York (CCNY), Dr. Victoria Frye of the Department of Community Health and Social Medicine (CHASM) at the CUNY School of Medicine (CSOM), has been recommended for early tenure by seven external referees, who were requested to evaluate Dr. Frye’s qualifications using CCNY’s most stringent criteria; and

WHEREAS, Dr. Frye is both a social scientist and epidemiologist whose research addresses strategies to eliminate health inequality in the areas of HIV/AIDS prevention and intimate partner and sexual violence prevention, which is consistent with the mission of our University and College; and

WHEREAS, Dr. Frye stated she joined the faculty of CSOM, "because [she] believe[s] that physicians have the capacity to improve the health and well-being of individuals and populations and increase health equity, through sensitive treatment, strategic health disparities research, equity-oriented advocacy, and visible leadership roles in society," and brings with her a deep knowledge of the social, cultural, and behavioral determinants of health and access to health care, as well as a strong devotion to education and training for students from social groups that are historically underrepresented in medicine; and

WHEREAS, Dr. Frye’s work on HIV prevention has resulted in the development of a novel community-level intervention approach to reduce HIV-related stigma that shows a positive impact on uptake of HIV testing, and through her work on violence prevention, Dr. Frye has identified *modifiable* neighborhood- and individual-level factors that are associated with intimate partner and sexual violence, which is work is that acknowledged as being highly impactful and scientifically rigorous, and her external referees commented on both areas; and

WHEREAS, Dr. Frye’s prominence in her field is evident by her peer recognition as a thought leader, having been an invited lecturer on 19 occasions since coming to CHASM and has presented numerous abstracts at national and international conferences, most of which have already resulted in publications, and twice she was invited to act on the Expert Advisory Panel for the World Health Organization to develop guidelines on HIV self-testing and partner notification. She has been invited as NIH reviewer 14 times since 2009; now therefore be it
RESOLVED, That Dr. Victoria Frye be appointed with early tenure at The City College of New York, effective September 1, 2020 with an application of Bylaw 6.2.c(2), subject to financial ability.

EXPLANATION: Dr. Frye is a nationally respected thought leader, scholar, and expert in the field as well as an exceptional educator, who is conducting groundbreaking research. She will be highly sought after by other educational institutions as faculty, and therefore the University should make every effort to retain her.

H. Queens College - Award José Sanchez with Early Tenure with an Application of Bylaw 6.2.C(2):

WHEREAS, Dr. José Sanchez joined the Graduate School of Library and Information Studies at Queens College in August 2016 following his position as an Assistant Professor of Library and Information Science at Rutgers University, where he published four scholarly articles in peer-reviewed journals, one sole authored book, two book chapters, 10 articles in conference refereed proceedings, and gave five oral presentations, three of which were invited presentations in various states; and

WHEREAS, The evidence at hand supports the P&B Committee’s determination that Dr. Sanchez has met the Queens College criteria for both tenure and promotion, in light of his exceptional scholarship and his reputation in the field that have continued to expand unabated; and

WHEREAS, This high level of recognition is clearly reflected in Professor Sanchez’s numerous invitations to speak across the country, his well-regarded scholarly publications, and in the outstanding supporting letters from highly regarded scholars that note Dr. Sanchez thinks extensively and creatively in his research, as well as extending his natural propensity for thoughtful engagement and problem-solving to teaching; and as well as to service for the Department, College, his profession, and most notably to students from underrepresented populations; and

WHEREAS, Dr. Sanchez is widely regarded as dedicated to service for the Department, College, his profession, and most notably to students from underrepresented populations via his active involvement in college-wide committees and services, which is uncommon for junior faculty; and

WHEREAS, Dr. Sanchez, after his arrival at Queens College, has been awarded fellowships and grants every year including this year, in which he was awarded three grants, in collaborations with other universities, with one outside reviewer saying, “The uniqueness and social significance of his research are also extremely noteworthy; and his research area is critically important to the discipline and to the profession. Only a few
scholars are working in the general area; none that I know of have focused specifically on Mexican-American youth”; now therefore be it

RESOLVED, That Dr. José Sanchez be appointed with early tenure at Queens College, effective September 1, 2020 with an application of Bylaw 6.2.c(2), subject to financial ability.

EXPLANATION: Dr. Sanchez is a nationally renowned scholar and an expert in the field as well as an exceptional educator and dedicated community leader, who will be highly sought after by other educational institutions as faculty; therefore, The University should make every effort to retain him.

I. John Jay College of Criminal Justice - Award Jamie Longazel with Early Tenure with an Application of Bylaw 6.2.C(2):

WHEREAS, Dr. Jamie Longazel is in his ninth year of being in a tenure-track position, having begun his appointment in the Department of Political Science at John Jay in Fall 2017, having previously served six years as an Assistant Professor of Sociology and a Human Rights Center Research Fellow at the University of Dayton, where he was, in fact, granted tenure at Dayton but he left that institution to come to John Jay; and

WHEREAS, Even before coming to Jay College, Dr. Longazel was a rising star in the interdisciplinary field of law and society, in which he is a specialist in immigration, political discourse and criminal justice systems, having published two books — *The Pains of Mass Imprisonment* and the award-winning *Undocumented Fears: Immigration and the Politics of Divide and Conquer in Hazleton, Pennsylvania* — one law review article, and nine peer-reviewed research articles in the top journals in his field; and

WHEREAS, Since coming to John Jay College in 2017, Dr. Longazel has continued his productive research life, having published two book reviews, one book chapter and a peer-reviewed research article, with an external reviewer writing, “[Dr.] Longazel’s recent solo-authored article in *Law and Society Review (LSR)* that documents his new research on legal aid for detained migrants is a major accomplishment. LSR is the premier journal for law and society scholarship; publishing a solo-authored article in it is a career achievement that even many senior scholars never attain”; and

WHEREAS, It is the judgement of Dr. Longazel’s department, the College’s review committee, and the external reviewers that he has published work of a quantity and quality that merits tenure at John Jay College. His evaluations from his chair as well as students have made it clear that he is not only a fine researcher, but is also an outstanding teacher in what has become, in part because of him, a quickly growing Law and Society major; now therefore be it
RESOLVED, That Dr. Jamie Longazel be awarded tenure in the Department of Political Science at John Jay College of Criminal Justice, effective September 1, 2020 with an application of Bylaw 6.2.c(2), subject to financial ability.

EXPLANATION: Dr. Jamie Longazel is a renowned expert in his growing field who, in a relatively short time, has produced research of the highest caliber, while demonstrating himself as one of the most vital members of his department, helping that department to grow. He is producing scholarship of the highest level in service to the University’s mission and he will be highly sought after by other educational institutions; therefore, John Jay College should make every effort to retain him.

J. John Jay College of Criminal Justice - Award Joshua Mason with Early Tenure with an Application of Bylaw 6.2.C(2):

WHEREAS, Dr. Joshua Mason was first appointed as an Assistant Professor in the Economics Department at John Jay in 2015, and in only five years, he has made a tremendous impact on his field of heterodox macroeconomics, exceeding expectations for publishing in peer review journals and is rising as a leading public intellectual who appears in mainstream and specialty venues; and

WHEREAS, Dr. Mason is an indispensable teacher in John Jay’s new Economics Master of Arts program, affording the program tremendous visibility because of the strength and impact of his scholarly work on fiscal distribution and household debt, as well as his important and unique contribution to the College’s mission for social justice; and

WHEREAS, Since coming to John Jay, Dr. Mason has published six articles in top-ranked, peer-reviewed journals; two chapters in peer-reviewed books; and two book reviews, with one external reviewer writing of Dr. Mason, “his publishing record and impact are on par with that of senior scholars in the field”; and

WHEREAS, Dr. Mason’s scholarship has made him into an important public intellectual who is regularly interviewed by journalists from assorted media and asked to speak at conferences the world over, and thus is a very public and visible macroeconomist who is celebrated as a scholar with creative, original ideas. One external reviewer has written, “Mason is perhaps the most significant economist of his generation in his critical research area”; now therefore be it

RESOLVED, That Dr. Joshua Mason be awarded tenure in the Department of Economics at John Jay College of Criminal Justice, effective September 1, 2020 with an application of Bylaw 6.2.c(2), subject to financial ability.
EXPLANATION: Dr. Mason is a nationally renowned scholar and expert in the field as well as an exceptional educator, who has brought visibility to the University’s academics and mission. He will be highly sought after by other educational institutions; therefore, John Jay College should make every effort to retain him.

K. John Jay College of Criminal Justice - Award Liza Steele with Early Tenure with an Application of Bylaw 6.2.C(2):

WHEREAS, Dr. Liza Steele has had a productive career prior to joining John Jay College, during which she developed a scholarly portfolio of publications worthy of tenure and is now in her seventh year in a tenure-track position, having previously served as an Assistant Professor at the State University of New York at Purchase from 2013 to 2018, and was hired by John Jay with the understanding that she would be eligible for tenure and promotion; and

WHEREAS, Dr. Steele is a quantitative sociologist who studies the variables that shape public attitudes about social welfare policies in contexts of racial, ethnic, and national diversity, and in the words of a reviewer, Dr. Steele “has compiled the most ambitious and comprehensive data-set for studying the international similarities and contrasts in the complex relationship connecting inequality, redistribution policies, and attitudes to marginal groups,” and that she “has proven her scholarly growth by publishing significant high-quality articles in reputable journals and by making original contributions to advancement of knowledge in the field of attitudes toward immigrants and redistribution”; and

WHEREAS, Before arriving at John Jay, Dr. Steele was first-author on six articles in peer-reviewed journals and since her appointment at John Jay in 2018, she has been first-author on four more articles in peer-reviewed journals as well as having edited a volume of a journal and published several other articles, with one of her external reviewers noting that the “placement of her articles in strong, peer-reviewed journals is testimony to the quality and recognition that her research has earned”; and

WHEREAS, Dr. Steele’s pre-tenure research and active engagement has made her a core figure in the area of policy preference research and is widely viewed by her peers as having made a significant step towards understanding when diversity induces specific kinds of interaction that produce redistributive policy, with another reviewer writing, “her research is high quality in terms of its methodological innovations, its social scientific contributions, its rigor, and its depth”; now therefore be it

RESOLVED, That Dr. Liza Steele be awarded tenure in the Department of Sociology at John Jay College of Criminal Justice, effective September 1, 2020 with an application of Bylaw 6.2.c(2), subject to financial ability.
EXPLANATION: Dr. Steele is a widely respected and prolific scholar, an indisputable expert in her field as well as a valued educator, who is producing scholarship of the highest level that is service to the University’s mission. She will be highly sought after by other educational institutions; therefore, John Jay College should make every effort to retain her.

L. John Jay College of Criminal Justice - Award Yuliya Zabyelina with Early Tenure with an Application of Bylaw 6.2.C(2):

WHEREAS, Dr. Yuliya Zabyelina has already exceeded the College’s standards with the prodigious quantity of her work and its exceptionally high quality, having been first appointed in Fall 2014 to the Department of Political Science, and receiving her sixth reappointment in Fall 2019, as she is considered of tremendous value to the International Crime and Justice BA and MA programs”; and

WHEREAS, Dr. Zabyelina, since coming to John Jay, has published 11 peer-reviewed journal articles and 10 chapters in peer-reviewed books, as well as numerous encyclopedia articles and other publications, with most of her work focused on crime and corruption in Russia, Ukraine, and Chechnya, and has also written on Italy, the United Kingdom, the USA, the Netherlands, Nigeria, and elsewhere; and

WHEREAS, Due to this strong publishing impact in a very short time, Dr. Zabyelina has been invited to speak at various venues, including the George Marshall European Centre for Security Studies, and was invited to organize a funded conference at the United Nations Office of Drugs and Crime, with one of her external reviewers writing, “the fact that Dr. Zabyelina was chosen to participate in the U.N. project provides an illustration of her growing international reputation”; and

WHEREAS, Dr. Zabyelina is deeply involved with the international communities of practice, such as the United Nations Office on Drugs and Crime and is viewed by her colleagues as an integral member of the International Crime and Justice programs at the College, with the proscribed personnel committees within both the Department of Political Science and the College strongly supporting her early tenure, with one committee member writing, “there should be no doubt that [Dr.] Zabyelina meets our qualifications for tenure and promotion and would likely meet such qualifications at most campuses”; now therefore be it

RESOLVED, That Dr. Yuliya Zabyelina be awarded tenure in the Department of Political Science at John Jay College of Criminal Justice, effective September 1, 2020 with an application of Bylaw 6.2.c(2), subject to financial ability.
EXPLANATION: Dr. Zabyelina is an internationally respected expert in her field whose extensive research is highly relied upon by international bodies. She is performing scholarship of the highest level that is service to the University’s mission and she is widely regarded as an effective, dedicated educator. She will be highly sought after by other educational institutions; therefore, John Jay College should make every effort to retain her.

Chairperson Thompson, Jr. asked for a vote. Cal. Nos. 5.G. through 5. L. were unanimously adopted.

6. COMMITTEE ON FACILITIES PLANNING AND MANAGEMENT:
Chairperson Thompson, Jr. reported that at the June 8, 2020 meeting of the Committee on Facilities Planning and Management, the Committee approved the following resolution, and Trustee Obergfell recommended its approval by the Board.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Obergfell, the following resolution was presented and opened for discussion:

A. New York City College of Technology - Authorize a Lease Amendment with St. James Apartments, Inc., as Landlord, to Extend the Term of the Lease at 250 Jay Street, Brooklyn, New York:

WHEREAS, The City University of New York (the “University”) currently leases, for and on behalf of New York City College of Technology (the “College”), a portion of the ground floor, and the entire 2nd, 3rd, 4th & 5th floors, totaling approximately 25,000 square feet (the “Demised Premises”), in the building located at 250 Jay Street, Brooklyn, NY (the “Building”), pursuant to a Lease dated as of April 25, 2005 (the “Original Lease”); and

WHEREAS, By letter agreement dated December 22, 2014, the University exercised an option to renew the term of the Original Lease, which extended the term of the Original Lease for a term currently scheduled to expire on July 31, 2020 (the “Expiration Date”) (the Original Lease, as modified by the Letter Agreement, is hereinafter referred to as the “Lease”); and

WHEREAS, Under the Lease the University is currently paying annual base rent for the Demised Premises at a rate of $1,050,000 ($42.00/SF), and the Landlord is responsible for the cost of structural and base building system repairs and maintenance, and the University is responsible for the cost of utilities, other interior repairs and supplemental
cleaning; and

WHEREAS, The University, as tenant, desires to enter into an amendment of the Lease with Landlord to extend the term of the Lease by an additional term of one (1) year commencing on August 1, 2020 and expiring on July 31, 2021, upon substantially the same business terms and conditions as are contained in the Lease, except that the annual base rent for the Demised Premises during the renewal term of one (1) year will be $47.00/SF; 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 an amendment of the Lease covering the Demised Premises to extend the term of the Lease with the Landlord for a period of one (1) year, commencing on August 1, 2020 and expiring on July 31, 2021, upon substantially the same business terms and conditions as are contained in the Lease 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 the Board of Trustees approves said one-year renewal lease with a total lease cost of $1.5 million, which includes a $47.00/SF base rent for the Demised Premises, real estate taxes, cleaning, and a contingency for COVID related additional cleaning and equipment; 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: While the functions and staff at this location are important for the College, the University is not in a position to enter into long term commitments at this time due to the COVID-19 pandemic.

Trustee Shorter asked, “Do CUNY pay real estate taxes on properties it leases?” Trustee Obergfell noted, “The rule is you don’t pay real estate taxes on property that not-for-profits own. That’s why we do those leasehold condos, Charlie, so to keep us exempt from the real estate taxes. But as of right if we’re a tenant to my knowledge we’re not exempt.”

Chairperson Thompson, Jr. asked for a vote. Cal. No. 6.A. was unanimously adopted.
7. **COMMITTEE ON STUDENT AFFAIRS AND SPECIAL PROGRAMS:**
Chairperson Thompson, Jr. reported that at the June 8, 2020 meeting of the Committee on Student Affairs and Special Programs, the Committee approved the following resolution, and Trustee O’Donnell-Tormey recommended its approval by the Board.

Moved by Chairperson Thompson, Jr. and seconded by Trustee O'Donnell-Tormey, the following resolution was presented and opened for discussion:

**A. The City University of New York - Approve the Award of The Jonas 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 graduates of The City University of New York senior colleges; and

WHEREAS, The scholarships are awarded to students who have been accepted to a U.S. medical school or graduate school in pursuit of the M.D. and D.O as well as Ph.D. or D.Sc. in biomedical/biological sciences and have performed scientific research as an undergraduate; and

WHEREAS, The students' research papers are reviewed and recipients are selected for their potential to make significant contributions to medical and biomedical research by a committee of prominent physicians chaired by Dr. Arnold Melman, President of the Society of Salk Scholars; and

WHEREAS, Since 1955, over five hundred students have been awarded the Jonas E. Salk Scholarship (the “Salk Scholarship”); and

WHEREAS, Salk Scholarship winners receive a total of $8,000 over the course of four years to help defray the cost of study for M.D. and D.O. degrees as well as doctoral degrees in Biomedical Sciences; now 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 of The City University of New York effective June 29, 2020:

1. Marianna Babadzhanov, Brooklyn College
2. Miar Elaskandrany, Brooklyn College (Macaulay Honors College)
3. Tiffany Merlinsky, Hunter College (Macaulay Honors College)
4. Swathi Mettela, City College (Macaulay Honors College)
5. Jasmin Morales, City College
8. **EXECUTIVE COMMITTEE:**

Chairperson Thompson, Jr. noted that Calendar Item No. 8 is being read for informational purposes only. It serves as notice of an action taken by the Board of Trustees' Executive Committee on June 18, 2020.

A. **The City University of New York - Declaring June 19, 2020 Or “Juneteenth” A Holiday for all Employees:**

WHEREAS, On June 17, 2020, Governor Andrew M. Cuomo announced Executive Order No. 204, “Declaring Juneteenth a Holiday for New York State Employees” (“Executive Order No. 204”); and

WHEREAS, Executive Order No. 204 describes how “news of liberation of slaves came to State of Texas more than two years after President Abraham Lincoln’s Emancipation Proclamation went into effect on January 1, 1863; African Americans across the state were made aware of their right to freedom on June 19, 1865, when Major General Gordon Granger arrived in Galveston with federal troops to read General Order No. 3 announcing the end of the Civil War and that all enslaved people;” and

WHEREAS, Executive Order No. 204 further states that the State of New York “has a tradition of acknowledging significant milestones in advancing the cause of freedom, and New Yorkers, some of whom descend directly from those brave men and women that gained freedom on that day, join in celebrating the 155th anniversary of Juneteenth, an observance that commemorates the official announcement made in the State of Texas regarding the abolition of slavery and the freeing of some quarter-million African Americans;” and

WHEREAS, The Board of Trustees of The City University of New York (the “University”) supports the statements expressed in the Governor’s Executive Order No. 204, which is consistent with the University’s mission and values; and
WHEREAS, The Board of Trustees of the University further supports the Governor’s Executive Order No. 204 that “observance of Juneteenth honors the history, perseverance, and achievements of African Americans, and celebrates America’s progress and continuing commitment to realizing the principles of liberty and equality upon which our nation was founded;” and

WHEREAS, The Board of Trustees of the University desires that all University employees benefit from the observance of June 19, 2020 as a holiday and as stated in Executive Order No. 204 serve as “a reminder of the hardships and losses suffered by African Americans in their struggle to attain freedom, and we pay tribute to the memory of those who made the ultimate sacrifice in this quest; through their experiences and those of others who were successful in achieving victory, we find among the most poignant and valuable lessons of humankind that continue to resonate with people of all backgrounds;” now therefore be it

RESOLVED, That the Board of Trustees authorizes and hereby declares that Friday June 19, 2020, be and it hereby is an official holiday for The City University of New York, whereby employees of the University will be afforded the requisite benefits, allowances and excusals from work, as would otherwise be afforded to all such employees of the University on all such other legal holidays approved by the Board of Trustees of the University and consistent with the policies of this Board of Trustees; and be it further

RESOLVED, That the Board of Trustees authorizes and directs the Chancellor to take any and all such action as he or his designee(s) deem reasonably necessary and appropriate to give effect to the foregoing resolution, and that such action by the Chancellor or his designee(s) be conclusive evidence of his or her authority to perform all such acts and to execute and deliver all such relevant documents and instruments on behalf of the University in order to give effect to the foregoing resolution.

Moved by Chairperson Thompson, Jr. and seconded by Vice Chairperson Schwartz, the following resolution was presented and opened for discussion:

9. The City University of New York - Extend the Period of the CUNY Chancellor’s Emergency Relief Fund:

WHEREAS, The Board of Trustees of The City University of New York (the “University”) by resolution of the same date established the Chancellor’s Emergency Relief Fund on March 30, 2020, to provide financial assistance and support to University students in the greatest need across the University’s 25 campuses during the economic crisis triggered by the COVID-19 pandemic; and
WHEREAS, A large portion of the University’s student population is economically vulnerable even in the best of times and the most recent public health crisis has further deepened their vulnerability; and

WHEREAS, The Chancellor’s Emergency Relief Fund has raised more than $5 million, has already distributed just over $2 Million to more than 4,000 students in need, and will distribute another $1 Million to 2,000 additional students by mid-July 2020; and

WHEREAS, The recipients include students who (i) have a family income profile of high need (zero family contribution on their financial aid packages); (ii) are within 12 credits of completing their degree; (iii) are student parents; (iv) are undocumented students; and/or (v) are international students who are ineligible to receive state or federal assistance including relief from the CARES Act; and

WHEREAS, The University anticipates there will be a need for continuing student financial assistance and support in Academic Year 2020-21 due to the ongoing COVID-19 economic crisis; and

WHEREAS, The Chancellor was authorized to solicit pledges of up to $15 Million, on or before June 30, 2020, and accept individual donations up to and including $1,000,000 prior to June 30, 2020; and

WHEREAS, There continues to be keen public and private interest in donating and pledging to the Chancellor’s Emergency Relief Fund; now therefore be it

RESOLVED, That Board of Trustees hereby approves the extension of the period of the Chancellor’s Emergency Relief Fund from June 30, 2020 to October 31, 2021; and be it further

RESOLVED, That, in accordance with Board of Trustees Policy 3.05 - Trust and Gift Funds, Acceptance and Administration, the Chancellor shall continue to maintain a separate bank account designated for this specific purpose; and be it further

RESOLVED, That the Chancellor be, and hereby is authorized to solicit pledges of up to $15 Million, on or before October 31, 2020 and it being understood that any funds pledged by a donor should be reported monthly to the Board of Trustees; and be it further

RESOLVED, That the Chancellor be, and is hereby authorized to accept individual donations up to and including $1,000,000 prior to October 31, 2020, it being understood that this authorization shall continue to supersede Board of Trustees Policy 3.05 - Trust and Gift Funds, Acceptance and Administration up and until October 31, 2020 and such donations shall be subject to a post audit and shall be reported to the Board of Trustees on a weekly basis; and be it further
RESOLVED, That any donation of more than $1,000,000 shall require the approval of the Board of Trustees or its Executive Committee in accordance with Policy 3.05 - Trust and Gift Funds, Acceptance and Administration, including all audit and reporting requirements; and be it further

RESOLVED, That in addition to the report required on July 15, 2020, the Chancellor shall provide to the Board of Trustees by November 15, 2020 a report of all expenditures made from July 1, 2020 through October 31, 2020.

EXPLANATION: Given the unprecedented public health and economic crisis posed by the COVID-19 pandemic and the severe impact it has had on our community, the University recommends the continuation of the Chancellor’s Emergency Relief Fund as a means to mitigate the financial impact on our students. There is still interest from potential funders and our students’ needs will no doubt continue through October 31, 2020.

University Student Senate (USS) Chair and Trustee Timothy Hunter stated, “A lot of our students are left out of the CARES Act who didn't have access to the federal money so a special thank you to all the fundraising efforts that were taken to make sure that undocumented students and international students and others can still receive some sort of financial support.”

Chairperson Thompson, Jr. also thanked his colleagues who are contributing to this fund.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 9 was unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Ferrer, the following resolution was presented and opened for discussion:

10. Resolution of Appreciation - President David Gómez of Eugenio María De Hostos Community College:

WHEREAS, Dr. David Gómez was appointed the seventh President of Eugenio María de Hostos Community College of The City University of New York on July 1, 2015, after serving as Interim President since August 28, 2014; and

WHEREAS, Dr. Gómez spent more than a decade in senior administrative positions at Hostos Community College from 1974 to 1986, including Dean of the College, Interim Dean of
Academic Affairs, Associate Dean of the College, and Special Assistant to the President, and is by any standard a true and loyal friend of the College; and

WHEREAS, Dr. Gómez has been an invaluable member of the CUNY system for over four decades, serving in a variety of roles not only at Hostos but as a senior administrator at Kingsborough Community College, where he served as Dean of Instructional Services, Vice President for Academic Administration, Program Planning, and Development, and Interim Provost; and

WHEREAS, A native of New York City, Dr. Gómez is a proud graduate of the New York City public school system, of the State University of New York at Albany, where he earned a Baccalaureate degree in English Literature, and of Teachers College, Columbia University, where he earned his Masters and Doctoral degrees in Education; and

WHEREAS, Dr. Gómez is an acknowledged expert on the theories and practices pertaining to the community college system, demonstrating a life-long dedication to the field of Education and the promise of community colleges, and has shared his expertise at such events as the 2016 Aspen Presidential Fellowship - Second Residential Seminar and the 2017 Aspen Presidential Fellowship - New President's Panel Discussion; and

WHEREAS, Dr. Gómez has served on the boards of such institutions as the Bronx Care Health System and the Havens Relief Fund Society, which together with the Hostos Community College Foundation, have provided more than two million dollars in scholarships for deserving students over the course of fiscal years 2016-17, 2017-18, and 2018-19; and

WHEREAS, During Dr. Gómez’s stewardship, Hostos Community College raised its three-year graduation rate by more than six percent between Fall 2014 and Fall 2015; sustained student enrollment during a time of declining enrollment nationally; developed and implemented a Strategic Plan with student success as its core value; exceeded the New York State NCLEX average pass rate (for both RN and LPN programs) in Academic Years 2018-19 and 2019-20 with a 100% pass rate for both years; was selected as a top ten finalist for the prestigious Aspen Prize for Community College Excellence; and celebrated its 50th anniversary; and

WHEREAS, Dr. Gómez has, by the strength of his intellect, leadership, and compassion, played an invaluable role in guiding the College, its faculty, staff, and students through times of local and international hardship and tragedy, including Hurricanes Sandy and Maria and now the COVID-19 pandemic, during which he has served as a beacon of hope and calm; and

WHEREAS, Dr. Gómez has decided to draw his distinguished academic and professional career to a close and enjoy the fruits of his labors with his beloved wife, daughters, and grandchildren; now therefore be it
RESOLVED, That the members of the Board of Trustees of The City University of New York offer their sincere thanks and deepest appreciation for Dr. Gómez’s sterling achievements as a leader, as an educator, and as a man whose constant dedication reflects his care, love, and concern for the many communities he touched at The City University of New York, Hostos Community College, and Kingsborough Community College.

EXPLANATION: The City University of New York wishes to thank President Gómez for his years of service to Eugenio María de Hostos Community College and wish him well in his future endeavors.

Chairperson Thompson, Jr. stated, “Let me just say how much I will miss Dr. Gómez. He is a wonderful human being, and it has been a pleasure and an honor to work with him.” Trustees Shorter and Clarke concurred.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 10 was unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Clarke, the following resolution was presented and opened for discussion:

11. The City University of New York – Appointment of Dr. Scott E. Evenbeck as University Professor at Baruch College:

WHEREAS, Dr. Scott E. Evenbeck, became the inaugural president of Stella and Charles Guttman Community College in January of 2011; and

WHEREAS, During President Evenbeck’s tenure, Guttman Community College has become nationally known for its unique academic model, high graduation rates, and innovative first-year-experience curriculum; and

WHEREAS, In the past eight years Guttman Community College has also increased its full-time faculty by 200% with the number of full-time faculty increasing from a total of 18 in Fall 2012 to 54 in Fall 2019. Guttman Community College’s student population has grown from the inaugural class of 289 in Fall 2012 to 1022 students in Fall 2019 and, now, more than 1,000 alumni; and

WHEREAS, Under President Evenbeck’s leadership, Guttman Community College was accredited by the Middle States Commission on Higher Education in 2017 and the next evaluation visit is scheduled for 2020-2021; and

WHEREAS, During his tenure, Stella and Charles Guttman Community College has won positive national attention for its innovative academic model and high graduation rates.
Guttman was ranked as the Best Community College in New York State by BestColleges.Com in 2018 and most recently, the #1 Community College in America 2020 by niche.com; and

WHEREAS, During President Evenbeck’s tenure, in fall 2019, in its first year of eligibility, Guttman Community College was named among the top 15% of community colleges nationwide by the Aspen Institute from a nationwide pool of nearly 1,000 community colleges as one of the nation’s top 150 community colleges for its outstanding achievement; and

WHEREAS, A native of Fostoria, Ohio, Dr. Evenbeck is a graduate of Indiana University at Bloomington (A.B.) and University of North Carolina at Chapel Hill (M.A. and Ph.D.). He enjoyed a long teaching career, beginning as an assistant professor in the Department of Psychology at Indiana University-Purdue University Indianapolis, rising to the rank of full professor in 2007. At IUPUI, he also had a distinguished career in administration, serving as Assistant Chair in the Psychology Department, Assistant Dean, Associate Dean, Associate Director of Administrative Affairs, and Associate Vice Chancellor for Undergraduate Education, and, finally, founding Dean of the University College at IUPUI; and

WHEREAS, Dr. Evenbeck is a nationally known expert in the first-year experience for undergraduate students, and he is firmly committed to student-centered learning and teaching. For many years, he has served on the Advisory Board for the National Resource Center for the First-Year Experience and Students in Transition, as was a faculty member for the Learning Community Institute of the Washington Center for Undergraduate Education. He also serves on the Board for the nationally known John N. Gardner Institute for Excellence in Undergraduate Education and on the Community College Advisory Panel of the College Board; and

WHEREAS, The Board of Trustees Manual of General Policy 5.23 – University Professor – establishes the title of University of Professor with qualifications for appointment including that a person must have served as a President of a unit of CUNY for a period of at least 8 years immediately preceding such appointment and be within 10 years of mandatory retirement; and

WHEREAS, Such appointment shall be up to 5 years and is at the discretion of the Chancellor and subject to Board of Trustees’ approval; now therefore be it

RESOLVED, That, in accordance with the Board of Trustees Manual of General Policy 5.23 and in recognition of Dr. Scott E. Evenbeck’s distinguished service and legacy to The City University of New York, the Board of Trustees appoint Dr. Evenbeck as University Professor at Baruch College, effective January 2, 2021 for up to 5 years, at an annual salary of $162,270, subject to financial ability; and be it further
RESOLVED, That the members of the Board of Trustees of The City University of New York express their sincere thanks and deepest appreciation to Dr. Scott E. Evenbeck for his exemplary leadership, tireless dedication, and outstanding service to Stella and Charles Guttman Community College and The City University of New York.

EXPLANATION: The City University of New York wishes to thank President Evenbeck for his years of service and wish him well in his next role as University Professor.

The Chancellor strongly recommends this appointment.

Chairperson Thompson, Jr. stated, “I could think of no better person to have started as the President of Guttman Community College and really has left big shoes to fill.”

Chairperson Thompson, Jr. asked for a vote. Cal. No. 11 was unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Shorter, the following resolution was presented and opened for discussion:

12. The City University of New York – Appointment of Dr. Mitchel B. Wallerstein as University Professor at Baruch College and President Emeritus of Baruch College:

WHEREAS, Dr. Mitchel B. Wallerstein became the seventh President of Baruch College in August 2010 and stepped down on June 1, 2020; and

WHEREAS, Under President Wallerstein’s leadership, Baruch College’s national and international reputation has grown significantly, as documented by notable rankings that include top regional recognition as a public higher education institution by U.S News & World Report; in addition to recognition by Money and Forbes magazines for best value. Most significantly, under President Wallerstein’s leadership, for five consecutive years, CollegeNET has ranked Baruch #1 in the United States (amongst 1,400 institutions surveyed) on its annual Social Mobility Index; and

WHEREAS, Under President Wallerstein’s leadership, Baruch College had record breaking fundraising, which included a $30 million gift to name and endow the Austin W. Marxe School of Public and International Affairs, the single largest gift in Baruch’s history and the second-largest gift in the history of The City University of New York. Additionally, under President Wallerstein’s leadership Baruch College completed two successful fundraising campaigns: the Baruch Means Business campaign, which exceeded its $150 million goal by raising a total of $157 million (initiated prior to 2010); and the Be in the Life-Changing Business scholarship campaign, which exceeded its $15 million goal, to ultimately raise $21 million; and
WHEREAS, Under President Wallerstein’s leadership, Baruch College successfully petitioned the City of New York to close a block of 25th Street to develop a permanent urban plaza, which was financed as a private-public partnership, and the College was similarly successful in convincing the U.S. Post Office to lease the lower level of its historic Madison Square Park branch to create a long-sought student center, made possible by a $3 million gift from a Baruch alumnus; and

WHEREAS, Dr. Wallerstein, a native New Yorker, holds PhD and MS degrees in political science from MIT, a Master's in Public Administration from Syracuse University, and an AB from Dartmouth College. Prior to coming to Baruch, Dr. Wallerstein served from 2003-2010 as Dean of the Maxwell School of Citizenship and Public Affairs of Syracuse University and a tenured professor of political science and public administration. Prior to Syracuse, Dr. Wallerstein was Vice President for International Programs at The John D. and Catherine T. MacArthur Foundation (1998 – 2003) and before that Deputy Assistant Secretary of Defense for Counter-proliferation Policy and Senior Representative for Trade Security Policy in the U.S. Department of Defense (1993 – 1997). Earlier he served on the faculty at MIT for five years and he held a tenure-track appointment in the Department of Political Science at Holy Cross College in Massachusetts; and

WHEREAS, Dr. Wallerstein is Board Chair, Emeritus, of Public Agenda (2008-Present), an elected member of the Council on Foreign Relations and the International Institute for Strategic Studies, and an elected Fellow of the National Academy of Public Administration and of the American Association for the Advancement of Science; and

WHEREAS, The Board of Trustees Manual of General Policy 5.23 – University Professor – establishes the title of University of Professor with qualifications for appointment including that a person must have served as a President of a unit of CUNY for a period of at least 8 years immediately preceding such appointment and be within 10 years of mandatory retirement; and

WHEREAS, Such appointment shall be up to 5 years and is at the discretion of the Chancellor and subject to Board of Trustees’ approval; and

WHEREAS, According to the Board of Trustees Manual of General Policy 5.041 – Chancellor and President Emeritus, upon recommendation by the Chancellor to the Board of Trustees, the title of President Emeritus may be conferred upon College Presidents who have honorably retired with fewer than 10 years of presidential service; now therefore be it

RESOLVED, That in accordance with the Board of Trustees Manual of General Policy 5.23 and in recognition of Dr. Mitchel B. Wallerstein’s distinguished legacy and service to The City University of New York, the Board of Trustees appoint Dr. Wallerstein as University Professor at Baruch College, effective September 1, 2020 for up to 5 years, at an annual salary of $162,270, subject to financial ability; and be it further
RESOLVED, That in accordance with the Board of Trustees Manual of General Policy and in recognition of Dr. Mitchel B. Wallerstein’s distinguished leadership and tenure at Baruch College of The City University of New York from August 1, 2010 to June 1, 2020, the Board of Trustees of the University confers upon Dr. Wallerstein the title of President Emeritus, effective upon his retirement from the University after completion of his University Professorship; and, in accordance with Policy 5.041, such title is unsalaried and shall entitle the former President to the use of University libraries and research facilities and such other services as appropriate; and be it further

RESOLVED, That the members of the Board of Trustees of The City University of New York express their sincere thanks and deepest appreciation to Dr. Mitchel B. Wallerstein for his exemplary leadership of Baruch College, of The City University of New York from August 2010 to June 2020.

EXPLANATION: The City University of New York wishes to thank President Wallerstein for his years of service as President of Baruch College and wish him well in his next role as University Professor and later President Emeritus.

The Chancellor strongly recommends these appointments.

Chairperson Thompson, Jr. stated, “I’ve appreciated Mitch Wallerstein's leadership at Baruch College who has kept it as one of the finest institutions in the CUNY system. So thank you for your service.”

Chairperson Thompson, Jr. asked for a vote. Cal. No. 13 was unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Linares-Garcia, the following resolution was presented and opened for discussion:

13. Resolution of Appreciation - Interim President James L. Muyskens of The Graduate Center:

WHEREAS, Dr. James L. Muyskens was appointed the Interim President at The Graduate Center at The City University of New York on July 1, 2019; and

WHEREAS, Dr. Muyskens has 51 years of university teaching and leadership experience; and held leadership roles such as the Dean of the College of Liberal Arts & Sciences at the
WHEREAS, Dr. Muyskens served as the President of Queens College at The City University of New York for 12 years and also as a University Professor at The Graduate Center and as Department Chair, Associate Provost and Acting Provost at Hunter College; and

WHEREAS, During Dr. Muyskens tenure, his thoughtful leadership ensured that The Graduate Center continues as a world class, R1, research institution, and the staff, faculty, and students continued their important work remotely during the unprecedented COVID-19 epidemic; and

WHEREAS, Dr. Muyskens holds a Ph.D. in Philosophy from University of Michigan, a M. Div. in Systematic and Philosophical Theology from Princeton Theological Seminary and a B.A. in Philosophy from Central College, Iowa; now therefore be it

RESOLVED, That the members of the Board of Trustees of The City University of New York offer their sincere thanks and deepest appreciation for Dr. Muyskens achievements as a leader and educator at The Graduate Center, Queens College and Hunter College.

EXPLANATION: The City University of New York wishes to thank Interim President Muyskens for his years of service to The Graduate Center, Queens College and Hunter College and wish him well in his future endeavors.

Chairperson Thompson, Jr. stated, “I'd like to thank him for guiding The Graduate Center forward.”

Chairperson Thompson, Jr. asked for a vote. Cal. No. 13 was unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Clarke, the following resolution was presented and opened for discussion:

14. Resolution of Appreciation - Interim President William A. Tramontano of Queens College:

WHEREAS, William A. Tramontano, Ph.D. was appointed Interim President of Queens College of The City University of New York on May 1, 2019; and

WHEREAS, Dr. Tramontano was previously a Senior Advisor to the President for Student Success and Strategic Initiatives at Hunter College and has over 38 years of university teaching experience; and
WHEREAS, Dr. Tramontano served five years at Lehman College, beginning as a Professor of Biological Sciences and rising to the Dean of Natural and Social Sciences and the Acting Provost and Vice President for Academic Affairs; and

WHEREAS, Dr. Tramontano also served ten years at Brooklyn College, as a Professor of Biological Sciences, becoming the Provost and Senior Vice President for Academic Affairs; and

WHEREAS, Dr. Tramontano holds a Ph.D. in Physiology from New York University, a M.S. in Biology from New York University and a B.S. in Biology from Manhattan College; and

WHEREAS, Dr. Tramontano has served The City University of New York honorably with his 17 years of academic and leadership experience at CUNY, and he has served on numerous boards, committees and councils; most notably the CUNY Academic Policy Committee, Academic Council of University Provosts, CUNY institute of Health Equity, Louis Stokes Alliance for Minority Participation in Science, and the Governing Board of the CUNY School of Public Health; now therefore be it

RESOLVED, That the members of the Board of Trustees of The City University of New York offer their sincere thanks and deepest appreciation for Dr. William Tramontano’s service to Queens College, Hunter College, Lehman College, and Brooklyn College.

EXPLANATION: The City University of New York wishes to thank Interim President Tramontano for his service to Queens College and wish him well in his future endeavors.

Chairperson Thompson, Jr. stated, “He had large shoes to fill at Queens College and did it admirably.”

Chairperson Thompson, Jr. asked for a vote. Cal. No. 14 was unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by USS Chair and Trustee Hunter, the following resolution was added to the agenda.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Berger, the following resolution was presented and opened for discussion:

15. The City University of New York - Appointment of Berenecea Johnson Eanes as President at York College:

WHEREAS, Berenecea Johnson Eanes, Ph.D. has been serving as the Interim President of York College since September 1, 2019; and
WHEREAS, In her time as Interim President of York College, the campus was awarded $3 million by the JFK Redevelopment Partners Awards to transform York’s 20 year-old Minority University Research and Education Program, which introduces STEM education to students in grades 1 through 12; and

WHEREAS, Dr. Eanes served as Vice President for the Division of Student Affairs at California State University, Fullerton (CSUF), leading a division of 400+ employees who support the personal, social and academic development of nearly 40,000 students since 2012; and

WHEREAS, Dr. Eanes co-led efforts to create the Student Success Teams Steering Committee, the genesis of CSUF’s college-based Student Success Teams that have become a national model for best practices to increase graduation rates and eliminate achievement gaps. CSUF facilitated a 33% improvement in six-year graduation rates for first-time freshmen, a more than 100% improvement in four-year graduation rates for first-time freshmen; a 19% improvement in two-year graduation rates for transfer students, and a 41% improvement in four-year graduation rates for transfer students – all CSUF records; and

WHEREAS, Under her leadership annual gift commitments for both Student Affairs and Titan Athletics increased almost tenfold (from $400K to $3.5M for Student Affairs and $496K to $3.76M for Titan Athletics); and

WHEREAS, Dr. Eanes has been honored with notable national and state-wide awards; including the Wang Family Excellence Award, garnering the honor for distinguishing herself through exemplary contributions and achievements to Cal State Fullerton; and

WHEREAS, Prior to her time at California State University, Fullerton, Dr. Eanes served in positions of increasing responsibility at both public and private institutions of higher learning including John Jay College of Criminal Justice, Barnard College, Columbia College, Morehouse College and Hamilton College; and

WHEREAS, Dr. Eanes received a Ph.D. in Social Work from Clark Atlanta University, a Master of Social Work from Boston University and a Bachelor of Science in Public Health from Dillard University in New Orleans; and

WHEREAS, The Board of Trustees Manual of General Policy 2.12 – Guidelines for Presidential Searches provides for the suspension of the Search Guidelines for a specific search and substitution of a shortened process after the Board Chairperson and the Chancellor consult with the Chair of the Board Committee on Faculty, Staff and Administration and leadership of College constituencies; and

WHEREAS, The Board Chairperson and the Chancellor have consulted with the Chair of the Board Committee on Faculty, Staff and Administration; and
WHEREAS, On May 28, 2020 and June 2, 2020, there was formal consultation with various College constituencies including elected faculty leadership, elected student leadership, alumni, Foundation Board members and friends of the College about the needs of the College and expectations for the new York President; and

WHEREAS, Based upon this consultation and Dr. Eanes’ performance throughout her career and during this year, the Chancellor has determined that Dr. Eanes has a proven record of distinction which greatly enriches the College and the University and it is in the best interest of the College and University that Dr. Eanes be appointed President; and

WHEREAS, The Chancellor recommends the appointment of Dr. Eanes as York’s President; now therefore be it

RESOLVED, That the Board of Trustees of The City University of New York approve the appointment of Bereneceaa Johnson Eanes as President, York College, effective August 1, 2020, with annual salary of $320,000.

EXPLANATION: As President, Bereneceaa Johnson Eanes will ensure the leadership, continuity and consistency she has been providing since she stepped into the role of Interim President.

The Chancellor strongly recommends this appointment.

Chancellor Félix Matos Rodriguez stated, “Interim President Johnson Eanes has done an incredible job at York College. As we began the process to consult with internal and external stakeholders about the qualities for the next president of York College, there was a lot of support for her and given her track record, her work in this past year and before, and the fact that we have three other additional searches to undertake next year, I, upon consultation, thought that it would be appropriate to suggest that she be appointed the permanent president.”

Chairperson Thompson, Jr. applauded the Chancellor for his bold action in this, and thanked him for a job well done in putting this forward.

Chairperson Thompson, Jr. asked for a vote. Item No. 15 was unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Berger, the following resolution was added to the agenda.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Ferrer, the following resolution was presented and opened for discussion:
16. The City University of New York - Appointment of Anthony E. Munroe as President at Borough of Manhattan Community College:

WHEREAS, Anthony E Munroe, Ed.D. is currently serving as the 8th President of Essex County College, a public community college in Essex County, New Jersey; and

WHEREAS, As Essex County College President, Dr. Munroe is responsible for faculty on three campuses in Essex County; and A.A., A.S., and A.A.S. degree programs in more than 50 different majors and 26 academic certificate programs; and

WHEREAS, During Dr. Munroe’s tenure as President, he led the development of the college’s five-year strategic plan, launched and chaired the Rapid Response Retention Task force focused on improving enrollment and retention, and launched a Guided Pathways initiative to improve student experience; and

WHEREAS, Dr. Munroe served as President of Malcom X College, a part of City College of Chicago system, with over 12,000 students; where during his tenure Dr. Munroe led the successful implementation of the College to Careers initiative, a program designed to close the job skills gap and recognized by The World Bank as a global best practice; where he led and facilitated the planning and construction of a new campus, and led enrollment management and program development initiatives that allowed Malcolm X College to exceed enrollment projections; and

WHEREAS, Dr. Munroe served as Executive Administrator of the Ross University School of Medicine’s Bahamas Campus and as Associate Vice President of Health Systems Affairs and Associate Dean of Clinical Network Operations at Ross University School of Medicine in New Jersey; also serving as the President of Advocate Trinity Hospital in Chicago, a full-service, community focused hospital with a staff of 1,000 full-time employees; and

WHEREAS, Dr. Munroe is an accomplished leader and has received national recognition for his academic accomplishments in addition to his noted contributions in the field of healthcare; and

WHEREAS, Dr. Munroe completed his doctoral studies earning an Ed.D. in health education at Teachers College, Columbia University in New York City; his Master of Business Administration from Northwestern University’s Kellogg Graduate School of Management and his Master of Public Health from Columbia University; and

WHEREAS, A Search Committee, Chaired by Vice Chairman of the Board of Trustees Barry Schwartz, conducted a nation-wide search beginning in January 2020 and recommended Dr. Munroe as one of the finalists for the presidency of Borough of Manhattan Community College; and
WHEREAS, After consultation with various Borough of Manhattan Community College stakeholders, the Chancellor is recommending Dr. Munroe as Borough of Manhattan Community College President; and

WHEREAS, Section 6.2.b of the ByLaws of the Board of Trustees states that “a distinguished person of proven record appointed to the title of associate professor or the title of professor, who had tenure in another accredited institution of higher learning, may be appointed with immediate tenure by the Board in its discretion;” now therefore be it

RESOLVED, That the Board of Trustees of The City University of New York approve the appointment of Anthony E. Munroe as President, Borough of Manhattan Community College effective October 1, 2020 at an annual salary of $275,000; and be it further

RESOLVED, That the Board of Trustees of the City University of New York approve the appointment of Anthony E. Munroe as a full professor with tenure in the Department of Health Education, at Borough of Manhattan Community College, effective October 1, 2020, and placed on leave while he serves as President.

EXPLANATION: Dr. Anthony E. Munroe is nationally recognized for his expertise in healthcare leadership, strategy, cultural competency/diversity in healthcare, health systems leadership, and as a healthcare futurist.

The Chancellor strongly recommends this appointment.

Chancellor Matos Rodriguez stated, “Thank you to the Trustees and other members of the search committee who participated—the team from the Law School representing the president, Vice Chairperson Schwartz, and Trustees Ferrer and Cortés-Vázquez. Very strong pool of candidates for BMCC which is the largest school in the system, one of importance and distinction. We have an individual with a great track record in community college leadership, and leadership also in health and health management. That combined expertise will serve us well in the system.”

Chairperson Thompson, Jr. asked for a vote. Item No. 16 was unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Sandra Wilkin, the following resolution was added to the agenda.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Wilkin, the following resolution was presented and opened for discussion:
17. The City University of New York - Appointment of Christine Mangino as President at Queensborough Community College:

WHEREAS, Christine Mangino, Ed.D. is currently serving as the Provost and Vice President of Academic Affairs at Eugenio María de Hostos Community College of The City University of New York; and

WHEREAS, As Hostos Community College Provost, Dr. Mangino is responsible for ten academic departments, full time and part-time faculty and staff, for the division’s strategic planning process, overseeing integrity and excellence of academic programs, fiscal and budgetary management of $45 million for the Office of Academic Affairs; and is the Accreditation Liaison Officer for the college leading the college through projects including Middle States review, developing five year plans and operational planning; and

WHEREAS, During Dr. Mangino’s tenure as Provost, Hostos Community College saw a 95% faculty retention rate, an increase in online class offerings by 5%; an increase in three-year graduation rates from 11.9% to 26.7%; and development of an Associate’s Degree with Continuing Education certifications as part of the degree; and

WHEREAS, As the Associate Dean of Academic Affairs at Hostos Community College Dr Mangino secured a $2.5 million Title V grant, revised all 27 degrees to meet the requirements of the University’s General Education Pathway reforms, accomplished the creation of the Hostos Teaching Institute; and as the Chairperson of the Education Department increased enrollment in the program by 23%, created a Youth Studies certification, developed articulations with senior colleges, writing the Academic Program review for the Early Childhood Program; and

WHEREAS, Dr. Mangino is an accomplished scholar in learning styles and differentiated instruction, an experienced administrator, and a successful leader; and

WHEREAS, Dr. Mangino has a B.A. in Elementary Education and English from Hofstra University and a M.A. in Elementary Education from Hofstra University and Ed.D. in Instructional Leadership from St. John’s University; and

WHEREAS, A Search Committee, Chaired by Trustee Sandra Wilkins, conducted a nation-wide search beginning in January 2020 and recommended Dr. Mangino as one of the finalists for the presidency of Queensborough Community College; and

WHEREAS, After consultation with various Queensborough Community College stakeholders, the Chancellor is recommending Dr. Mangino as Queensborough Community College’s President; and
WHEREAS, Section 6.2.b of the ByLaws of the Board of Trustees states that “a distinguished person of proven record appointed to the title of associate professor or the title of professor, who had tenure in another accredited institution of higher learning, may be appointed with immediate tenure by the Board in its discretion;” now therefore be it

RESOLVED, That the Board of Trustees of The City University of New York approve the appointment of Christine Mangino as President, Queensborough Community College effective August 17, 2020 at an annual salary of $270,000; and be it further

RESOLVED, That the Board of Trustees of the City University of New York approve the appointment of Christine Mangino as a full professor with tenure in the Queensborough Community College Social Science Department effective August 17, 2020, and placed on leave while she serves as President of Queensborough Community College.

EXPLANATION: Dr. Mangino’s accomplishments, experience and education make her particularly suited for this leadership role at Queensborough Community College.

The Chancellor strongly recommends this appointment.

Chancellor Matos Rodriguez stated, “First, another very strong pool of candidates that we had in that search. My thanks to Trustee Wilkin for chairing that committee and Trustees Clarke and Kim for participating and the rest of the other members of the committee. I knew Dr. Mangino at my time at Hostos Community College, who was a department chair and Associate Provost. I have seen her rising to the challenge as Provost at Hostos Community College and worked hand in hand with President Gómez. A proven leader, someone whose own story began at a community college herself so she knows and understands the needs of community college students, knows the area and the community, and knows CUNY well. I am so delighted to recommend Dr. Mangino for the position.”

*Chairperson Thompson, Jr. asked for a vote. Item No. 17 was unanimously adopted.*

Moved by Chairperson Thompson, Jr. and seconded by Trustee Obergfell, the following resolution was added to the agenda.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Obergfell, the following resolution was presented and opened for discussion:

18. **The City University of New York - Appointment of Kenneth Adams as President at LaGuardia Community College:**

WHEREAS, Kenneth Adams is currently serving as the Dean of Workforce and Economic Development at Bronx Community College (BCC) at The City University of New York, overseeing the departments of Adult and Continuing Education, Workforce Development,
Career Services, Community and Economic Development, and the BCC Center for Sustainable Energy; and

WHEREAS, At Bronx Community College, Mr. Adams developed credit-bearing credential programs and “Career Maps” for six BCC degree programs. Mr. Adams also raised $1.9 million in support of workforce training and career service initiatives. Mr. Adams’ efforts increased the Continuing Education Program enrollment by 45% and revenue by 15%; and

WHEREAS, As Commissioner of the NYS Department of Economic Development’s Empire State Development Corporation (ESDC), Mr. Adams led NY State’s economic development agency, with more than 450 employees and an annual operating budget of $80 million; and

WHEREAS, Mr. Adams provided oversight of all major economic development programs and services during Governor Cuomo’s first term in office, significantly increasing productivity and results in all lines of business and setting agency records for project transactions, job retention, job creation and private industry investment; and

WHEREAS, As the President of the Business Council of New York State, Mr. Adams led New York State’s premier business association in its advocacy to improve the state’s business climate. Mr. Adams lobbied and advocated on issues essential to New York’s economic recovery before the Governor’s office, the NYS Senate, the NYS Assembly, executive branch agencies, and local governments; and

WHEREAS, As President of the Brooklyn Chamber of Commerce, Mr. Adams led the reorganization, expansion, and repositioning of Brooklyn’s leading business assistance and economic development, organization, increasing annual revenue from $800,000 to $6 million, launching economic development initiatives; and

WHEREAS, Mr. Adams is Chairman of the State of New York’s SONYMA, HFA and their affiliated state affordable housing agencies, Director of the NYC Employment and Training Coalition and Queens Chamber of Commerce Foundation, and a Trustee of the Bronx Charter School for Excellence; and

WHEREAS, Mr. Adams earned a B.A. and M.A. from Middlebury College, graduating Phi Beta Kappa, Magna Cum Laude; and

WHEREAS, A Search Committee, Chaired by Trustee Charles Shorter, conducted a nationwide search beginning in January 2020 and recommended Mr. Adams as one of the finalists for the presidency of LaGuardia Community College; and

WHEREAS, After consultation with various LaGuardia Community College stakeholders, the Chancellor is recommending Mr. Adams as LaGuardia’s President; now therefore be it
RESOLVED, That the Board of Trustees of The City University of New York approve the appointment of Kenneth Adams as President, LaGuardia Community College effective August 17, 2020 at an annual salary of $270,000.

EXPLANATION: Mr. Adams’ accomplishments, experience and education make him particularly suited for this leadership role at LaGuardia Community College.

The Chancellor strongly recommends this appointment.

Chancellor Matos Rodriguez stated, “I want to thank the search committee members who again did a great job at bringing an extremely solid and robust pool of candidates. Trustee Shorter who was the Chair and Trustees Berger and Arvanites who were a part as members. President Johnson Eanes was the president who was representing the presidents in the group. Thank you for the hard work. There's a common theme that runs through the appointments of the three community college presidents today. It's a commitment and a dedication to areas of workforce development of career engagement. This is something that is key to the future of CUNY and of our community colleges and couldn't be more timely given the effects of the COVID crisis in our economy and the employment of all New Yorkers. So in this aspect like Dr. Munroe and Dr. Mangino, Mr. Adams has an incredible track record in this area and it is his passion. He has the experience and the networks to be able to do that. He knows the City University of New York, worked extremely well with faculty in his role as Dean of Workforce and Continuing Ed at Bronx Community College, something that is not always easy to do. So extremely happy to have President Adams take over the long tradition of excellence at LaGuardia Community College.”

Chairperson Thompson, Jr. stated, “Let me just thank my colleagues, for their participation and leadership on the search committees where naming three, at least committed presidents that have gone through a search and without your involvement and leadership it would not have occurred. Let me also thank you Chancellor for your leadership as we move forward and continuing to get stronger as a CUNY institution. So thank you so much.”

Chairperson Thompson, Jr. asked for a vote. Item No. 18 was unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Wilkin, the meeting was adjourned at 6:40 p.m.
The Board of Trustees of The City University of New York (CUNY) met on July 9, 2020 via audio teleconference, pursuant to a Notice sent by the Office of the Secretary of the Board on July 6, 2020.

Trustees Present: Chairperson William C. Thompson, Jr., Vice Chairperson Barry F. Schwartz, Henry T. Berger, Lorraine A. Cortés-Vázquez, Fernando Ferrer, Mayra Linares-Garcia, Kevin D. Kim, Robert F. Mujica, Jr., Brian D. Obergfell, Jill O'Donnell-Tormey, Charles A. Shorter, Ken Sunshine, Una S. T-Clarke, Sandra Wilkin, Timothy Hunter, ex officio, and Martin Burke, ex officio (non-voting)

Others present: Chancellor Félix V. Matos Rodríguez, EVC&UP José L. Cruz, EVC&COO Hector Batista, SAC and Board Secretary Gayle M. Horwitz, General Counsel and SVC Derek Davis, SVC and Special Counsel Glenda G. Grace, SVC&CFO Matthew Sapienza, SVC Pamela S. Silverblatt, Vice Chancellor Brian Cohen, Vice Chancellor Doriane K. Gloria, Vice Chancellor Maite Junco, Vice Chancellor Richard R. White, Interim Vice Chancellor Andrea Shapiro Davis

Absent and Excused: Trustee Michael Arvanites

**CONVENING OF PUBLIC MEETING**
Chairperson William C. Thompson, Jr. called the Public Special meeting to order at 5:03 p.m., and he immediately moved to go into Executive Session. The motion was seconded by Vice Chairperson Barry Schwartz.

**CONVENING OF EXECUTIVE SESSION**
Chairperson Thompson, Jr. called for an Executive Session pursuant to Section 105, Article 7, of the Public Officers Law, to discuss matters pertaining to investigations and personnel, litigation, collective negotiations, and the proposed acquisition, sale or lease of real property. The Board met in Executive Session from 5:03 p.m. to 5:42 p.m.
Moved by Chairperson Thompson, Jr. and seconded by Vice Chairperson Barry Schwartz, the public session was reconvened at 6:03 p.m.

CHAIRPERSON'S REPORT

William C. Thompson, Jr.'s Remarks:
“On March 7, 2020, Governor Cuomo issued Executive Order 202 declaring a State of Emergency in response to the COVID-19 outbreak. On March 13, 2020, Governor Cuomo issued Executive Order 202.1, which included a suspension of law allowing the attendance of meetings telephonically or other similar service.

Article 7 of the Public Officers Law, to the extent necessary to permit any public body to meet and take such actions authorized by the law without permitting in public in-person access to meetings and authorizing such meetings to be held remotely by conference call or similar service, provided that the public has the ability to view or listen to such proceeding and that such meetings are recorded and later transcribed.

In accordance with the Executive Order, this Board meeting is being held via teleconference with a live stream found at the CUNY Board of Trustees website as well as on CUNY TV, Channel 75.

A copy of the calendar (agenda) is also available online at the CUNY Board of Trustees website. Additional items may be added during the meeting. As a reminder, please mute your phones so we can ensure that everyone can hear.”

Chairperson Thompson, Jr. stated, “Given that all Board members are participating remotely, I will read the resolutions and ask for members to respond only if you would like to abstain or oppose an item, otherwise your vote will be recorded as a yes vote. If you are voting no or abstaining, please state your name and vote. Additionally, if you wish to second an item or have any questions, please state your name first for the record and let us try to avoid speaking over one another.”
Moved by Chairperson Thompson, Jr. and seconded by Vice Chairperson Schwartz, the following resolution was presented and opened for discussion:

Chairperson Thompson, Jr. made a motion to amend the resolution. Trustee Brian Obergfell seconded, and following discussion, the motion carried as follows:

1. **The City University of New York – Approval to Support the Extension and Continuance of the Offering of Online and Distance Learning Instructional Modality for the Delivery of Courses in Degree and Non-Degree Programs and the Offering of Remote Support Services for the Upcoming Fall 2020 Semester:**

   WHEREAS, The City University of New York (the “University”), announced on March 11 that effective on March 19, 2020, in response to the threat presented by the spread of the coronavirus, also known as COVID-19, and in an effort to reduce the density of faculty, staff and students on the University campuses, that all University academic courses would be moved online or alternatively to a distance learning modality; and

   WHEREAS, The University’s conversion of Spring 2020 courses to online and distance learning was enabled by the flexibility provided by guidance from the US Department of Education (USDE), New York State Education Department (NYSED), Middle States Commission on Higher Education (MSCHE) and the Student and Exchange Visitor Program (SEVP) regarding the conversion of the teaching modality for courses/programs already in progress; and

   WHEREAS, On March 20, 2020, Governor Andrew M. Cuomo announced Executive Order 202.6, or the "New York State on PAUSE" executive order, a 10-point policy directive, which Executive Order included a directive that all non-essential businesses statewide must close in-office personnel functions and temporarily ban all non-essential gatherings of individuals of any size for any reason resulting in the temporary conversion of all in-person University student support services to be delivered remotely; and

   WHEREAS, On April 2, 2020 NYSED extended temporary approval to institutions of higher education in the State of New York that wished to offer courses and programs online that were not previously registered with NYSED in the distance education format to include the Summer 2020 term academic courses and programs; and

   WHEREAS, On May 15, 2020, USDE extended the waiver it had previously issued for the Spring 2020 conversion of in-person courses/programs to distance education to the Fall 2020 term; and

   WHEREAS, On May 20, 2020, following USDE action, NYSED extended its waiver of registration of academic programs in the distance education format due to the continuing COVID-19 pandemic public health emergency, granting flexibility to institutions of higher
education in the State of New York to offer online courses in programs without triggering the need to register with NYSED the distance education format to the program for the Fall 2020 semester; and

WHEREAS, The University’s faculty, staff, and students successfully implemented an online and distance learning conversion process for the majority of its academic courses and support services for the remainder of its Spring 2020 Semester and its Summer Term and developed alternatives for safeguarding the completion of courses not easily converted to said modalities; and

WHEREAS, Pending the introduction of effective long-term health solutions, the COVID-19 pandemic public health emergency continues to be a concern in the State of New York and elsewhere throughout the United States, and in fact is showing recent signs of worsening as the number of new cases reported daily has reached record-setting levels; and

WHEREAS, Many of the restrictions placed on institutions of higher education under the “New York State on Pause” plan are scheduled to be lifted under “Phase 4” of Governor Andrew M. Cuomo’s “New York Forward” plan for reopening the State of New York; and

WHEREAS, Notwithstanding the overwhelming success the State of New York and the City of New York have experienced with the recent reduction in the spread of infections and number of deaths resulting from COVID-19, all as a direct result of the efforts made by and the guidelines set out by Governor Andrew M. Cuomo’s administration, the COVID-19 virus continues to pose a threat to the continuity of business and education; and

WHEREAS, The University’s highest priority in planning for the Fall 2020 semester is to protect the health and safety of students, faculty and staff while creating the conditions for our students to make progress in their academic programs, for our faculty to advance their creative and scholarly activities, and our staff to meet our myriad programmatic goals; and

WHEREAS, In accordance with recent distance education regulatory relief provided by USDE, MSCHE, and NYSED, the University has been preparing for a Fall 2020 where the proportion of online courses and remote services would be higher than in the pre-COVID 19 era; and

WHEREAS, In light of the current unpredictable nature of the COVID-19 virus and the possibility that an increase in cases is always possible until long-term health solutions are available, the University believes that out of an abundance of caution and in the interest of the health, safety and welfare of our students, faculty and staff, the University should be prepared for a scenario where extend the current online and distance learning modality and remote support services are necessary for as many of the University’s academic courses and services that would be reasonably practicable for the Fall 2020 Semester, with the possibility of extension of this need extending the same to the Spring 2021 semester depending upon the status of the COVID-
19 pandemic emergency and the prevailing circumstances and conditions at that time; and therefore be it

WHEREAS, The preference of the University is to offer in-person instruction and services to students for the Fall 2020 semester where practicable and prudent and where authorized and only to the extent necessary to have instruction or services provided online or remotely; and

WHEREAS, It is recognized that in supplement to or in place of in-person instruction and services, online or remote instruction and services may become the preferred method of faculty and students, and may ultimately become necessary by order or by public health circumstances; now therefore be it

RESOLVED, That the Board of Trustees endorses the University’s preparation for decision to extend the offering of its academic courses and programs for as many of its academic courses and support services as is reasonably practicable, in an online modality and remote format for the Fall Semester 2020 — with exceptions being made for courses that cannot be effectively delivered at a distance, such as those courses which are highly experiential, or services that involve some form of tangible exchange, such as food pantries, provided they meet New York State and University guidelines for on-site instruction or delivery; and that the Chancellor shall take such actions as are reasonable and necessary to give effect to the foregoing; and be it further

RESOLVED, Subject to the prevailing conditions and circumstances of the COVID-19 pandemic emergency and the approval of NYSED to extend such offerings of online courses in academic programs at that time, the University’s preparation for decision for the extension of the online and distance learning modality and remote services for the majority of the University’s academic courses, programs and support services for the Fall Semester 2020, shall be conditionally extended to the Spring Semester 2021, as reasonably necessary

EXPLANATION: The University, through this resolution, is recognizing that that by (i) reducing the density of individuals on the University campuses and (ii) offering classes and support services in a primarily online and remote format, the University can better ensure the continued health, safety and welfare of its students faculty and staff and further ensure a continuity of educational curricula and better outcomes for our students, and preserve the availability of its physical spaces for those academic programs and support services that require them. Thus positioning the University to continue serving as an engine of social mobility while securing safety, ensuring equity, and maintaining academic momentum for all members of our campus communities who disproportionately represent those who have been most affected by the health disparities laid bare by the COVID-19 pandemic.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 1 was unanimously adopted as amended.
Moved by Chairperson Thompson, Jr. and seconded by Trustee Henry Berger, the following resolution was presented and opened for discussion:

2. The City University of New York – Approval of an Amended June 2020 Committee on Faculty Staff and Administration (CFSA) Report:

WHEREAS, The University Central Office and the colleges 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 the colleges’ goals and commitments are achieved; and

WHEREAS, On June 29, 2020, the Chancellor requested a withdrawal of calendar item No. 5A - THE CITY UNIVERSITY OF NEW YORK - APPROVE THE COMMITTEE ON FACULTY, STAFF AND ADMINISTRATION REPORT for June 2020 and the Board of Trustees voted to postpone indefinitely such item; and

WHEREAS, On July 7, 2020, the Chancellor amended the June 2020 Committee on Faculty, Staff and Administration Report and submitted it to the Board of Trustees for approval; now therefore be it

RESOLVED, That the July 7, 2020 amended CFSA Report prepared by the Office of Human Resources Management and presented to the Board of Trustees, be, and it hereby is, approved effective July 9, 2020.


Chairperson Thompson, Jr. asked for a vote. Cal. No. 2 was unanimously adopted.
Moved by Chairperson Thompson, Jr. and seconded by Trustee Una Clarke, the following resolution was added to the agenda.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Charles Shorter, the following resolution was presented and opened for discussion:

3. **The City University of New York – Authorization of the University to Negotiate and Amend Existing Residence Hall Agreements to Reflect the Reduction in the Demand for Student Residential Housing and Student Occupancy for the Upcoming Fall 2020 Semester:**

WHEREAS, The City University of New York (the “University”), announced effective on March 19, 2020, in response to the threat presented by the spread of the coronavirus, also known as COVID-19, and in an effort to reduce the density of faculty, staff and students on the University campuses, that all University academic courses would be moved on-line or alternatively to a distance learning modality; and

WHEREAS, On March 20, 2020, Governor Andrew M. Cuomo announced Executive Order 202.6, or the "New York State PAUSE" executive order, a 10-point policy directive, which Executive Order included a directive that all non-essential businesses statewide must close in-office personnel functions and temporarily ban all non-essential gatherings of individuals of any size for any reason; and

WHEREAS, The University reduced the student occupancy of its residence halls for the remainder of the Spring 2020 Semester, as a result of the “New York State PAUSE” and the COVID-19 pandemic health emergency; and

WHEREAS, As a result of the continuing COVID-19 pandemic health emergency, the University’s colleges and schools offering student housing in both an on-campus and off-campus residence hall setting are experiencing a reduction in demand for student housing for the Fall 2020 Semester; and

WHEREAS, The University intends to continue the extension of its offering of academic programs and curricula in an online and distance learning modality format for the Fall 2020 Semester; and

WHEREAS, The effect of the continuing COVID-19 pandemic health emergency and the University’s extension of the offering of academic programs and curricula in an online and distance learning modality format will, in fact, likely result in a reduced occupancy of students in University residence halls; and
WHEREAS, The University has determined that is in the best interest of the University’s colleges and schools to negotiate and execute such amendments and agreements as such University college or school deems necessary and appropriate, with the relevant leasehold owners and managers of such University residence halls, to mitigate the negative financial impact such reduction in student occupancy of the residence halls will have on such colleges and schools, and in turn the University; and

WHEREAS, The University, out of an abundance of caution and in an effort to continue to further reduce the density of individuals on the University campuses during the Fall 2020 Semester, and in effort to further reduce the threat of the spread of COVID-19 virus, has determined that the reduction in the number of University students occupying the University residence halls is in the best interest of the health, safety and welfare of the students, faculty and staff who may otherwise be on campus during the Fall 2020 Semester; now therefore be it

RESOLVED, That the Board of Trustees authorizes the University to negotiate and amend any and all relevant residence hall agreements to which the University is a party and which the University deems necessary and appropriate to mitigate the potential negative financial impact a reduction in demand for student residence hall housing might otherwise have on the various University colleges and schools for the Fall 2020 Semester; and that the Chancellor and or his designee be, and they hereby are, authorized, empowered and directed to take any and all such action as he or his designee deems necessary and appropriate to give effect to the foregoing resolution, and that such action by such officer of the University be conclusive evidence of his or her authority to act on behalf of the University; and be it further

RESOLVED, That University's General Counsel be, and he hereby is, authorized to enter into any and all such agreements, instruments and documents as he deems reasonably necessary and appropriate to give effect to the foregoing resolution, including any such modification, amendment or change to an existing leasehold agreement relating to a University dormitory or residential housing space; and that such execution, seal and delivery of any such agreement, instrument or document by the General Counsel shall be evidence of his authority to perform such acts and execute and deliver such documents on behalf of the University.

EXPLANATION: The University, through these resolutions recognizes that as a result of the continuing COVID-19 pandemic health emergency (i) there is a current reduction in demand for student residence hall housing for the upcoming Fall 2020 semester; (ii) a reduction in demand in student residence hall housing would likely have a negative financial impact on the relevant University college or school, and in turn the University; (iii) a reduction in the density in the number of individuals on the University campuses during this period is in the best interest of the health safety and welfare of the students, faculty and staff of the University; and (iv) in order to mitigate the potential negative financial impact this reduction in demand for student housing might otherwise have, it is imperative that the University negotiate with its leasehold owners and
managers to address such events at this time.

Trustee Fernando Ferrer asked, “Should I understand that once these leases have been renegotiated, reviewed or executed that will be the last time the Trustees see them?” General Counsel and Senior Vice Chancellor (GC&SVC) Derek Davis stated, “Not necessarily. In fact, these are limited amendments, so we are only trying to amend existing residence hall agreements for the upcoming academic period. But certainly we’d be happy to report back out to the Committee on Fiscal Affairs at the next appropriate time the results of our efforts to try to mitigate these financial issues.”

Trustee Ferrer further asked, “Are we delegating our authority to finally approve these things?” GC&SVC Davis stated, “In essence you are delegating because we don’t know which ones we will have to technically amend as many of them you already are subject to authorize originally. You are giving us the ability in the short period of time that we have to amend and modify existing residence hall agreements so that we can mitigate the financial impact of the University.”

Trustee Ferrer requested a report back to the Committee on Fiscal Affairs on how all these renegotiations began and ended up.

Chairperson Thompson, Jr. noted, “The General Counsel is the person who will be reporting back to us on these renegotiations.”

Chairperson Thompson, Jr. asked for a vote. Item No. 3 was unanimously adopted.

Moved by Fernando Ferrer and seconded by Trustee Clarke, the meeting was adjourned at 6:21 p.m.
The Board of Trustees of The City University of New York (CUNY) met on July 30, 2020 via audio teleconference, pursuant to a Notice sent by the Office of the Secretary of the Board on July 27, 2020.

Trustees Present: Chairperson William C. Thompson, Jr., Vice Chairperson Barry F. Schwartz, Michael Arvanites, Henry T. Berger, Lorraine A. Cortés-Vázquez, Fernando Ferrer, Mayra Linares-Garcia, Kevin D. Kim, Robert F. Mujica, Jr., Brian D. Obergfell, Jill O'Donnell-Tormey, Charles A. Shorter, Ken Sunshine, Una S. T-Clarke, Sandra Wilkin, Timothy Hunter, ex officio, and Martin Burke, ex officio (non-voting)

Others present: Chancellor Félix V. Matos Rodriguez, EVC&UP José L. Cruz, EVC&COO Hector Batista, SAC and Board Secretary Gayle M. Horwitz, General Counsel and SVC Derek Davis, SVC and Special Counsel Glenda G. Grace

CONVENCING OF PUBLIC MEETING
Chairperson William C. Thompson, Jr. called the Public Special Board meeting to order at 5:05 p.m.

CHAIRPERSON'S REPORT

William C. Thompson, Jr.’s Remarks:
“On March 7, 2020, Governor Cuomo issued Executive Order 202 declaring a State of Emergency in response to the COVID-19 outbreak. On March 13, 2020, Governor Cuomo issued Executive Order 202.1, which included a suspension of law allowing the attendance of meetings telephonically or other similar service.

Article 7 of the Public Officers Law, to the extent necessary to permit any public body to meet and take such actions authorized by the law without permitting in public in-person access to meetings and authorizing such meetings to be held remotely by conference call or similar service, provided that the
public has the ability to view or listen to such proceeding and that such meetings are recorded and later transcribed.

In accordance with the Executive Order, this Board meeting is being held via teleconference with a live stream found at the CUNY Board of Trustees website as well as on CUNY TV, Channel 75.

A copy of the calendar (agenda) is also available online at the CUNY Board of Trustees website. Additional items may be added during the meeting. As a reminder, please mute your phones so we can ensure that everyone can hear.”

Chairperson Thompson, Jr. stated, “Given that all Board members are participating remotely, I will read the resolutions and ask for members to respond only if you would like to abstain or oppose an item, otherwise your vote will be recorded as a yes vote. If you are voting no or abstaining, please state your name and vote. Additionally, if you wish to second an item or have any questions, please state your name first for the record and let us try to avoid speaking over one another.”

Moved by Chairperson Thompson, Jr. and seconded by Trustee Henry Berger. Cal. No. 1 was presented and opened for discussion.

Chancellor Félix Matos Rodríguez provided an overview of the University’s position regarding the use of the standardized admissions testing requirements for the Spring ’21 semester, the Fall ’21 semester, and the Spring ’22 semester—such as the SAT and the ACT—in respect to CUNY temporarily suspending the standardized testing requirements for undergraduate admission as a result of the disruptions caused by the COVID-19 pandemic.

Chairperson Thompson, Jr. asked for clarification purposes, “This is a one-time, not permanent, action on the part of the Board.” Chancellor Matos Rodríguez confirmed it would be.

A discussion about the implementation of the temporary suspension followed, including proficiency requirements relating to the SATs and ACTs, authorization oversight to suspend or reinstitute the action, standardized testing requirements post-vaccine for the Spring 2021 and Fall 2021 semesters relating to the application process, metrics of success with respect to the evaluations and monitoring, success of cohort that would come in the first semester under these new rules versus prior years where the SATs were used as an indicator, and criteria and retention data over this period of time compared to other groups.
Trustee Lorraine Cortés-Vázquez suggested that this opportunity be used to monitor, assess, and evaluate the results of this one-time period to see if the Board would like to do this moving forward since many colleges are moving away from this. She also indicated that she understands there will be some debate about this, but is asking to use this opportunity as a test and a pilot, so that the Board can make informed decisions in the future.

Chairperson Thompson, Jr. pointed out the importance of monitoring the data, in order to track any changes. He also suggested that the Board not view this action as a pilot because then that will be a longer debate and different conversation.

Trustee Cortés-Vázquez then deferred to the suggestion of Chairperson Thompson, Jr. by stating that she would like an evaluation and assessment process to be attached to this action.

Chancellor Matos Rodriguez noted that the data will be available as a result of the admissions cycle for any use that the Board or others might decide that is appropriate.

Chairperson Thompson, Jr. requested that the Board receive regular reports on a periodic basis, looking at the end of semesters to be able to track changes.

Trustee Fernando Ferrer asked for clarification purposes, “This is a resolution that aims to respond to the COVID-19 emergency and not put candidates for admission to any of our CUNY colleges at risk, and is a temporary measure.” Chancellor Rodriguez confirmed both are correct.

Board members emphasized their support of the resolution as it addresses the health and care of the CUNY students.

Trustee Kevin Kim proposed an amendment to the resolution by requesting the deletion of the first sentence in the explanation section.

Chairperson Thompson, Jr. made a motion to amend the resolution. Trustee Michael Arvanites seconded, and following discussion, the motion carried.

Chairperson Thompson, Jr. presented the amended resolution to be added for approval as follows:

1. The City University of New York – Approval of a Special Covid-19 Temporary Suspension of Standardized Testing Requirements for Undergraduate Admission:

WHEREAS, On March 13, 2020, in response to the threat presented by the spread of the coronavirus, COVID-19, and in an effort to reduce the density of faculty, staff and students on City University of New York (the “University”) campuses, the University announced that, effective on March 19, 2020 all University academic courses would be moved on-line or alternatively to a distance learning modality; and
WHEREAS, On March 20, 2020, Governor Andrew M. Cuomo announced Executive Order 202.6, or the “New York State PAUSE” Executive Order, a 10-point policy directive, which directed all non-essential businesses statewide to close in-office personnel functions and temporarily ban all non-essential gatherings of individuals of any size for any reason; and

WHEREAS, Notwithstanding the overwhelming success the State of New York and the City of New York have experienced with the recent reduction in the spread of infections and number of deaths resulting from COVID-19, all as a direct result of the efforts made by and the guidelines set out by Governor Andrew M. Cuomo’s administration, the COVID-19 virus continues to pose a threat to the continuity of business and education; and

WHEREAS, The University’s highest priority is to protect the health and safety of current and prospective students, faculty and staff while creating the conditions for our students to make progress in their academic programs, for our faculty to advance their creative and scholarly activities, and our staff to meet our myriad programmatic goals; and

WHEREAS, Standardized testing agencies are advocating for flexibility around test score requirements given the cancellation of national testing days and uncertainty around future testing administration due to the COVID-19 public health emergency; and

WHEREAS, The National Association for College Admission Counseling (NACAC) recently urged institutions to reassess the use of the SAT and ACT admissions exams in light the disruptive effects the COVID-19 public health emergency is having on graduating high school students and academic schedules; and

WHEREAS, A number of universities and colleges across the country have temporarily changed their standardized testing policies for admissions by making the standardized SAT and ACT admissions tests optional or suspending their use for the Fall 2020 academic period due to the inability of many high schools seniors to prepare for such admissions exams as a result of the disruptions caused by the COVID-19 public health emergency; and

WHEREAS, In light of the ongoing COVID-19 public health emergency and to enable prospective students to effectively plan, it is imperative that the University communicate its position regarding the use of standardized admissions tests for the Spring 2021, Fall 2021, and Spring 2022 admission cycles; now therefore be it

RESOLVED, That effective immediately, the University will implement a temporary suspension of standardized admissions testing requirements (e.g., SAT/ACT) for undergraduate admissions and will communicate to prospective students that it shall not consider standardized admissions tests in evaluating their applications; and be it further
RESOLVED, That this action will apply for the Spring 2021, Fall 2021, and Spring 2022 admission cycles only and the Chancellor shall take such actions as are reasonable and necessary to give effect to the foregoing while maintaining the University’s commitment to inclusive excellence.

EXPLANATION: A core feature of the University’s mission is to provide opportunities to lift all citizens of New York City, both economically and intellectually. By implementing this temporary suspension of the standardized testing requirements for admissions, the University responds to the uncertain and rapidly changing educational situation brought on by the current public health crisis.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 1 was unanimously adopted as amended.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Ferrer, the meeting was adjourned at 5:35 p.m.
The Board of Trustees of The City University of New York (CUNY) met on October 26, 2020 via audio teleconference, pursuant to a Notice sent by the Office of the Secretary of the Board on October 9, 2020.


Others present: Chancellor Félix V. Matos Rodriguez, EVC&UP José L. Cruz, EVC&COO Hector Batista, SAC and Board Secretary Gayle M. Horwitz, General Counsel and SVC Derek Davis, SVC and Special Counsel Glenda G. Grace, SVC&CFO Matthew Sapienza, SVC Pamela S. Silverblatt, VC&CIO Brian Cohen, Vice Chancellor Doriane K. Gloria, Vice Chancellor Richard R. White, Interim Vice Chancellor Denise Maybank, and Interim Vice Chancellor Andrea Shapiro Davis

Absent and Excused: Vice Chairperson Barry F. Schwartz

CONVENING OF PUBLIC MEETING
Chairperson William C. Thompson, Jr. called the Public Meeting to order at 4:06 p.m., and he immediately moved to go into Executive Session. The motion was seconded by Trustee Brian Obergfell.

CONVENING OF EXECUTIVE SESSION
Chairperson Thompson, Jr. called for an Executive Session pursuant to Section 105, Article 7, of the Public Officers Law, to discuss matters pertaining to investigations and personnel. The Board met in Executive Session from 4:06 p.m. to 4:37 p.m.
Moved by Chairperson Thompson, Jr. and seconded by Trustee Obergfell, the public session was reconvened at 5:19 p.m.

**CHAIRPERSON’S REPORT**

**Statement of William C. Thompson, Jr.:**

“On March 7, 2020, Governor Cuomo issued Executive Order 202 declaring a State of Emergency in response to the COVID-19 outbreak. On March 13, 2020, Governor Cuomo issued Executive Order 202.1, which included a suspension of law allowing the attendance of meetings telephonically or other similar service.

Article 7 of the Public Officers Law, to the extent necessary to permit any public body to meet and take such actions authorized by the law without permitting in public in-person access to meetings and authorizing such meetings to be held remotely by conference call or similar service, provided that the public has the ability to view or listen to such proceeding and that such meetings are recorded and later transcribed.

In accordance with the Executive Order, this Board meeting is being held via teleconference with a live stream found at the CUNY Board of Trustees website.

A copy of the calendar (agenda) is also available online at the CUNY Board of Trustees website. Additional items may be added during the meeting. As a reminder, please mute your phones so we can ensure that everyone can hear.”

**William C. Thompson, Jr.’s Remarks:**

“On behalf of the CUNY Board of Trustees, I would like to welcome our newest Trustee – Juvanie Piqunt. Juvanie was recently elected to serve as Chair of the University Student Senate and Student Trustee for this academic year. Ms. Piqunt is a third-year honors student attending New York City College of Technology, where she majors in Law & Paralegal Studies. Ms. Piqunt is not new to the Trustees as she previously served as Vice Chair of the University Student Senate and was a member of the Board of Trustees Student Affairs and Special Programs Committee. Welcome Juvanie. We have an item later in the meeting to say our farewell to Juvanie’s predecessor, Timothy Hunter.

As you know, the CUNY Board of Trustees could not convene its October 19, 2020 Public Hearing and Manhattan Borough Hearing. Instead, the Office of the Secretary accepted written and video testimony and statements from concerned individuals on items on the calendar for this October 26, 2020 Board Meeting via email. Testimonies were accepted until 11:30 p.m., on Monday October 19, 2020 and shared with the Trustees on October 22, 2020.

A total of 20 written testimonies and 4 video testimonies were submitted.”
Students, faculty and staff urged CUNY to consider implementing Credit/No Credit for the fall 2020 semester and any semesters during the pandemic. They also expressed concerns about potential budget cuts and staff layoffs, and requested a reduction in tuition.

John Jay College of Criminal Justice reported on the success of the 2 year old Completion for Upper-Division Students Programs (CUSP). Over the last two years, 600 more students than projected earned their Bachelor’s degrees. CUSP has been central to John Jay’s increased 4- and 6-year graduation rates, which have risen 8 percentage points and 4 percentage points respectively in just two years.

CUNY professors testified against cuts to adjunct positions and the underfunding of full time mental health counselors and offices on campuses. Professors also raised concerns regarding lack of COVID-19 accommodations at Hunter College High School, as well as safety and communications issues regarding COVID-19 updates on campus. Staff urged the CUNY administration to provide more timely information regarding health and safety issues and procedures on campuses.

Thank you to all who submitted.

Testimonies are available for review in the Office of the Secretary.

The last seven months have been challenging for everyone, and I just want to say thank you to the entire CUNY community for your tireless efforts to keep teaching and learning alive at our colleges.

And, I would be remiss in not reminding everyone to get out and VOTE if you have not already.”

CHANCELLOR’S REPORT

Félix V. Matos Rodriguez’ Remarks:
“Thank you, Chair Thompson, Trustees, Presidents, and Vice Chancellors. It’s great to be back with you today to update you on the hard work that has been done since we last met back in June. Welcome to our student Trustee Juwanie Piquant. I look forward to working with you. I also want to welcome, this is the first board meeting for Interim Vice Chancellor Denise Maybank for Student Affairs and Enrollment Management. So welcome! And, we have six new presidents for whom this will be their first livestream meeting. President Anthony Munroe at BMCC, Christine Mangino at Queensborough Community College, Ken Adams over at LaGuardia Community College, Robin Garrell at The Graduate Center, and the Interim President Daisy Cocco De Filippis at Hostos Community College, Doris Cintrón Guttman Community College. So welcome to all of you!

Back in June, we were in celebration mode for all our graduates, and we were managing virtual celebrations to provide them with a type of unforgettable send off that they deserved. The resilient Class of 2020 was able to maintain their focus and determination amid unprecedented challenges and
distractions to finish the spring semester strong. I am so pleased to announce that this tough group of irrepressible graduates would not be deterred and that CUNY continued a decade-long trend of increasing the number of degrees bestowed—this time with more than 56,000 degrees—the second highest number in CUNY’s history, a remarkable accomplishment in the midst of a pandemic. In the last decade, we have handed out half a million degrees to CUNY students, a testament to the University’s ability to drive social mobility and improve their fortunes.

I couldn’t be prouder of what we have accomplished and how the entire CUNY community has rallied and come together in this time of crisis.

As we have navigated the pandemic, the inspiring nature of our response has been tempered by loss. To honor our talented and cherished faculty, staff, and students, as well as retirees and alumni whose lives were taken too soon, we created an “In Memoriam” page on the CUNY website. We invite you to visit the page and to leave sympathy messages to celebrate and commemorate their lives and contributions and to never forget.

The online memorial was one of the many steps and announcements that was made to help the University move forward and to sustain and uphold its standards of inclusion and scholarship.

In August, we announced a $10 million gift from the Mellon Foundation—the largest gift that foundation has ever given to the City University of New York—funding that provided support for a range of activities: $3 million to re-imagine CUNY’s programs in Black, race, and ethnic studies; $2.5 million for the Chancellor’s Emergency Relief Fund; $2.5 million to bolster the teaching in the humanities; and $2 million to support the expansion of the CUNY Cultural Corps, which provides pathways to careers in the arts to students from under-represented communities.

The reason I mentioned this grant so early in my report is because the initiatives that we are pursuing through this historic gift from the Mellon Foundation provide a framework for many other projects we are actively developing under my administration, and many of these initiatives will come up again later in my report. These ventures form some of the underpinnings of our response to the pandemic—from raising money to help some of the most vulnerable students to continue their studies; to connecting them with life-altering resources; to innovating pedagogy with short- and long-term initiatives to improve student outcomes; to forming partnerships to foster a pipeline to industry, connecting our students to the employers who very much need them; to engaging students by re-conceptualizing key aspects of their course of study; and as a way also for us to respond to the recent calls for additional thinking and action on racial injustice. We couldn’t be more grateful to the Mellon Foundation for this historic gift, and for helping to drive change across our 25 campuses.

Here are some of the other actions we took in preparation for the start of a mostly virtual fall semester that have allowed the University to remain on solid footing and helped its students maintain their momentum and manage the challenges of the pandemic:
• CUNY received $250 million from the federal government through the CARES Act. These funds included $118 million related to Student Emergency Relief, most of which has already been distributed directly to 194,000 students. The remaining $132 million is being disbursed as part of the University’s Fiscal Year 2021 budget and pending the adoption of a budget by this Board—except for $41 million that has been allocated to the colleges to cover eligible expenses such as reimbursement for tuition and fees, IT infrastructure, such as the purchase of laptops or hotspots, and to bolster mental health services for students.

• The Chancellor’s Emergency Relief Fund has grown to $8.3 million and counting, and by the middle of November, we will have given emergency relief grants to almost 10,500 students.

• In addition to the Chancellor’s Emergency Relief Fund, individual colleges and schools have raised more than $8.6 million on their own, enabling them to help nearly an additional 10,000 students on their campuses who were adversely impacted by the pandemic. All told, The City University of New York and its 25 campuses have raised close to $17 million in the past seven months in emergency relief funds that have helped thousands of students weather the economic impact of the pandemic.

• At a time when increasing numbers of students at CUNY and across the country are struggling with the effects of the COVID-19 pandemic, CUNY expanded its mental health services through $5 million in funds allocated to the University through the federal CARES Act. This support will allow CUNY colleges to reach more students with face-to-face online counseling and other remote wellness services as they continue to pursue their degrees at distance from their professors, classmates, and campuses. CUNY’s 18 senior and community college campuses will receive allocations that they can use to expand the clinical staff of their health and wellness centers, and increase their capacity to provide counseling and other services using distance technology.

• We have also continued our efforts to ease student food insecurity, in addition to eradicating a key impediment to student success, it is a moral imperative for CUNY as a core New York institution. Recently, we announced a policy change to open every campus food bank to every CUNY student, regardless of their home campus or where they live. I also applaud Governor Cuomo’s new policy to reduce food insecurity, by making CUNY Career and Technical Education (CTE), students eligible to receive SNAP benefits, more commonly known as food stamps. Thanks to this effort, 42,000 additional CUNY students will be able to access this very effective antidote to food insecurity.

Along with expanding the development opportunity for students, we have also increased our support for faculty, with a new focus on pedagogy to increase student outcomes. Much of the professional development training we have offered faculty in recent months have been centered on the improvement of distance learning, such as the creation of online developmental workshops for more than 2,000 faculty members to improve their online instructional practices. Our CUNY School of Professional Studies has developed these workshops, and received an award for faculty development distinction for developing these trainings. I’m also proud that under the 10th of CUNY Innovative Teaching Academy,
which has been now our hub for the professional development for faculty.

In addition to the $2,000 faculty members that were trained by the School of Professional Studies, we have 720 faculty members who are going to be receiving professional development through our partnership with the Association of College and University Educators (ACUE), and the National Association of Systems Heads (NASH), and we have 300 other faculty from community colleges that will be receiving high-quality professional development in our partnership with Western Governors University. This is a total of 3,020 faculty members who will be receiving additional professional development to drive their outcomes for students.

And, as mentioned, $2 million from that Mellon Foundation grant will go to training humanities faculty. We hope that the Innovative Teaching Academy will become a national model, and we are confident that CUNY will continue to maintain its status as a symbol of excellence in the field of professional development for our faculty.

This comprehensive effort to provide new programs and initiatives for students and faculty was part of our all hands on deck operation to prepare for the start of the fall semester. After months of planning, we welcomed back our CUNY community for the start of the new academic year on August 26th with a renewed sense of energy, enthusiasm and optimism—and with an emphasis on safety. We decided to deliver the vast majority of courses and instruction at CUNY virtually to safeguard our community’s academic and personal well-being, a decision we didn’t take lightly because of the value of in-person learning, but it was a move that we knew we needed to make. Almost 99% of nearly 50,000 course sections for the fall semester have been conducted via distance learning, minimizing exposure of students and faculty and their need to travel to our campuses.

To enable screening, CUNY is using the Everbridge Safety Connection Pro/Contact Tracing mobile app, in accordance with State and City guidelines for the safe return to a campus or office. Everybody coming to our campuses must use this app. Moreover, occupancy limits are being applied and enforced in all campus spaces, including classrooms with a minimum of six feet of distance between seats. Instructors and students are required to wear masks, and enhanced cleaning protocols are in place, with campuses performing cleanings of each classroom multiple times a day.

To make sure students have the technology they need to carry out their academic responsibilities, we created a Student Technology form to help schools identify students that needed devices for the fall semester. With the support from Governor Cuomo, the University purchased more than 33,000 laptops and iPads to loan to students in need. Additionally, the University purchased and distributed approximately 4,000 Wi-Fi hotspot devices to campuses, which in turn provided them to the students.

Campuses submitted individual re-opening and operating plans to my office to ensure planning for a range of scenarios that reflected the engagement with campus stakeholders, administrators, faculty, staff, students, unions, alumni, and community based organizations. These plans are in accordance with CUNY Guidelines for Safe Campus Reopening, which provide best practice recommendations and
baseline requirements for gathering in enclosed spaces, including lecture halls and classrooms, and embody the most recent New York State guidance for the re-opening of Higher Education institutions.

I am happy to report, as I’ve been sharing in my weekly reports to the Board, that the measures we have taken have meant that in two months, we’ve only had 29 positive COVID cases so far in our CUNY community.

While we’re doing this, CUNY continues to garner high praise for its quality and affordability, with multitude of college rankings acknowledgements identifying the University’s ability to elevate students from underrepresented groups. Assessments from Business Insider, the Princeton Review, Money.com Magazine, College Consensus, College Magazine, and a June report from the Brookings Institution further validate CUNY’s ability to deliver a top-notch, affordable education at a time when more and more people are turning to the University to help them get back on their feet. These rankings and evaluation attest to the University commitment to helping low income students ascend the economic ladder to the middle class, and we are proud to have our mission and record of driving social mobility acknowledged and emphasized in these rankings.

CUNY is also very fortunate to have many great allies to collaborate on the efforts to restore the city’s brilliance and on preparing our students for life after college, and contributing to a stronger economy. You are aware of the recently-launched CEO Council—a partnership led by JP Morgan Chase CEO Jamie Dimon—that creating a robust pipeline of good jobs for CUNY students with the top industries in New York.

CUNY is also partnering with the New York State Department of Labor to help equip New Yorkers with the digital skills they need to land in-demand jobs in sectors that include data analytics, cybersecurity, digital marketing and software development as part of an $18 million initiative from Governor Cuomo to train workers and support entrepreneurs during and after the COVID-19 pandemic. CUNY will receive $5 million over four years for this innovative program.

I also want to acknowledge, in the issue of representation and civic duty that the public health crisis has highlighted the bearing of an accurate census count, preparing for future health crisis, and for deriving funding for hospitals and schools. I am sure that you are aware that, despite the long odds, New York City achieved a historic 61.8% self-response rate in the 2020 Census, surpassing most major cities in the United States, and CUNY’s Census Corps played a key role in generating those results. Our students reached over 2.1 million New Yorkers through texts and calls and over 3,000 student-driven events. After starting the mobilization effort in February with mostly in-person communication, the more than 260 Census Corps students shifted to remote platforms in mid-March. I congratulate all of those who participated in that important endeavor.

While we start to prepare the students for in-demand jobs, we also try to make other aspects of their college life easier, such as the transfer experience. At the October meeting, members of the Committee on Academic Policy, Programs and Research, (CAPPR) discussed the Pathways Initiative Six-Year
Review, which determined whether the Pathways general Education Framework was working as intended to support student momentum across the University. The review presented a number of key findings and recommendations, and I’m happy to report my administration has undertaken measures to improve and streamline the transfer experience to make it easier and less disruptive for students.

Among the steps that we have taken, I’ve personally accepted the appointment to The National Task Force on Transfer of Credit, sponsored by The American Council on Education in January and established a University-wide Transfer Steering Committee in February to improve policies and practices. Executive Vice Chancellor and University Provost José Luis Cruz and I are committed to working with the college presidents to implement the recommendations of the Pathways Initiative’s Six Year Review, and I plan on providing a progress review to this Board of Trustees in the spring of 2022 highlighting how campuses have advanced those recommendations and the proposals suggested by the CUNY Transfer Steering Committee to further support our students. I look forward to speaking to you then about the progress that we have made in this issue.

I would close by noting the obvious—we all have had to make sacrifices this year, and we can expect to confront new challenges in the weeks and months to come. What remains evident in the face of these difficulties however is the fortitude and resilience of the CUNY community. I believe we are headed in the right direction, and I believe in CUNY’s ability to withstand the challenges of the moment, to coalesce around a shared vision and to attain greater degrees of success. I want to thank all the presidents, the members of the chancellery, the entire CUNY community, and the Board of Trustees for their support, and even in the darkest of moments, CUNY’s stars continue to shine bright. Thank you so much, and I’m happy to take any questions from the Board members.”

Chairperson Thompson, Jr. stated, “Given that all Board members are participating remotely, I will read the resolutions and ask for members to respond only if you would like to abstain or oppose an item, otherwise your vote will be recorded as a yes vote. If you are voting no or abstaining, please state your name and vote. Additionally, if you wish to second an item or have any questions, please state your name first for the record and let us do that in an orderly way.

For clarity and coordination, I will read all of the items rather than turning to committee chairs.”
APPROVAL OF MINUTES: Chairperson Thompson, Jr. called for a motion to approve the minutes of the regular Board meeting of June 29, 2020, and the minutes of the Special Board meetings of July 9, 2020 and July 30, 2020, which was seconded by Trustee Michael Arvanites. He asked if there were any amendments. Upon hearing none, the item was unanimously adopted by the Board:

1. Approval of Minutes:

RESOLVED, That the minutes of the regular Board meeting of June 29, 2020, and the minutes of the Special Board Meetings of July 9, 2020 and July 30, 2020 be approved.

2. COMMITTEE ON FISCAL AFFAIRS:
Chairperson Thompson, Jr. reported that at the October 5, 2020 meeting of the Committee on Fiscal Affairs, the Committee approved the following resolution, and Trustee Fernando Ferrer recommended its approval by the Board.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Ferrer, the following resolution was presented and opened for discussion:

A. City University of New York (Central Office) - Authorize a Contract with W.W. Grainger, Inc.:

WHEREAS, The University is a member of Educational and Institutional Cooperative Services, Inc. (“E&I”), a purchasing consortium; and

WHEREAS, Pursuant to Resolutions of the Board of Trustees adopted on October 29, 2018 (Cal. No. 4.E) and March 30, 2020 (Cal. No. 3.D), the University has purchased maintenance, repair and operating supplies (“MRO Supplies”) from W.W. Grainger, Inc. under a consortium contract offered through E&I (the “Existing E&I Contract”); and

WHEREAS, The University has realized material savings through the Existing E&I Contract in comparison to purchases made from a New York State Office of General Services contract with Grainger (the “OGS Contract”); and

WHEREAS, In Calendar Year 2019, the University saved $300,767 and received $68,389 in rebates; and

WHEREAS, The E & I Consortium Contract offers growth incentive rebates of 2% and an ecommerce discount of 2% on growth dollars year to year as well as a 2% discount on green product purchases; and
WHEREAS, The E & I Consortium Contract also offers Vendor Managed Inventory Services to help reduce overages and inefficiencies in stockroom management; and

WHEREAS, The Existing E&I Contract with W.W. Grainger is set to expire on December 31, 2020; and

WHEREAS, E&I has put in place a new agreement with W.W. Grainger for MRO Supplies to replace the existing E&I Contract that is similarly available for use by E&I members (the "E&I Consortium Contract"); and

WHEREAS, The University has determined that the new E&I Consortium Contract continues to offer more advantageous pricing, and

WHEREAS, The E & I Consortium Contract contains an MWBE participation goal of 30%; and

WHEREAS, W.W. Grainger has committed to continue partnering with the University on its successful mentor-protégé program that will accelerate the business development of NYS-certified minority- and women-owned firms, consistent with the University's deep commitment to the development and growth of New York State-certified minority, women, and service-disabled veteran-owned businesses; and

WHEREAS, The University, in determining that the E&I Consortium Contract best serves its business interests, has placed a notice in the New York State Contract Reporter to disclose the University's intention to enter into an agreement to make purchases under the E&I Consortium Contract; 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 designees, and that they hereby are, and each of them hereby is, authorized to execute, seal, and deliver any and all agreements, documents, and other instruments and to take any and all other actions, as such officer so acting may deems necessary, useful, or appropriate for the University and the Colleges to make purchases pursuant to the E&I Consortium Contract (as its terms may be modified or supplemented by the Office of the General Counsel) through December 31, 2024, with the option to renew for an additional five-year term for an annual estimated spend of $5 million (exclusive of expenditures made by the University in connection with the COVID-19 public health emergency and which expenditures may be reimbursed to the University pursuant to the federal CARES's ACT regulations) 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 agreements, documents, and instruments on behalf of the University; and be it further
RESOLVED, That any material changes to the terms and conditions of the agreements, documents, and other instruments hereby approved by the Board of Trustees shall be submitted to the University Board of Trustees for its consideration and approval.

EXPLANATION: Colleges need to purchase on an ongoing and as needed basis, maintenance, repair and operating supplies for their day-to-day operations. By utilizing the E&I Consortium Contract, the University anticipates a savings of 8%-10% over the current OGS Contract with Grainger. It is estimated that savings would amount to between $280,000 and $400,000 per year. In addition to the savings, the E&I Consortium Contract offers growth incentive rebates of 2% and an ecommerce discount of 2% on growth dollars year to year, as well as a 2% discount on green product purchases. The E&I Consortium Contract also offers the end users an opportunity to take advantage of Vendor Managed Inventory (VMI) Services, which will reduce overages and inefficiencies in stockroom management. The E&I Consortium Contract also offers the opportunity for individual campuses to develop "hot lists" that can be customized to individual campus-specific needs resulting in deeper discounts on high-volume purchases. This strategically sourced contract contains an MWBE participation goal of 30%. Additionally, Grainger has committed to continue partnering with the University on its successful mentor-protégé program that will accelerate the business development of the NYS-certified minority- and women-owned firms. The University and Grainger will actively monitor the progress and development of this initiative.

The benefit of a multi-year agreement is the ability to lock in pricing based on established discounts off the list price. The University will also be able to renegotiate these discounts during the term of the contract based on quantities. The multi-year aspect of the contract also enables the University to generate rebates based on prior year spending. The agreement includes the right to terminate the contract for convenience at any point during the term of the contract.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 2.A. was adopted.
3. COMMITTEE ON ACADEMIC POLICY, PROGRAMS, AND RESEARCH:
Chairperson Thompson, Jr. reported that at the October 5, 2020 meeting of the Committee on Academic Policy, Programs, and Research, the Committee approved the following resolution, and Trustee Jill O'Donnell-Tormey recommended its approval by the Board.

Moved by Chairperson Thompson, Jr. and seconded by Trustee O'Donnell-Tormey, the following resolution was presented and opened for discussion:

A. CUNY Office of Academic Affairs – Approval of the Actions in the CAPPR Dashboard:

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 October 27, 2020.

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.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 3.A. was unanimously adopted.

4. COMMITTEE ON FACULTY, STAFF AND ADMINISTRATION:
Chairperson Thompson, Jr. reported that at the October 5, 2020 meeting of the Committee on Faculty, Staff and Administration, the Committee approved the following resolutions, and Trustee Cortés-Vázquez recommended their approval by the Board.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Charles Shorter, the following resolution was presented and opened for discussion:

A. City University of New York - Approve the Committee on Faculty, Staff and Administration (CFSA) Report:

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 October 26, 2020.


Chairperson Thompson, Jr. asked for a vote. Cal. No. 4.A. was unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Mayra Linares-Garcia, the following resolution was presented and opened for discussion:

B. City University of New York - Extension of the Period of the Chancellor's Emergency Relief Fund to June 30, 2021:

WHEREAS, The Board of Trustees of The City University of New York (the “University”) established the Chancellor’s Emergency Relief Fund by resolution on March 30, 2020, to provide financial assistance and support to University students in the greatest need across the University’s 25 campuses during the economic crisis triggered by the COVID-19 pandemic; and

WHEREAS, The Board of Trustees voted on June 23, 2020, to extended the period of the Chancellor’s Emergency Fund to October 31, 2020; and

WHEREAS, A large portion of the University’s student population is economically vulnerable in the best of times and is even more vulnerable during the ongoing public health crisis; and

WHEREAS, The Chancellor’s Emergency Relief Fund has raised more than $8.3 million, distributed $3.9 Million to more than 7,700 students in need, and will distribute another $2 Million to 4,000 additional students by the end of October 2020 with the remainder of the funds to be distributed throughout the remainder of the 2020-2021 Academic Year; and

WHEREAS, The recipients include students who (i) have a family income profile of high need (zero family contribution on their financial aid packages); (ii) are within 12 credits of completing their degree; (iii) are student parents; (iv) are undocumented students; (v) are students in foster care; (vi) had owed fees and debts to the University that prevented
from them from registering for classes; and/or (vii) are international students who are ineligible to receive state or federal assistance including relief from the CARES Act; and

WHEREAS, The University anticipates there will be continuing need for additional student financial assistance and support in the 2020-2021 Academic Year due to the ongoing COVID-19 economic crisis; and

WHEREAS, The Chancellor is authorized to (i) solicit pledges for the Chancellor’s Emergency Fund of up to $15 Million and (ii) accept individual donations up to and including $1,000,000 for the Chancellor’s Emergency Fund, on or before October 31, 2020; and

WHEREAS, There continues to be keen public and private interest in donating and pledging to the Chancellor’s Emergency Relief Fund; now therefore be it

RESOLVED, That the Board of Trustees hereby approves the extension of the period of the Chancellor’s Emergency Relief Fund from October 31, 2020 to June 30, 2021; and be it further

RESOLVED, That, in accordance with Board of Trustees Policy 3.05 - Trust and Gift Funds, Acceptance and Administration, the Chancellor shall continue to maintain a separate bank account designated for this specific purpose; and be it further

RESOLVED, That the Chancellor be, and hereby is authorized to solicit pledges of up to $15 Million, on or before June 30, 2021 and it being understood that any funds pledged by a donor should be reported monthly to the Board of Trustees; and be it further

RESOLVED, That the Chancellor be, and is hereby authorized to accept individual donations up to and including $1,000,000 prior to June 30, 2021, and be it understood that this authorization shall continue to supersede Board of Trustees Policy 3.05 - Trust and Gift Funds, Acceptance and Administration up and until, June 30, 2021, and such donations shall be subject to a post audit and shall be reported to the Board of Trustees on a weekly basis; and be it further

RESOLVED, That any donation of more than $1,000,000 shall require the approval of the Board of Trustees or its Executive Committee in accordance with Policy 3.05 - Trust and Gift Funds, Acceptance and Administration, including all audit and reporting requirements; and be it further

RESOLVED, That in addition to the report required November 15, 2020, the Chancellor shall provide to the Board of Trustees by July 15, 2021 a report of all expenditures made through June 30, 2021.
EXPLANATION: Given the unprecedented and enduring public health and economic crisis posed by the COVID-19 pandemic and the severe impact it has had on our community, the University recommends the continuation of the Chancellor’s Emergency Relief Fund as a means to mitigate the financial impact on our students. There is still interest from potential funders and our students’ needs will no doubt continue through June 2021.

University Student Senate (USS) Chair and Trustee Juvanie Piquant stated, “I think that the extension of the Chancellor’s Emergency Relief Fund is extremely important and that there are many concerns that the students have—some of them are experiencing during the pandemic—despite that we are months into this. It’s important as an University that we look into ways to do comprehensive analysis, understanding the issues that students are facing beyond financial implications, such as mental health services or other services and support students need. Being this is a pandemic, many things are affecting them, and I think as an University, how do we look at that and look into, beyond the issues that are just the general ones that we can hear the student concerns and move forward to try and tackle those issues.”

Chairperson Thompson, Jr. asked for a vote. Cal. No. 4.B. was unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Shorter, the following resolution was presented and opened for discussion:

C. Queensborough Community College - Naming of The Dr. Joseph Bertorelli Mathematics and Computer Science Classroom:

WHEREAS, Dr. Joseph Bertorelli was a distinguished professor in the field of mathematics education, who joined Queensborough Community College in 1976 and spent four decades at the College, serving two terms as Chairperson of the Mathematics and Computer Science department, as well as the liaison to CUNY Computer Science Discipline Council; and

WHEREAS, During his tenure, Dr. Bertorelli established several facilities at Queensborough, including the Mathematics and Computer Learning Centers and the Computer Classroom, that were aimed at offering peer-learning opportunities, expanding computer science curriculum, and incorporating computer science into the study of mathematics; and

WHEREAS, In 1998, Dr. Bertorelli was awarded a National Science Foundation grant and as part of the grant project developed two software packages to aid the teaching of remedial mathematics to students with learning disabilities; and

WHEREAS, To many of Queensborough’s students, Dr. Bertorelli was the ideal...
mathematics and computer science teacher, who enriched thousands of lives with his patience, his willingness to help beyond the classroom, and his ability to give real-life applications to abstract math concepts; and

WHEREAS, Dr. Bertorelli spent his long and distinguished career as a steward of quality mathematics education, a trusted mentor, and a Queensborough stalwart, his love for math and his students serving as an inspiration to other faculty; and

WHEREAS, On April 2, 2020, Dr. Bertorelli passed away from complications due to COVID-19 and since his passing $26,390 has been donated to the QCC Fund, Inc. in his memory by 97 faculty, staff and friends of the College; and

WHEREAS, Queensborough wishes to honor Dr. Bertorelli’s service to the College and dedication to mathematics education through the naming of a classroom; now therefore be it

RESOLVED, That the Board of Trustees of The City University of New York approves the naming of The Dr. Joseph Bertorelli Mathematics and Computer Science Classroom, at Queensborough Community College.

EXPLANATION: In recognition of Dr. Joseph Bertorelli’s distinguished service to the College and his contributions in the field of mathematics education, Queensborough Community College enthusiastically supports the naming of Room S-213 on the 2nd floor of the Science Building at Queensborough Community College, The Dr. Joseph Bertorelli Mathematics and Computer Science Classroom.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 4.C. was unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Obergfell, the following resolution was presented and opened for discussion:

D. The City College of New York - Naming of the Richard J. Henley and Susan L. Davis, RN, Ed.D. Deanship at the Colin Powell School for Civic and Global Leadership:

WHEREAS, Richard J. Henley came the United States as a toddler with his family, fleeing persecution in his native Poland, and received his primary education in New York City public schools; and

WHEREAS, Mr. Henley went on to simultaneously earn a Master of Arts and a Bachelor of Arts, Summa Cum Laude, from City College in 1978 and was inducted into Phi Beta Kappa; and
WHEREAS, Using the guidance of the City College’s placement office, Mr. Henley set
himself on a successful career in healthcare management and currently serves as
President and CEO at Healthcare Strategic Solutions, LLC, an advisory firm focused on
optimizing enterprise value for health systems, private equity firms, portfolio companies,
and other business entities; and

WHEREAS, Mr. Henley and his wife Susan L. Davis, R.N., Ed.D., an experienced
healthcare executive and a managing partner at Healthcare Strategic Solutions, LLC,
firmly believe in “paying it forward” and have demonstrated their commitment to
philanthropy by contributing to causes and institutions that reflect their values; and

WHEREAS, The Richard J. Henley and Susan L. Davis Charitable Fund has committed
$2,500,000 to The Foundation for City College to establish the first deanship at the Colin
Powell School for Civic and Global Leadership; and

WHEREAS, The Richard J. Henley and Susan L. Davis Charitable Fund will satisfy this
pledge over the course of the next seven years on or before December 31, 2027; now
therefore be it

RESOLVED, That the Board of Trustees of The City University of New York approves
the naming of the Richard J. Henley and Susan L. Davis, RN, Ed.D Deanship at the
Colin Powell School for Civic and Global Leadership at The City College of New York.

EXPLANATION: To celebrate and honor Mr. Henley and Dr. Davis’s generous support of
the Colin Powell School for Civic and Global Leadership, The City College of New York
enthusiastically recommends the naming of the Richard J. Henley and Susan L. Davis,
RN, Ed.D. Deanship.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 4.D. was unanimously adopted.
5. COMMITTEE ON FACILITIES PLANNING AND MANAGEMENT:
Chairperson Thompson, Jr. reported that at the October 5, 2020 meeting of the Committee on Facilities Planning and Management, the Committee approved the following resolution, and Trustee Obergfell recommended its approval by the Board.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Arvanites, the following resolution was presented and opened for discussion:

A. City University of New York - Authorization of a Lease Amendment at 875 Avenue of the Americas:

WHEREAS, In an effort to reduce the University’s operating expenses, the University is reviewing its real estate portfolio to find operational efficiencies; and

WHEREAS, The City University of New York (the "University") currently leases, the entire 6th and 7th floors and a portion of the 9th floor, totaling approximately 28,756 rentable square feet (the "Existing Demised Premises"), in the building located at 875 Avenue of the Americas, New York, New York, pursuant to a Board resolution approved on May 21, 2001 and an October, 23, 2001 Agreement of Lease between Old 875 LLC and New 875 LLC, as tenants-in-common, as landlord (the "Landlord"), and the University, as tenant, which agreement of lease was previously modified pursuant to a Board Resolution approved on November 23, 2009 and by an Amendment to Lease dated as of March 1, 2010, and another Board Resolution approved on November 22, 2010 and by a Second Amendment to Lease dated as of February 28, 2011(said agreement of lease, as so modified, is hereinafter referred to as the “Lease”); and

WHEREAS, The term of the Lease with respect to the Existing Demised Premises is currently set to expire on January 31, 2021; and

WHEREAS, The University has determined that the 9th floor space of the Existing Demised Premises can be surrendered on January 31, 2021, in accordance with the existing Lease for a total savings of $4.5 million; and

WHEREAS, Programs and staff of CUNY Citizenship Now! currently operating in such space can be relocated to another location; and

WHEREAS, The University, as tenant, desires to enter into an amendment of the Lease with Landlord to reduce the square footage and extend the term of the Lease by an additional term of five (5) years commencing on February 1, 2021 and expiring on January 31, 2026, solely with respect to a portion of the Existing Demised Premises consisting of the entire 6th floor and the entire 7th floor only, which collectively consists of 23,208 rentable square feet (the entire 6th floor and the entire 7th floor being...
hereinafter collectively referred to as the “Renewal Premises”); and

WHEREAS, The University is currently paying an annual base rent for the Existing Demised Premises of $1,276,191.28 per annum ($44.38/SF), which is subject to annual escalations of 2.5% in lieu of operating expenses; and

WHEREAS, The University is currently paying an annual base rent for the Existing Demised Premises of $1,276,191.28 per annum ($44.38/SF), which is subject to annual escalations of 2.5% in lieu of operating expenses; and

WHEREAS, The University also pays the tenant’s proportionate share of real estate tax escalations based on a 2010/2011 tax year and is responsible for the cost of utilities, including paying for electric through an electric rate inclusion factor; and

WHEREAS, The University is responsible for paying maintenance and repair of building systems serving the Existing Demised Premises and other interior repairs and cleaning, while the Landlord is responsible for the cost of structural building repairs and maintenance; and

WHEREAS, The terms of the renewal lease are on substantially the same business terms and conditions as are contained in the Lease, except as follows:

(i) the annual base rent for the Renewal Premises shall be at the rate of $36.00/RSF for years 1 to 3, and $39.50/RSF for years 4 and 5, with the first five months of rent accruing during the renewal being abated; and

(ii) the base year for real estate tax escalations shall be adjusted to reflect a 2021/2022 tax year; and

(iii) electric shall be provided to the Renewal Premises on a submetered basis at cost plus 5%, with Landlord installing submeters to measure electric; 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 an amendment of the Lease to extend the term of the Lease with the Landlord in respect of the Renewal Premises only for a period of five (5) years commencing on February 1, 2021 and expiring on January 31, 2026, upon substantially the same business terms and conditions as are contained in the Lease, except with:

(i) an annual base rent for the Renewal Premises at the rate of $36.00/RSF for years 1 to 3, and $39.50/RSF for years 4 through January 31, 2026, with the first five months of rent accruing during the renewal being abated; and

(ii) the base year for real estate tax escalations being adjusted to reflect the 2021/2022 tax year; and

(iii) electric being provided to the Renewal Premises on a submetered basis at cost plus 5%, with Landlord installing submeters to measure electric;
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 the aforesaid contract shall be submitted to the University Board of Trustees for its consideration and approval.

EXPLANATION: In accordance with the University’s review of its leased facilities and its goal to reduce operating costs to the University, the University will only be renewing this lease for a portion of the current space (the 6th and 7th floors only) and relocating the programs and staff on the 9th floor to other University facilities. Such space consolidation will yield approximately $4.5 million of operating savings to the University.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 5.A. was unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Una Clarke, the following resolution was presented and opened for discussion:

6. City University of New York - Amendment of Article XV of the University Bylaws to Reflect Changes in the New Federal Title IX Regulations Prohibiting Sex Discrimination in Education Programs:

WHEREAS, On May 19, 2020, the U.S. Department of Education promulgated new regulations (“Regulations”) under Title IX of the Education Amendments of 1972, 20 U.S.C. Chapter 38 (“Title IX”), the statute that prohibits sex discrimination in education programs, with an effective date of August 14, 2020; and

WHEREAS, The Regulations require educational institutions to adopt very specific investigation and adjudication procedures in cases involving Title IX Sexual Harassment that were not previously required by law; and

WHEREAS, In order to comply with the Regulations, The City University of New York (the “University”) was required to make substantial revisions to its Policy on Sexual Misconduct; and

WHEREAS, In August 12, 2020, the Board of Trustees adopted an amended Policy on Sexual Misconduct (the “Revised Policy on Sexual Misconduct”) to reflect the new federal
requirements, effective August 14, 2020, which replaced the existing policy set forth in Policy 7.142 of the University’s Manual of General Policy; and

WHEREAS, In order to comply with the Regulations and applicable New York State laws in the manner set forth in the Revised Policy on Sexual Misconduct, the provisions in Article XV of the University Bylaws must be amended to provide that the procedures for addressing all allegations made under the University’s Policy on Sexual Misconduct then in effect, including procedures for student discipline and appeals, shall be those in the Policy on Sexual Misconduct, which will supersede existing language contained in Article XV of the Bylaws; now therefore be it

RESOLVED, That Article XV of the University Bylaws be amended and it hereby is amended, as set forth in the attached document presented to this Board of Trustees, effective immediately; and be it further

RESOLVED, That with respect to the foregoing amendment, pursuant to Section 5.1 of the University Bylaws, by unanimous consent of the members of the Board of Trustees so acting and present at a meeting of the Board of Trustees, the Board of Trustees hereby waives the requirement that such amendment to the University Bylaws be proposed at a meeting of the Board of Trustees preceding the meeting at which this Resolution is taken.

EXPLANATION: The University’s Policy on Sexual Misconduct was revised effective August 14, 2020 to comply with recent amendments to the federal Title IX Regulations. To best comply with the new Regulations as well as New York State law, it is necessary to amend the language contained in Article XV of the University Bylaws to provide that the process for addressing all allegations made under the University’s Policy on Sexual Misconduct then in effect, including procedures for student discipline and appeals, shall be those in the Policy on Sexual Misconduct, which will supersede existing language contained in Article XV of the Bylaws. These amendments to Article XV of the University Bylaws are also necessary to ensure that the process for addressing sexual misconduct allegations made against students under the University’s Revised Policy on Sexual Misconduct are addressed appropriately and in accordance with the new Regulations.

NOTE: New material is underlined.

ARTICLE XV STUDENTS

SECTION 15.0. PREAMBLE.

Academic institutions exist for the transmission of knowledge, the pursuit of truth, the development of students, and the general well-being of society. Student participation, responsibility, academic freedom, and due process are essential to the operation of the academic
enterprise. As members of the academic community, students should be encouraged to develop the capacity for critical judgment and to engage in a sustained and independent search for truth.

Freedom to learn and to explore major social, political, and economic issues are necessary adjuncts to student academic freedom, as is freedom from discrimination, as set forth in the university’s non-discrimination policy.

Freedom to learn and freedom to teach are inseparable facets of academic freedom. The concomitant of this freedom is responsibility. If members of the academic community are to develop positively in their freedom; if these rights are to be secure, then students should exercise their freedom with responsibility.

SECTION 15.1. CONDUCT STANDARD DEFINED.

Each student enrolled or in attendance in any college, school or unit under the control of the board and every student organization, association, publication, club or chapter shall obey (1) the laws of the city, state and nation; (2) the bylaws and resolutions of the board, including the rules and regulations for the maintenance of public order pursuant to article 129-a of the education law ("Henderson rules"); and (3) the governance plan, policies, regulations, and orders of the college. Such laws, bylaws, resolutions, policies, rules, regulations and orders shall, of course, be limited by the right of students to the freedoms of speech, press, assembly and petition as construed by the courts.

SECTION 15.2. STUDENT ORGANIZATIONS.

a. Any group of students may form a team (excluding intercollegiate athletics), student media/publications, organization, association, club or chapter by filing with the duly elected student government organization of the college or school at which they are enrolled or in attendance and with an officer to be designated by the chief student affairs officer of the college or school at which they are enrolled or in attendance (1) the name and purposes of the organization, association, club or chapter, (2) the names and addresses of its president and secretary or other officers corresponding in function to president and secretary.

The board recognizes that students have rights to free expression and association. At the same time, the board strongly believes that respect for all members of the university’s diverse community is an essential attribute of a great university and requires viewpoint neutrality in the recognition of student teams, student media/publications, organizations, associations, clubs or chapters.

Each student leader and officer of student organizations recognized by or registered with the institution, as well as those seeking recognition by the institution, must complete training on domestic violence, dating violence, stalking, and sexual assault prevention and on CUNY’s Policy on Sexual Misconduct prior to the organization receiving recognition or registration.

b. Extra-curricular activities at each college or school shall be regulated by the duly elected student government organization to insure the effective conduct of such college or school as an institution of higher learning and for the prevention of activities which are hereafter proscribed or which violate the standards of conduct of the character set forth in bylaw 15.1. Such powers shall include:
1. i. The power to charter or otherwise authorize teams (excluding intercollegiate athletics), student media/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. All such decisions must be based upon viewpoint neutral criteria as detailed in the Fiscal Accountability Handbook and must be based upon the written submissions of the student team, publication, organization, association, club or chapter, which will describe its intent to conduct activities for the benefit of students. ii. All decisions declining a charter or authorization must be in writing and are appealable to the college or school’s chief student affairs officer or designee, who shall render a final written decision on the appeal. iii. Appeals must be based upon one or both of the following two grounds: the denial was arbitrary and capricious or discriminated against the applicant based upon viewpoint.

2. The power to delegate responsibility for the effective implementation of its regulatory functions hereunder to any officer or committee which it may appoint.

c. 1. Any person or organization affiliated with the college may file a complaint with the chief student affairs officer if there is reason to believe that a student organization has violated any of the standards of conduct set forth in section 15.1 above. The chief student affairs officer shall promptly notify the affected organization, investigate any complaint and report the results of that investigation along with a recommendation for appropriate action to the complainant and the student government which shall take action as it deems appropriate, except that in the case of a complaint against the student government itself, the chief student affairs officer shall report the results of the investigation and the recommendation for appropriate action directly to the president.

2. The complainant or any student organization adversely affected pursuant to paragraph C (1) above may appeal to the president. The president may take such action as he or she deems appropriate, and such action shall be final.

d. Each college shall establish a student elections review committee in consultation with the various student governments. The student elections review committee shall approve the election procedures and certify the results of elections for student governments, and student body referenda. Decisions of the student elections review committee may be appealed to the college president, whose decision shall be final. An appeal from the decision of the student elections review committee must be made in writing to the President within ten (10) calendar days of the decision. The President shall consult with the student elections review committee and render a decision as expeditiously as possible which may affirm, reverse, or modify the decision of the student elections review committee.

e. Student government elections shall be scheduled and conducted, and newly elected student governments shall take office, in accordance with policies of the board, and implementing regulations.

SECTION 15.3. THE UNIVERSITY STUDENT SENATE.

There shall be a university student senate responsible, subject to the board of trustees, for the formulation of university-wide student policy relating to the academic status, role, rights and freedoms of the student. The authority and duties of the university student senate shall not extend to areas of interest which fall exclusively within the domain of the student governments of the constituent units of the university. Consistent with the authority of the board of trustees in accordance with the education law and the bylaws of the board of trustees, the university student
senate shall make its own bylaws providing for the election of its own officers, the establishment of its own rules and procedures, for its internal administration and for such other matters as is necessary for its existence. The university student senate shall have the full rights and responsibilities accorded student organizations as provided in these bylaws. The delegates and alternate delegates to the university student senate shall be elected by their respective constituencies or by their student governments from the elected members of the respective student governments.

SECTION 15.4. STUDENT DISCIPLINARY PROCEDURES.

Complaint Procedures:

a. A University student, employee, organization, department or visitor who believes she or he is the victim of a student’s misconduct (hereinafter “complainant”) may make a charge, accusation, or allegation against a student (hereinafter “respondent”) which if proved, may subject the respondent to disciplinary action. Such charge, accusation, or allegation must be communicated to the chief student affairs officer of the college the respondent attends.

b. The chief student affairs officer of the college or her or his designee shall conduct a preliminary investigation in order to determine whether disciplinary charges should be preferred. The chief student affairs officer or her or his designee shall advise the respondent of the allegation against her or him, explain to the respondent and the complainant their rights, consult with other parties who may be involved or who have information regarding the incident, and review other relevant evidence. The preliminary investigation shall be concluded within thirty (30) calendar days of the filing of the complaint, unless: (i) said complaint involves two or more complainants or respondents; or (ii) said complaint involves a matter that is also under investigation by law enforcement authorities. In those cases, the preliminary investigation shall be completed within sixty (60) calendar days. Further, if the matter has been previously investigated pursuant to the CUNY Policy on Sexual Misconduct, the chief student affairs officer shall dispense with a preliminary investigation and rely on the report completed by the Title IX Coordinator. Following the completion of the preliminary investigation, the chief student affairs officer or designee shall take one of the following actions:

1. Dismiss the matter if there is no basis for the allegation(s) or the allegation(s) does not warrant disciplinary action. The individuals involved shall be notified that the complaint has been dismissed;
2. Refer the matter to mediation (except in cases involving allegations of sexual assault, stalking or other forms of sexual violence); or
3. Prefer formal disciplinary charges.

c. In cases involving the CUNY Policy on Sexual Misconduct, both the Complainant and Respondent may be accompanied by an advisor of their choice (including an attorney) who may assist and advise throughout the entire process, including all meetings and hearings. Advisors may represent a party and fully participate at a hearing, but may not give testimony as a witness.

cd. In the event that a respondent withdraws from the college after a charge, accusation or allegation against a respondent has been made, and the college prefers formal disciplinary charges, the respondent is required to participate in the disciplinary hearing or otherwise to resolve the pending charges and shall be barred from attending any other unit of the university until a decision on the charges is made or the charges are otherwise resolved. Immediately following the respondent’s withdrawal, the college must place a notation on her/his transcript that she/he “withdrew with conduct charges pending.” If the respondent fails to appear, the college
may proceed with the disciplinary hearing in absentia, and any decision and sanction shall be binding, and the transcript notation, if any, resulting from that decision and penalty shall replace the notation referred to above. Mediation Conference:

de. The college may offer the respondent and the complainant the opportunity to participate in a mediation conference prior to the time the disciplinary hearing takes place in an effort to resolve the matter by mutual agreement (except in cases involving sexual assault, stalking and other forms of sexual violence). The conference shall be conducted by a qualified staff or faculty member designated by the chief student affairs officer. The following procedures shall be in effect at this conference:

1. An effort shall be made to resolve the matter by mutual agreement through such process as the mediator deems most appropriate; provided, however, that the complainant must be notified of her/his right to end the mediation at any time.

2. If an agreement is reached, the faculty or staff member conducting the conference shall report her/his recommendation to the chief student affairs officer for approval and, if approved, the complainant and the respondent shall be notified, and a written memorandum shall be created memorializing the resolution and any consequences for non-compliance.

3. If no agreement is reached within a reasonable time, or if the respondent fails to appear, the faculty or staff member conducting the conference shall refer the matter back to the chief student affairs officer who may prefer disciplinary charges, or, if charges have been preferred, proceed to a disciplinary hearing.

4. The faculty or staff member conducting the mediation conference is precluded from testifying at a college hearing regarding information received during the mediation conference, or presenting the case on behalf of the college. Notice of Charges and Hearing:

ef. Notice of the charge(s) and of the time and place of the hearing shall be personally delivered to the respondent, or sent by certified or overnight mail and email to the address appearing on the records of the college. Notice shall also be sent in a similar manner to the complainant to the extent the charges relate to her/him. The chief student affairs officer is also encouraged to send the notice of charges to any other e-mail address that he or she may have for the respondent and the complainant. The hearing shall be scheduled within a reasonable time following the filing of the charges or the mediation conference. Notice of at least seven (7) calendar days shall be given to the respondent in advance of the hearing unless the respondent consents to an earlier hearing. The respondent is permitted one (1) adjournment as of right. Additional requests for an adjournment must be made at least five (5) calendar days prior to the hearing date, and shall be granted or denied at the discretion of the chairperson of the faculty-student disciplinary committee. If the respondent fails to respond to the notice, appear on the adjourned date, or request an extension, the college may proceed in absentia, and any decision and sanction shall be binding.

fg. The notice shall contain the following:

1. A complete and itemized statement of the charge(s) being brought against the respondent including the rule, bylaw or regulation she/he is charged with violating, and the possible penalties for such violation.

2. A statement that the respondent and the complainant have the right to attend and participate fully in the hearing including the right:
(i) to present their side of the story;
(ii) to present witnesses and evidence on their behalf;
(iii) to cross-examine witnesses presenting evidence;
(iv) to remain silent without assumption of guilt; and
(v) to be assisted or represented by an advisor or legal counsel at their expense; if the respondent or the complainant requests it, the college shall assist in finding a legal counsel or advisor.

3. A warning that anything the respondent says may be used against her/him at a non-college hearing.

Pre-Hearing Document Inspection:

gh. At least five (5) calendar days prior to the commencement of a student disciplinary hearing, the college shall provide the respondent and the complainant and/or their designated representative, with similar and timely access to review any documents or other tangible evidence that the college intends to use at the disciplinary hearing, consistent with the restrictions imposed by Family Education Rights and Privacy Act (“FERPA”). Should the college seek to introduce additional documents or other tangible evidence during, or some time prior to, the disciplinary hearing, the respondent and the complainant shall be afforded the opportunity to review the additional documents or tangible evidence. If during the hearing the complainant or the respondent submits documentary evidence, the chairperson may, at the request of any other party grant an adjournment of the hearing as may be necessary in the interest of fairness to permit the requesting party time to review the newly produced evidence.

Admission and Acceptance of Penalty Without Hearing:

hi. At any time after receiving the notice of charges and hearing but prior to the commencement of a disciplinary hearing, the respondent may admit to the charges and accept the penalty that the chief student affairs officer or designee determines to be appropriate to address the misconduct. This agreed upon penalty shall be placed on the respondent’s transcript consistent with subparagraphs q(19) and (20) herein. Before resolving a complaint in this manner, the chief student affairs officer must first consult with the complainant and provide the complainant an opportunity to object to the proposed resolution, orally and/or in writing. If a resolution is reached over the complainant’s objection, the chief student affairs officer or designee shall provide the complainant with a written statement of the reasons supporting such resolution, and the complainant may appeal the decision to enter into the resolution to the president.

Emergency Suspension:

jj. The president or her/his designee may in emergency or extraordinary circumstances, temporarily suspend a student pending an early hearing as provided in this bylaw section 15.4. to take place within not more than twelve (12) calendar days, unless the student requests an adjournment. Such suspension shall be for conduct which impedes, obstructs, impairs or interferes with the orderly and continuous administration and operation of any college, school, or unit of the university in the use of its facilities or in the achievement of its purposes as an educational institution. Prior to the commencement of a temporary suspension of a student, the college shall give the student oral notice (which shall be confirmed via email to the address appearing on the records of the college) or written notice of the charges against her/him and, if she/he denies them, the college shall forthwith give the student an informal oral explanation of the evidence supporting the charges and the student may present informally her/his explanation or theory of the matter. When a student’s presence poses a continuing danger to person or property
or an ongoing threat of disrupting the academic process, notice and opportunity for denial and explanation may follow suspension, but shall be given as soon as feasible thereafter. The complainant shall be notified in the event that an emergency suspension is imposed against a student, and/or when the suspension is subsequently lifted to the extent that the suspension involves the complainant in the same manner notice is given to the student.

Faculty-Student Disciplinary Committee Structure:

jk. Each faculty-student disciplinary committee shall consist of two (2) faculty members or one: (1) faculty member and one (1) member of the Higher Education Officer series (HEO), and two (2) student members and a chairperson, who shall be a faculty member. A quorum shall consist of the chairperson and any two (2) members, one of whom must be a student. Hearings shall be scheduled promptly (including during the summers) at a convenient time and efforts shall be made to insure full student and faculty representation.

kl. The president shall select in consultation with the head of the appropriate campus governance body or where the president is the head of the governance body, its executive committee, three (3) members of the faculty of that college to receive training upon appointment and to serve in rotation as chairperson of the disciplinary committee. The following schools shall be required to select two (2) chairpersons: CUNY School of Law, Guttman Community College, CUNY School of Professional Studies, and the CUNY School of Journalism. If none of the chairpersons appointed from the campus can serve, the president, at her/his discretion, may request that a chairperson be selected by lottery from the entire group of chairpersons appointed by other colleges. The chairperson shall preside at all meetings of the faculty-student disciplinary committee and decide and make all rulings for the committee. She/he shall not be a voting member of the committee but shall vote in the event of a tie.

lm. The faculty members shall be selected by lot from a panel of six (6) elected biennially by the appropriate faculty body from among the persons having faculty rank or faculty status. CUNY School of Law, Guttman Community College, CUNY School of Professional Studies, and the CUNY School of Journalism shall be required to select four (4) faculty members. The HEO members shall be selected by lot from a panel of six (6) HEOs appointed biennially by the president. CUNY School of Law, Guttman Community College, CUNY School of Professional Studies, and the CUNY School of Journalism shall be required to select four (4) HEOs. The student members shall be selected by lot from a panel of six (6) elected annually in an election in which all students registered at the college shall be eligible to vote. CUNY School of Law, Guttman Community College, CUNY School of Professional Studies, and the CUNY School of Journalism shall be required to select four (4) students. In the event that the student or faculty panel or both are not elected, or if more panel members are needed, the president shall have the duty to select the panels or panels which have not been elected. No individuals on the panel shall serve on the panel for more than four (4) consecutive years. Notwithstanding the above, in cases of sexual assault, stalking and other forms of sexual violence, the president shall designate from the panels one (1) chairperson, two (2) faculty/HEO members, and two (2) students, who shall be specially trained on an annual basis, and who shall constitute the faculty-student disciplinary committee in all such cases.

me. In the event that the chairperson cannot continue, the president shall appoint another chairperson. In the event that a seat becomes vacant and it is necessary to fill the seat to continue the hearing, the seat shall be filled from the respective faculty, HEO, or student panel by lottery.
no. Each academic year, the chief student affairs officer, or her or his designee, shall appoint/identify one or more college employees to serve as presenters for the hearings. This list shall be forwarded to the Office of the Vice Chancellor for Student Affairs, and the Office of the General Counsel and Sr. Vice Chancellor for Legal Affairs prior to the first day of the academic year.

op. Persons who are to be participants in the hearings as witnesses or have been involved in preferring the charges or who may participate in the appeals procedures or any other person having a direct interest in the outcome of the hearing shall be disqualified from serving on the committee.

Faculty-Student Disciplinary Committee Procedures:

pq. The following procedures shall apply to faculty-student disciplinary proceedings:

Hearing:

1. The chairperson shall preside at the hearing. The chairperson shall inform the respondent of the charges, the hearing procedures and her or his rights.

2. All faculty student disciplinary committee hearings are closed hearings unless the respondent requests an open public hearing. Notwithstanding such requests, the chairperson shall not permit an open hearing in cases involving allegations of sexual assault, stalking, or other forms of sexual violence. Furthermore, the chairperson has the right to deny the request and hold a closed hearing when an open public hearing would adversely affect and be disruptive to the committee’s normal operations. In the event of an open hearing, the respondent must sign a written waiver acknowledging that those present will hear the evidence introduced at the hearing.

3. After informing the respondent of the charges, the hearing procedures, and her or his rights, the chairperson shall ask the respondent to respond. If the respondent admits the conduct charged, the respondent shall be given an opportunity to explain her/his actions before the committee and the college shall be given an opportunity to respond and present evidence regarding the appropriate penalty. If the respondent denies the conduct charged, the college shall present its case. At the conclusion of the college’s case, the respondent may move to dismiss the charges. If the motion is denied by the committee, the respondent shall be given an opportunity to present her or his defense.

4. Prior to accepting testimony at the hearing, the chairperson shall rule on any motions questioning the impartiality of any committee member or the adequacy of the notice of the charge(s). Subsequent thereto, the chairperson may rule on the admissibility of the evidence and may exclude irrelevant, unreliable or unduly repetitive evidence. In addition, if any party wishes to question the impartiality of a committee member on the basis of evidence which was not previously available at the inception of the hearing, the chairperson may rule on such a motion. The chairperson shall exclude from the hearing room all persons who are to appear as witnesses, except the respondent and the complainant.

5. The college shall make a record of each fact-finding hearing by some means such as a stenographic transcript, an audio recording or the equivalent. The college must assign a staff member for each hearing, with the sole responsibility of ensuring that the hearing is recorded in its entirety. No other recording of the proceedings may be permitted. A respondent who has been found to have committed the conduct charged after a hearing is entitled upon request to a copy of
such a record without cost upon the condition that it is not to be disseminated except to the respondent's representative or attorney. In the event of an appeal, both the respondent and the complainant are entitled upon request to a copy of such a record without cost, upon the condition that it is not to be disseminated except to their representatives or attorneys.

6. The college bears the burden of proving the charge(s) by a preponderance of the evidence.

7. The role of the faculty-student disciplinary committee is to listen to the testimony, ask questions of the witnesses, review the testimony and evidence presented at the hearing and the papers filed by the parties and render a determination. In the event the respondent is found to have committed the conduct charged, the committee shall then determine the penalty to be imposed.

8. The college, the respondent and the complainant are permitted to have lawyers or other representatives or advisors act on their behalf during the pendency of a disciplinary action, which shall include the calling and examining of witnesses, and presenting other evidence. Any party intending to appear with an attorney shall give the other party 5 (five) calendar days' notice of such representation.

9. The chairperson of the faculty-student disciplinary committee retains discretion to limit the number of witnesses and the time of testimony for the presentations by any party and/or their representative.

10. In the event that the respondent is charged with a sexual assault, stalking or other forms of sexual misconduct, neither the respondent nor the complainant shall be permitted to cross-examine the other directly. Rather, if they wish to, the respondent and the complainant may cross-examine each other only through a representative. If either of them do not have a representative, the college shall work with them to find a representative to conduct such cross-examination. In the alternative, the complainant and respondent may provide written questions to the chairperson to be posed to the witness.

11. In a case involving the CUNY Policy on Sexual Misconduct:
   a) Evidence of the mental health diagnosis and/or treatment of a party may not be introduced.
   b) Evidence of either party's prior sexual history may not be introduced except that (i) evidence of prior sexual history between complainant and respondent is admissible at any stage of the hearing, and (ii) past findings of domestic violence, dating violence, stalking, or sexual assault may be admissible in the stage of that hearing related to penalty.

Penalty Phase:

102. If the respondent has been found responsible, then all parties may introduce evidence related to the respondent's character including any past findings of a respondents' responsibility for domestic violence, stalking, or sexual assault or any other sexual violence. The College may introduce a copy of the respondent's previous disciplinary record; including records from any CUNY institution the respondent has attended, where applicable, provided the respondent was shown a copy of the record prior to the commencement of the hearing. The previous disciplinary record shall be submitted to the committee in a sealed envelope, bearing the respondent's signature across the seal, and shall only be opened if the respondent has been found to have committed the conduct charged. The previous disciplinary records, as well as documents and character evidence introduced by the respondent, the complainant, and the college shall be opened and used by the committee for dispositional purposes, i.e., to determine an appropriate penalty if the charges are sustained. The complainant and respondent may also provide or make an impact statement. Such evidence and impact statements shall be used by the committee only
for the purpose of determining an appropriate penalty if the charges are sustained.

Decision:

113. The committee shall deliberate in closed session. The committee shall issue a written decision, which shall be based solely on the testimony and evidence presented at the hearing and the papers filed by the parties.

124. The respondent shall be sent a copy of the faculty-student disciplinary committee's decision within seven (7) calendar days of the conclusion of the hearing, by regular mail and e-mail to the address appearing on the records of the college. In cases involving two or more complainants or respondents, the respondent shall be sent a copy of faculty- student disciplinary committee’s decision within fourteen (14) calendar days of the conclusion of the hearing. The chief student affairs officer is also encouraged to send the decision to any other e-mail address that he or she may have for the respondent. The decision shall be final subject to any appeal. In cases involving a crime of violence or a non-forcible sex offense, as set forth in FERPA, the complainant shall simultaneously receive notice of the outcome of the faculty-student disciplinary committee’s decision as it relates to the offense(s) committed against the complainant, in the same manner as notice is given to the respondent.

135. When a disciplinary hearing results in a penalty of dismissal or suspension for one term or more, the decision is a university-wide penalty and the respondent shall be barred from admission to, or attendance at, any other unit of the university while the penalty is being served.

Appeals:

146. A respondent or a complainant may appeal a decision of the faculty-student disciplinary committee to the president on the following grounds: (i) procedural error, (ii) newly discovered evidence that was not reasonably available at the time of the hearing, or (iii) the disproportionate nature of the penalty. The president may remand for a new hearing or may modify the penalty either by decreasing it (on an appeal by the respondent) or increasing it (on an appeal by the complainant). If the president is a party to the dispute, her/his functions with respect to an appeal shall be discharged by an official of the university to be appointed by the chancellor or her or his designee. If the penalty after appeal to the president is one of dismissal for one term or more, a respondent or a complainant may appeal to the board committee on student affairs and special programs. The board may dispose of the appeal in the same manner as the president.

157. An appeal under this section shall be made in writing within fifteen (15) calendar days after the delivery of the decision appealed from. This requirement may be waived in a particular case for good cause by the president or the board committee as the case may be. Within three (3) calendar days of the receipt of any appeal, either to the president or the board committee on student affairs and special programs, the non-appealing party shall be sent a written notice of the other party's appeal. In addition, the respondent and/or the complainant shall have the opportunity to submit a written opposition to the other party's appeal within fifteen (15) calendar days of the delivery of the notice of receipt of such appeal.

168. The president shall decide and issue a decision within fifteen (15) calendar days of receiving the appeal or within fifteen (15) calendar days of receiving papers in opposition to the appeal, whichever is longer. The board committee shall decide and issue a decision within five (5) calendar days of the meeting at which it hears the appeal.
Notations on Transcripts:

179. In cases in which a respondent has been found responsible for a Clery Act reportable crime of violence, the college must place a notation on her/his transcript stating that she/he was suspended or expelled after a finding of responsibility for a code of conduct violation. In all other cases, the college must place a notation of the findings and penalty on a respondent’s transcript unless a mediation agreement, under subparagraph e(2) herein, the determination of the chief student affairs officer or designee under subparagraph I herein, the committee’s decision under subparagraph q(13) herein, or the decision on any appeal under subparagraphs q(16)-(18) herein expressly indicate otherwise.

1820. A notation of expulsion after a respondent has been found responsible for a Clery Act reportable crime of violence shall not be removed. In all other cases, a notation of expulsion, suspension or any lesser disciplinary penalty shall be removed, as a matter of right, upon the request of the respondent to the Chief Student Affairs Officer made, four years after the conclusion of the disciplinary proceeding or one year after the conclusion of any suspension, whichever is longer. If a finding of responsibility for any violation is vacated for any reason, any such notation shall be removed.

g. In cases where allegations are made that a student has violated CUNY’s Policy on Sexual Misconduct, the procedures for addressing those allegations, including the procedures for student discipline, shall be those set forth in the Policy on Sexual Misconduct and not this bylaw 15.4.

SECTION 15.5. ACTION BY THE BOARD OF TRUSTEES.

Notwithstanding the foregoing provisions of this article, the board of trustees reserves full power to suspend or take other appropriate action against a student or a student organization for conduct which impedes, obstructs, or interferes with the orderly and continuous administration and operation of any college, school, or units of the university in the use of its facilities or in the achievement of its purposes as an educational institution in accordance with procedures established by the board of trustees.

SECTION 15.6. COLLEGE GOVERNANCE PLANS.

The provisions in a duly adopted college governance plan shall not be inconsistent with the provisions contained in this article.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 6 was unanimously adopted.
Moved by Chairperson Thompson, Jr. and seconded by Trustee Ferrer, the following resolution was presented and opened for discussion:

7. **City University of New York - Approval to Continue the Offering of Online Instruction for the Delivery of Courses in Degree and Non-Degree Programs and the Offering of Remote Support Services for the Spring 2021 Semester:**

WHEREAS, The City University of New York (the “University”), announced on March 11 that effective on March 19, 2020, in response to the threat presented by the spread of the coronavirus, also known as COVID-19, and in an effort to reduce the density of faculty, staff, and students on the University campuses, that all academic courses would be moved online or alternatively to a distance learning modality; and

WHEREAS, On July 9, the Board of Trustees endorsed the University’s preparation for the offering of its academic courses and support services as is reasonably practical, in an online modality and remote format for the Fall Semester 2020—with exceptions being made for courses that cannot be effectively delivered at a distance, such as those which are highly experiential, or services that involve some form of tangible exchange, such as food pantries, provided they meet New York State and University guidelines for on-site instruction or delivery; and that the Chancellor shall take such actions as are reasonable and necessary to give effect to the foregoing; and

WHEREAS, The University’s conversion of Spring, Summer and Fall 2020 courses to online and distance learning was enabled by the flexibility provided by the guidance from the US Education Department (USED), the New York State Education Department (NYSED), the Middle States Commission on Higher Education (MSCHE) and the Student and Exchange Visitor Program (SEVP) regarding the conversion of the teaching modality for courses/programs already in progress; and

WHEREAS, The Board of Trustees, subject to the prevailing conditions and circumstances of the COVID-19 pandemic emergency and approval of NYSED to extend such offerings of online courses in academic programs at that time, also conditionally extended the University’s ability to prepare for the continuation of the online and distance learning modality and remote services for the majority of the University’s academic courses to the Spring Semester 2021, as reasonably necessary; and

WHEREAS, The University’s faculty, staff, and students successfully implemented an online and distance learning conversion process for the majority of its academic courses and support services for the majority of its academic courses and support services for the remainder of its Spring 2020 Semester and its Summer and Fall Terms and developed alternatives for safeguarding the completion of courses not easily converted to said modalities; and
WHEREAS, The University has successfully provided more than 1,700 CUNY faculty further opportunities to effectively teach online and at a distance through award-winning programs, like the CUNY School of Professional Studies (SPS) Online Teaching Essentials Workshops; and

WHEREAS, The newly trained faculty are teaching more than 47,000 students across approximately 2,200 courses; and

WHEREAS, The University’s Central Office and individual campuses further strengthened and continue to enhance online teaching across the University; and

WHEREAS, The University has launched efforts to maintain academic quality by releasing its Expectations for Assessment, a document that provides specific guidance on how to successfully assess distance learning; and

WHEREAS, The University has also offered a Blackboard-based course, Are You Ready?, designed to help students prepare for online learning, which has been completed by almost 7,000 students across 19 campuses; and

WHEREAS, The long-term ability of students to access an education online has been strengthened by University efforts to obtain and distribute more than 30,000 computer devices and 4,000 “WiFi hotspot” devices to campuses, which distributed such devices to the students deemed to have the greatest need for access; and

WHEREAS, The University organized two professional development series for advisors, Successful Strategies for Remote Advising, and the Advisement Discussion Series, which have been completed by over 900 staff from various parts of the University; and

WHEREAS, Pending the introduction of effective long-term health solutions, the COVID-19 pandemic public health emergency continues to be a concern in the State of New York, the City of New York, and elsewhere throughout the United States, and in fact is showing recent signs of worsening, imperiling our students, faculty and staff; and

WHEREAS, The University’s highest priority in planning for the Spring 2021 semester is to protect the health and safety of students, faculty, and staff while creating the conditions for our students to make progress in their academic programs, and for our faculty to advance their creative and scholarly activities, and our staff to meet our myriad programmatic goals; and

WHEREAS, The New York State Education Department (NYSED) has extended into Spring 2021 the regulatory waivers that have allowed the University to operate in a mostly virtual modality since March 2020; and
WHEREAS, The preference of the University continues to be to offer in-person instruction and services to students for the Spring 2021 semester where practicable and prudent and, should conditions allow an increase in the density of activity on campuses as the semester progresses, each individual campus has a preapproved staged reopening plan that could be invoked; now therefore be it

RESOLVED, That the Board of Trustees approves the University’s decision to extend and continue the offering of online and distance learning instructional modality for the delivery of courses in degree and non-degree programs and the offering of remote support services for the Spring Semester 2021 — with exceptions only being made for courses that cannot be effectively delivered at a distance, such as those courses which are highly experiential, or services that involve some form of tangible exchange, such as food pantries, provided they meet New York State and University guidelines for on-site instruction or delivery; and that the Chancellor shall take such actions as are reasonable and necessary to give effect to the foregoing.

EXPLANATION: The University, through this resolution, recognizes that by (i) reducing the density of individuals on the University campuses (ii) offering classes and support services in a primarily online and remote format and (iii) continuing to build a robust slate of programs that enhance the ability of faculty, staff, and students to teach, support, and learn online and remotely, the University can better ensure the continued health, safety and welfare of its students faculty and staff and further ensure a continuity of educational curricula and better outcomes for our students, and preserve the availability of its physical spaces for those academic programs and support services that require them. Thus, positioning the University to continue serving as an engine of social mobility while securing safety, ensuring equity, and maintaining academic quality and momentum for all members of our campus communities who disproportionately represent those who have been most affected by the health disparities laid bare by the COVID-19 pandemic.

Chairperson Thompson, Jr. stated, “I understand that we are providing this opportunity, but if situations change, we can revert back, am I correct?” Chancellor Matos Rodriquez stated, “Absolutely. I think one of the things that makes this conversation somewhat different from when we voted on the resolution on July 9th", which endorsed our plans for a mostly online fall, was that now we have the reopening plans that have been done under the state guidelines so we have a very concrete map now. If we’re going to bring additional students to campus because the conditions have improved and there’s a vaccine, all the different things that might change things on the ground, we now have a very detailed plan that’s available online so that everybody knows how we intend to bring people back in a safe way. So, in some ways, we have the experience from the fall that we didn’t have before to be able to transition should the condition on the ground permit to do so. We’re in a much better scenario than we were when we voted in a similar situation back on July 9th.”
University Faculty Senate (UFS) Chair and Trustee Martin Burke asked, “Am I to understand or is the faculty to understand that the Spring 2021 semester could be continued through the Summer 2021 semester or will it end with the Spring semester?” Chancellor Matos Rodriguez responded, “This is a resolution that is really geared to being ready for the Spring 2021 semester, and I would imagine that we'll look at the Summer 2021 semester at some point later in the Spring.”

UFS Chair and Trustee Burke following up by asking, “Would that possibly entail yet another resolution coming either to the CAPPR or coming to the Board in this setting.” Chancellor Matos Rodriquez stated, “That’s the way that we’ve been doing things, and we’d like to keep it that way. We’ll have to also work with all the regulatory bodies that guide some of these things—the Department of Education and Middle states. I think many of us hope by that Summer, we can recapture a lot more things as they were before COVID, but I think that’s a conversation to be had in the Spring.”

USS Chair and Trustee Piquant shared her views about the Board of Trustees meetings that are being held telephonically, suggesting that the Trustees move to a more virtual software so that they can see each other face-to-face—being that the students are required to go on Zoom and the faculty are expected to teach on Zoom—as well as for members of the public to have a human interaction with the Board. Board Secretary Gayle Horwitz stated, “The Chair and I have discussed this, and we tried some technology in the spring that did not work out well, but we now have a new Zoom platform, and our next meeting is slated to be on Zoom, so thank you for sharing those concerns.”

*Chairperson Thompson, Jr. asked for a vote. Cal. No. 7 was unanimously adopted.*

Moved by Chairperson Thompson, Jr. and seconded by Trustee Shorter, the following resolution was presented and opened for discussion:

8. **Resolution of Appreciation - Timothy Hunter:**

WHEREAS, Timothy Hunter was elected by his fellow students as Chairperson for the University Student Senate (USS) in October 2019, serving a one year term; and

WHEREAS, As Chairperson for USS, Mr. Hunter served as the only student member of the Board of Trustees, representing the interests of more than 500,000 students; and

WHEREAS, Mr. Hunter fiercely represented CUNY students during one of the most challenging years in the University’s history; and

WHEREAS, Mr. Hunter at New York Tech 2020 graduate and a second generation City University of New York student, sharing this proud alumni status with his mother, a Medgar Evers College graduate; and
WHEREAS, Mr. Hunter started first experience with City Tech when, at age 15, he participated, through his high school, City Polytechnic High School for Architecture and Engineering in their renowned 9-14 partnership with City Tech; and

WHEREAS, Mr. Hunter proudly served as the Undergraduate Student Government President at New York City College of Technology; and

WHEREAS, The University Student Senate recognized his leadership skills and awarded him the Outstanding Leadership Award for his advocacy during the 2018-2019 academic year; and

WHEREAS, Mr. Hunter exemplifies CUNYs motto of “education of free people is the hope of humanity” through his commitment to high school students as a Technical Education Instructor for the New York City Department of Education; and

WHEREAS, Timothy Hunter was a valued voice on the Board of Trustees; now therefore be it

RESOLVED, That the members of the Board of Trustees of The City University of New York express their sincere thanks and deepest appreciation to Timothy Hunter for his partnership, determination, devotion, and outstanding service to The City University of New York; and be it further

RESOLVED, That the Board of Trustees extends its best wishes for his continued success in all of his future endeavors.

Members of the Board and the Chancellery expressed their sincere admiration of Mr. Hunter, for his perceptiveness, reflection, dedication, willingness, and outstanding service, and thanked him for being a great partner as a Board member of the City University of New York.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 8 was unanimously adopted.

9. EXECUTIVE COMMITTEE:
Board Secretary Gayle M. Horwitz noted that Item Nos. 9.A. through 9.F. are being read for informational purposes only. It serves as notice of actions taken by the Board of Trustees’ Executive Committee on August 12, 2020.

A. City University of New York - Authorize the Purchase of WiFi Hotspot or MiFi Devices for Emergency Distribution to Students Needing Broadband Internet Access in Response to the Continuing COVID-19 Pandemic Health Emergency:

WHEREAS, Governor Cuomo issued Executive Order No. 202 declaring a Disaster Emergency in the State of New York on March 7, 2020 due to the COVID-19 outbreak;
WHEREAS, The City University of New York (the “University”), in compliance with the State and City’s emergency declarations, transitioned to an online and distance learning modality on March 19, 2020; and

WHEREAS, On July 9, 2020, the Board of Trustees approved a resolution recognizing that by “(i) reducing the density of individuals on the University campuses; and (ii) offering classes and support services in a primarily online and remote format, the University can better ensure the continued health, safety and welfare of its students, faculty and staff and further ensure a continuity of educational curricula and better outcomes for our students, and preserve the availability of its physical spaces for those academic programs and support services that require them;” and

WHEREAS, Based on the July 9, 2020 Board of Trustees resolution, the Chancellor announced that the University would prepare to offer a range of virtual, hybrid, and in-person academic modalities for the Fall 2020 academic term, with the vast majority of academic courses being offered online; and

WHEREAS, The transition to an online and distance learning modality during the Spring 2020 academic term demonstrated that there are disparities among University students in access to remote learning tools and technology, such as computers, laptops, and broadband internet that hinders their ability to take full advantage of the online and distance learning modalities and perform their coursework remotely; and

WHEREAS, During the Spring 2020 academic term, the University attempted to mitigate this disparity by securing free access to the internet with the support of local broadband internet providers and by distributing laptop computers to students to enable them to complete their coursework remotely; and

WHEREAS, The University’s Office of Institutional Research and Assessment (“OIRA”) recently surveyed students regarding access to technology and remote learning tools, including access of broadband internet at home, which is a necessity for their engagement in online and hybrid courses, and found that as many as 6,500 students could need assistance with broadband internet access; and

WHEREAS, In response to this demonstrated need, the University found that it could assist these students by securing mobile devices to create “WiFi hotspots” that provide wireless access to broadband internet via a monthly service plan; and
WHEREAS, The University desires to purchase “WiFi hotspot” devices from one or more mobile wireless service providers in order to meet the anticipated need identified in the OIRA survey and provide the most cost-effective means to provide high-speed connectivity access to the internet for students lacking broadband internet services at home; and

WHEREAS, The purchase of these “WiFi hotspot” devices is eligible for funding under the federal Coronavirus Aid, Relief, and Economic Security Act, otherwise known as the “CARES Act”; and

WHEREAS, The University has identified three (3) potential vendors on New York State vendor contract (T-Mobile, AT&T, and Verizon) that are able to provide these “WiFi hotspot” devices together with cost effective monthly services plans; now therefore be it

RESOLVED, That the University’s Board of Trustees authorizes the procurement of, from one or more mobile wireless service providers, approximately 4,000 “WiFi hotspot” devices, each such device to be equipped with a twelve (12) month broadband internet service plan, for a purchase price not to exceed $1.4 million; and that the General Counsel or his designee be, and they hereby are, and each of them hereby is, authorized to execute, seal, and deliver a contract or purchase order to procure the same, 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.

EXPLANATION: The continued impact of the COVID-19 public health emergency requires the University to take ongoing steps to support distance learning. The Chancellor recognizes the need to reduce the technological barriers to access facing numerous University students due to lack of equipment and broadband internet service to access academic coursework. The University expects that a purchase and distribution of approximately 4,000 “WiFi hotspot” devices to those students lacking broadband service at home will facilitate access to online and hybrid instruction and further the efforts of the University to ensure student engagement and success during this COVID-19 public health emergency period. These devices will be distributed to the colleges, which will provide them to the students deemed to have the greatest need for broadband internet access.
B. City University of New York - Authorize a Construction License Agreement and an Easement Agreement with The New York City Transit Authority to Grant Temporary Access for Construction Staging and a Permanent Easement at a Plaza Adjacent to Hostos Community College for Subway Station Improvements to Comply with The Americans With Disabilities Act of 1990, as Amended:

WHEREAS, The Dormitory Authority of the State of New York ("DASNY") is the owner in fee of and The City University of New York (the "University") has a possessory interest in certain land, with the building and improvements thereon, in the Borough and County of the Bronx, City and State of New York, having a street address of 475 Grand Concourse, designated on the tax map of the City of New York (the "City") as Block 2346, Lot 29 ("Lot 29"); and

WHEREAS, DASNY is also the owner in fee of and the University has a possessory interest in certain land, adjacent to Lot 29, in the Borough and County of the Bronx, City and State of New York, having a street address of 485 Grand Concourse, designated on the tax map of the City as Block 2346, Lot 43 ("Lot 43"); and

WHEREAS, Pursuant to that certain master lease (the "Master Lease") dated as of January 22, 2003, among DASNY, as lessor, and the City University Construction Fund ("CUCF"), as lessee, and the University, relating to DASNY City University System Consolidated Fifth General Resolution Revenue Bonds, the building and improvements on Lots 29 and 43, are leased by DASNY to CUCF for use and occupancy by the University, and the University has operational control of the building and improvements on Lots 29 and 43; and

WHEREAS, New York City Transit Authority ("Authority"), pursuant to the Public Authorities Law of the State of New York and an Agreement of Lease with the City dated June 1, 1953 (as amended, supplemented, renewed and extended, the "Authority Master Lease"), operates the New York City Transit System and appurtenant facilities (the "Subway") including the 149th Street/Grand Concourse Subway station serving the Lexington Avenue 4 and 5 Lines and the Seventh Avenue 2 Line (said station, including in service and out of service entrances from the street level, being herein collectively referred to as the "Station"); and

WHEREAS, Lot 43 is subject to existing subway easements or rights of way (the "Existing City Station Easement") in favor of the Authority, as cited in the court order titled "In the Matter of the Application of The Dormitory Authority of the State of New York", relative to acquiring title in fee simple absolute to certain real property for the purpose required as a site for Eugenio Maria de Hostos Community College, located in the Borough of the Bronx, State of New York, in the area bounded generally by Grand
Boulevard and Concourse; Anthony J Griffin Place; East 144th Street and East 149th Street; and

WHEREAS, The building and improvements on Lots 29 and 43 include (i) an educational and administrative building (the “College Building”) comprising part of Eugenio Maria de Hostos Community College (the “College”) owned by DASNY and operated by the University on Lot 29, and (ii) an open plaza area owned by DASNY and operated by the University located adjacent to the College Building leading to and providing access to the College Building (the “Plaza” and together with the College Building the “Hostos Property”) on both Lot 29 and Lot 43 from public sidewalks; and

WHEREAS, A separate free-standing building and improvements is also located on Lot 43, owned by the City and leased to Authority under the Authority Master Lease, comprising an currently unused headhouse (the “Headhouse”) for Authority housing, an out-of-service elevator and its mechanical systems formerly used to allow the public and intended passengers using the Station to traverse between the street/plaza level at the intersection of Grand Concourse and 149th Street and the subgrade mezzanine level in the Station; and

WHEREAS, In order to encourage and accommodate the increased usage of the Station by the public and to make the Station compliant with the Americans with Disabilities Act of 1990, as amended (“ADA”), Authority is undertaking, at its sole cost and expense, improvements and enhancements to the Station (the “Station Project”); and

WHEREAS, As part of the Station Project, Authority will perform the following work in and to the Headhouse (hereinafter collectively referred to as the “Headhouse Work”): (i) the rehabilitation of the structural components of the Headhouse, (ii) the renovation of the aesthetic components of the interior and exterior of the Headhouse, (iii) rehabilitation of the entrance to the Headhouse, including the installation of a permanent new canopy (the “Canopy”) over the entrance to the Headhouse on the southerly wall thereof, (iv) the installation of a new replacement elevator within the Headhouse (the “Headhouse Elevator”) to provide access and service, to and from the street/plaza level to the subgrade mezzanine level of the Station and (v) installation of an emergency exit stairway to the street within the Headhouse (the “Headhouse Emergency Entrance, and together with the Headhouse Elevator, the “Headhouse Entrance”); and

WHEREAS, In connection with the Station Project, Authority has requested that the University enter into a Construction License Agreement granting Authority: (i) access to the Hostos Property to perform a pre-construction survey of the Hostos Property and establish a monitoring program and install monitoring equipment within certain areas of the Hostos Property, and (ii) a temporary license to access, enter upon, and use a small
portion of the Plaza immediately to the south and west of the Headhouse for use as a construction work site related to the Headhouse Work; and

WHEREAS, The University, having operational control of the building and improvements on Lots 29 and 43 under the Master Lease, desires to enter into a Construction License Agreement with the Authority granting such temporary rights of access to the Hostos Property and portions of the Plaza related to the Station Project; and

WHEREAS, In addition to the Construction License Agreement, Authority has requested that the University (together with DASNY) enter into an Easement Agreement granting Authority a permanent non-exclusive easement extending four (4) feet into the Plaza from the southerly wall of the Headhouse for the following purposes: (i) a means of ingress to and egress from the Headhouse Entrance to and from the sidewalk on the Grand Concourse side thereof by passengers of the Subway, and by employees, contractors, agents, and licensees of Authority; (ii) a permanent Canopy to extend out from the southerly wall of the Headhouse into airspace above and overhang within a portion of the Plaza extending onto the Plaza for approximately four (4) feet; (iii) to permit the swing of the Headhouse Emergency Exit door to open onto the easement area, and (iv) to permit the Authority a means of access to and from the Headhouse and to inspect and perform routine maintenance and repairs to the exterior of the Headhouse, and to perform Authority’s cleaning and maintenance and repair responsibilities; and

WHEREAS, The University, having operational control of the building and improvements on Lots 29 and 43 under the Master Lease, desires to enter into an Easement Agreement with the Authority granting such permanent non-exclusive easement to the Plaza in connection with the Station Work; now therefore be it

RESOLVED, That the Board of Trustees authorizes the General Counsel or his designee be, and that they hereby are, and each of them hereby is, authorized to sign and deliver: (i) a Construction License Agreement with the Authority granting temporary rights of access to the Hostos Property and portions of the Plaza related to the Station Work; and (ii) an Easement Agreement with the Authority granting a permanent non-exclusive easement extending four (4) feet into the Plaza from the southerly wall of the Headhouse for certain purposes related to the Station Project, together with any and all such other 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 the aforesaid contract shall be submitted to the University Board of Trustees for its consideration and approval.

EXPLANATION: According to the United States Code of Federal Regulations, the Metropolitan Transportation Authority is required to make certain subway stations on their system ADA-accessible. The Grand Concourse Station at Hostos is scheduled to become part of the network of ADA-accessible stations that interconnect with MTA NYCT’s accessible bus system, the ADA-accessible stations of Metro-North Railroad and Long Island Rail Road, and other ADA-accessible subway stations.

The Authority plans to restore the Headhouse in connection with turning the Headhouse into an ADA accessible subway entrance by installing an elevator and a new stairway in the Headhouse to connect the street level to the subway station mezzanine below.

C. City University of New York - Approve the Acceptance of The Andrew W. Mellon Foundation’s $2.5 Million Donation to the CUNY Chancellor’s Emergency Relief Fund:

WHEREAS, The Board of Trustees of The City University of New York (the “University”) established the CUNY Chancellor’s Emergency Relief Fund (the “Chancellor’s Emergency Relief Fund”) on March 30, 2020 to provide financial assistance and support to University students in the greatest need across the University’s 25 campuses during the economic crisis triggered by the COVID-19 public health emergency; and

WHEREAS, On June 29, 2020, the Board of Trustees continued the Chancellor’s Emergency Relief Fund through October 31, 2020 based upon the persistent need of a large portion of the University’s student population during this public health crisis and the continuing interest in donating and pledging to the Chancellor’s Emergency Relief Fund; and

WHEREAS, The Andrew W. Mellon Foundation – which has a 45-year history of generously supporting the University– has authorized a donation of $2.5 million to the Chancellor’s Emergency Relief Fund to provide retention and completion grants to University students (with $75,000 to be used towards the administration of the grants); and

WHEREAS, These grants are to be awarded to University undergraduate students at community colleges and senior colleges in good academic standing, possessing at least a 2.0 GPA, and who have completed at least 24 credits — with priority being given to students not otherwise eligible for CARES Act funding (e.g., international and undocumented students); and
WHEREAS, These grants (which will typically range from approximately $200 to $1000) will help students who have registration holds that result from fees and debts owed to the University continue pursuing their education; and

WHEREAS, The Chancellor is authorized to accept individual donations for the Chancellor’s Emergency Relief Fund up to and including $1,000,000, it being understood that this authorization supersedes Board of Trustees Policy 3.05 - Trust and Gift Funds, Acceptance and Administration until October 31, 2020; and

WHEREAS, In light of the fact this donation is greater than $1,000,000, the Chancellor seeks approval of the Board of Trustees to accept this $2.5 million donation in accordance with Policy 3.05 - Trust and Gift Funds, Acceptance and Administration, including all audit and reporting requirements; now therefore be it

RESOLVED, That the Board of Trustees hereby approves the acceptance of the Andrew W. Mellon Foundation’s $2.5 million donation to the Chancellor’s Emergency Relief Fund in accordance with the terms of said donation.

EXPLANATION: The CUNY Chancellor’s Emergency Relief Fund, with over $5.6 million donations from foundations, corporations and individuals, has thus far awarded over $3 million dollars in grants and will award grants through October 31. The Andrew W. Mellon Foundation’s $2.5 million donation – the largest single donation to the Chancellor’s Emergency Relief Fund – will bring the Fund’s total to more than $8 million and will enable the University to award retention and completion grants to undergraduates who may otherwise not be able to continue their studies. Given the unprecedented public health and economic crisis posed by the COVID-19 public health emergency and the severe impact it has had on our community, this donation will provide a much-needed benefit to our students.

D. City University of New York - Authorize Amendment of The City University Of New York Policy on Sexual Misconduct - Policy 7.142 to Incorporate Required Changes Resulting from The United States Department of Education Adoption of New Regulations under Title IX of The Education Amendments of 1972, 20 U.S.C. Chapter 38:

WHEREAS, The City University of New York (the “University”) is committed to creating and maintaining a safe environment for University students, faculty, administrators, staff, and visitors so that they can learn, work and participate in the educational activities free from sexual harassment and sexual misconduct; and

WHEREAS, The current University Policy on Sexual Misconduct – Policy 7.142 (the “Policy”) was adopted by the Board of Trustees in June of 2018; and
WHEREAS, On May 19, 2020, the United States Department of Education promulgated new regulations ("Regulations") under Title IX of the Education Amendments of 1972, 20 U.S.C. Chapter 38 ("Title IX"), the statute that prohibits sex discrimination in education programs, with an effective date of August 14, 2020; and

WHEREAS, The Regulations are very different from the prior United States Department of Education guidance that the University relied on in drafting its current Policy, and, among other things, require different investigation and adjudicatory procedures in Title IX cases from those in the University’s current Policy 7.142; and

WHEREAS, Significant changes to the current Policy are necessary in order to comply with the Regulations; and

WHEREAS, The University provided University administrators, faculty, staff and students with copies of the changes proposed by the University’s Office of General Counsel in conjunction with the University’s Office of Risk Audit and Compliance and requested comments; and

WHEREAS, The University incorporated as many of the comments and suggestions that were received from the administrators, faculty, staff and students prior to the date hereof and deemed to be reasonable and appropriate to incorporate into the revised Policy and; and

WHEREAS, The University is required to adopt and incorporate such investigatory and adjudicatory procedures by August 14, 2020 in order to remain in compliance with federal law; and

WHEREAS, The University has determined that it is in the best interest of the University to revise Policy 7.142 at this time; now therefore be it

RESOLVED, That the Board of Trustees authorizes amendment of the Policy on Sexual Misconduct - Policy 7.142 to reflect the required investigatory and adjudicatory procedures called for under the new federal Title IX Regulations, recently promulgated by the United States Departments of Education, and that such revision are hereby adopted, effective on Friday, August 14, 2020; and be it further

RESOLVED, That the newly amended Policy on Sexual Misconduct replace Policy 7.142 in the University’s Manual of General Policy.

EXPLANATION: The Policy on Sexual Misconduct is being revised to comply with the Regulations recently promulgated by the U.S. Department of Education under Title IX. The United States Department of Education gave educational institutions less than three
(3) months to come into compliance with the Regulations (which include a 2000 page explanatory preamble). Notwithstanding this short time frame, a draft of the revised Policy was circulated to a wide variety of University constituencies, and all comments were reviewed and considered. The most significant changes include:

- The definitions have been changed to be clearer and to define “Title IX Sexual Harassment.” Under the Regulations, the conduct that constitutes Title IX Sexual Harassment is narrower than the conduct that constitutes sexual harassment under other laws applicable to CUNY (including New York Education Law 129-B, known as the “Enough is Enough” law) and requires such conduct to be investigated and adjudicated under a very specific process. Title IX Sexual Harassment must take place against a person in the United States and must constitute Sexual Assault, Dating Violence, Domestic Violence, stalking, quid pro quo harassment (i.e., an employee conditioning the provision of an aid, benefit or service on an individual’s participant in unwelcome sexual conduct) or harassment that is so severe, pervasive, and objectively offensive that it effectively denies a person equal access to CUNY’s educational program or activity.

- Under the revised Policy, there are two sets of procedures for investigating Sexual Misconduct: the procedures for matters that meet the definition of Title IX Sexual Harassment and the procedures for Sexual Misconduct cases that do not constitute Title IX Sexual Harassment, referred to in the Policy as Non-Title IX Sexual Misconduct matters. Allegations that include both Title IX Sexual Harassment and Non-Title IX Sexual Harassment are handled together under the Title IX procedures. There is also a section that describes the process for evaluating allegations to determine what process will apply.

- Under the revised Policy, as required by the Regulations, a Title IX Formal Complaint is required to initiate a Title IX Sexual Harassment matter. Title IX Formal Complaints must be investigated, resolved and adjudicated in accordance with the specified Title IX grievance procedures, unless the Title IX Formal Complaint is subject to mandatory or discretionary dismissal criteria. If a Title IX Formal Complaint is dismissed, the parties must be given a formal dismissal notice that is subject to appeal to the University Title IX Director. Individuals making Title IX allegations who do not file a Title IX Formal Complaint are still entitled to receive supportive measures and accommodations from the University.
Under the new process for Title IX Sexual Harassment matters, the Title IX Coordinator will continue to investigate complaints and prepare an investigative report. However, the revised Policy describes exactly what must be in the report, and the parties have additional rights to see all of the evidence gathered during the investigation and to respond in writing to the evidence and the final investigative report. The Title IX Coordinator does not have the authority to dismiss a Formal Title IX complaint regardless of the strength of the evidence, as this can only be done by the decision-maker after a live hearing.

Under the Regulations, the investigator and the decision-maker may not be the same person, and the decision-maker must hold a live hearing in which the witnesses are subject to cross-examination. The revised Policy therefore provides a hearing process before an Adjudication Committee for Title IX Sexual Harassment matters against both student and employee respondents. The three-person Adjudication Committee is drawn from members of a CUNY-wide Sexual Misconduct Panel, made up of faculty members, members of the Higher Education Officer series, and students from all the colleges. In the case where the respondent is a student, the Adjudication Committee will include a student.

Consistent with the Regulations, the hearing procedures set forth in the revised Policy for Title IX Sexual Harassment matters are extremely specific. They include a prescribed and detailed notice of charges and hearing, right to an advisor of choice (CUNY is required to appoint an advisor if either party does not have one for the hearing, for the limited purpose of conducting cross-examination), pre-hearing review of evidence, hearing process including relevancy determinations, provision that no statement of a party or witness who does not submit to cross-examination at the live hearing may be relied upon in reaching a determination, and a specific decision format. Hearings are facilitated by Student Affairs or Human Resources, depending on whether the respondent is a student or an employee. Both the complainant and the respondent have the right to appeal the Adjudication Committee’s decision on specified limited grounds to an Appeal Committee of three decision-makers drawn from the CUNY-wide Sexual Misconduct Panel.

Employees who are alleged to have committed Title IX Sexual Harassment are also subject to the hearing process required by the Title IX regulations, and if the employee is found responsible, the matter will be referred for discipline under applicable collective bargaining agreements, the Civil Service Law, or CUNY policies.
The process for Non-Title IX Sexual Harassment matters has also been revised. As is the case under the current policy, the matter is investigated by the Title IX Coordinator who prepares an investigative report and provides it to the college President for appropriate action. However, if the complaint is found to be unsubstantiated, in whole or in part, the complainant has the right to appeal that determination to an Appeal Committee on specific limited grounds and the Appeal Committee can take appropriate action, such as remanding the matter for a new investigation, before the matter is considered by the President. If the President determines to initiate disciplinary action against a student, disciplinary charges are filed and the matter proceeds to a hearing before an Adjudication Committee, as is the case with Title IX Sexual Harassment matters. However, the extremely strict procedural rules required by the Regulations for Title IX Sexual Harassment matters do not apply. Both the complainant and the respondent have the same right to appeal the Adjudication Committee’s decision to an Appeal Committee that is provided in Title IX cases. For employees, as is currently the case, discipline is handled in accordance with applicable CUNY collective bargaining agreements, the Civil Service Law, or CUNY policies.

Informal resolution is available for either Title IX Sexual Harassment matters or Non-Title IX Sexual Misconduct matters, except in cases involving Title IX Sexual Harassment allegations by a student against an employee. In the current policy (based on now rescinded U.S. Department of Education guidance), informal resolution was not permitted in cases alleging sexual assault.

The list of "responsible employees" who are required to report Sexual Misconduct to the Title IX Coordinator has been amended to eliminate several categories of mandated reporters based on feedback from various stakeholders.

In accordance with recent guidance from the U.S. Department of Education, Office for Civil Rights, the revised Policy will apply to Sexual Misconduct that allegedly occurred on or after its effective date of August 14, 2020.

Due to the fact that there is pending litigation challenging the Regulations, the revised Policy provides that, should any portion of the Regulations be stayed or held invalid by a court of law, or should the Regulations be withdrawn or modified to not require elements of this Policy, the invalidated elements of this Policy will be deemed revoked as of the publication date of the judicial opinion or order.

**NOTE:** The City University of New York Amended Policy on Sexual Misconduct - Policy 7.142 is on file in the Office of the Secretary of the Board and at FINAL-Policy-on-Sexual-Misconduct-August-14-2020.pdf (cuny.edu)
E. City University of New York - Authorize the City University Of New York to Enter into Certain Supplemental Agreements with the Professional Staff Congress/CUNY to (i) Extend Tenure Deadlines for Certain College Laboratory Technicians, Senior College Laboratory Technicians and Chief College Laboratory Technicians; (ii) Extend the Time to Secure a Certificate of Continuous Employment for Certain Lecturers; and (iii) Permit an Extension of Time for the Use of Annual Leave Above the Contractual Cap from August 31, 2020, to December 31, 2020, Subject to Certain Conditions:

WHEREAS, The City University of New York (the “University”), announced effective March 19, 2020, in response to the threat presented by the spread of the coronavirus, also known as COVID-19, and in an effort to reduce the density of faculty, staff and students on the University campuses, that all University academic courses would be moved on-line or alternatively to a distance learning modality; and

WHEREAS, On March 20, 2020, Governor Andrew M. Cuomo announced Executive Order 202.6, or the "New York State on PAUSE" executive order, a 10-point policy directive, which Executive Order included a directive that all non-essential businesses statewide must close in-office personnel functions and temporarily ban all non-essential gatherings of individuals of any size for any reason; and

WHEREAS, During this period of time, the University transitioned from an in-person classroom teaching and learning format for its course offerings to an on-line digital platform and alternative distance learning modalities; and

WHEREAS, In light of this transition from in-person classroom teaching and learning model to an on-line digital platform and distance learning modality, the University entered into a Supplemental Agreement with the Professional Staff Congress/CUNY (the “PSC”) on April 18, 2020, in order to address certain matters and procedures for both faculty and staff that were affected by the COVID-19 public health emergency; and

WHEREAS, On May 18, 2020, the Board of Trustees ratified, confirmed and approved the Supplemental Agreement; and

WHEREAS, The COVID-19 public health emergency continues to impact the working conditions of faculty and staff, requiring the University to engage in negotiations and impact bargaining with the PSC, as well as with other unions representing employees of the University; and

WHEREAS, As a result of such recent negotiations and impact bargaining, the University believes that it is in the best interest of the University to enter in a supplemental agreement with the PSC to (i) permit college laboratory technicians, senior
college laboratory technicians and chief college laboratory technicians who are candidates for tenure effective September 1, 2021, to receive a one-year extension in their tenure review, if they so desire; (ii) to permit lecturers who are candidates for a Certificate of Continuous Employment (“CCE”), effective upon their reappointment for the 2021-2022 academic year may receive a one-year extension in their CCE review, if they so desire; and (iii) to permit an extension of time for the use of annual leave above the contractual cap from August 31, 2020, to December 31, 2020, provided that upon separation from University employment an employee shall not be paid for an amount greater than the maximum contractual amount; now therefore be it

RESOLVED, That the Board of Trustees authorizes the Chancellor to enter into a supplemental agreement with the PSC and other similarly situated union employees to (i) permit college laboratory technicians, senior college laboratory technicians and chief college laboratory technicians who are candidates for tenure effective September 1, 2021, to receive a one-year extension in their tenure review, if they so desire; (ii) to permit lecturers who are candidates for a Certificate of Continuous Employment (“CCE”), effective upon their reappointment for the 2021-2022 academic year may receive a one-year extension in their CCE review, if they so desire; and (iii) to permit an extension of time for the use of annual leave above the contractual cap from August 31, 2020, to December 31, 2020, provided that upon separation from University employment an employee shall not be paid for an amount greater than the maximum contractual amount.

EXPLANATION: The University, through this resolution approves agreements with the PSC concerning (i) the extension of the tenure clock for certain employees in the College Laboratory Technician series, (ii) the extension of the CCE clock for certain members of the Lecturer series, and (iii) an extension of the annual leave cap through December 31, 2020.

F. City University of New York - Authorizing The Chancellor to Engage, Negotiate and Enter into Certain Supplemental Agreements and Arrangements with the University’s Classified and Professional Staff during the Period of the COVID-19 Public Health Emergency:

WHEREAS, The City University of New York (the “University”), announced effective on March 19, 2020, in response to the threat presented by the spread of the coronavirus, also known as COVID-19, and in an effort to reduce the density of faculty, staff and students on the University campuses, that all University academic courses would be moved on-line or alternatively to a distance learning modality; and
WHEREAS, On March 20, 2020, Governor Andrew M. Cuomo announced Executive Order 202.6, or the "New York State on PAUSE" executive order, a 10-point policy directive, which Executive Order included a directive that all non-essential businesses statewide must close in-office personnel functions and temporarily ban all non-essential gatherings of individuals of any size for any reason; and

WHEREAS, During this period of time, the University transitioned from an in-person classroom teaching and learning format for its course offerings to an on-line digital platform and alternative distance learning modalities for the balance of the Spring 2020 and Summer 2020 academic periods; and

WHEREAS, On July 9, 2020, the Board of Trustees approved a resolution recognizing that by "(i) reducing the density of individuals on the University campuses; and (ii) offering classes and support services in a primarily online and remote format, the University can better ensure the continued health, safety and welfare of its students faculty and staff and further ensure a continuity of educational curricula and better outcomes for our students, and preserve the availability of its physical spaces for those academic programs and support services that require them;” and

WHEREAS, Based on the July 9, 2020 Board of Trustees resolution, the Chancellor announced that the University would prepare to offer a range of virtual, hybrid, and in-person academic modalities for the Fall 2020 academic term, with the vast majority of academic courses being offered online; and

WHEREAS, As a result of the continuing COVID-19 Public health emergency and the University’s transition to a largely on-line digital platform and distance learning modality, the University has been compelled to make a number of decisions and take various necessary actions, some of which effect the terms and conditions of employment of the classified and professional staff of the University, and therefore obligate the University to engage in negotiations and impact bargaining with such staff; and

WHEREAS, The negotiations and impact bargaining with the classified and professional staff of the University during this period of the COVID-19 public health emergency often requires the University’s immediate implementation or certain agreements with said staff; and

WHEREAS, the Board of Trustees must convene either an Executive Committee Meeting or a Special Meeting of the Board to accommodate and respond to the frequency of such labor matters and activities; and
WHEREAS, The Board of Trustees deems that during this COVID-19 public health emergency period, it would be in the best interest of the University to charge the University Chancellor with the authority to act on certain extensions, waivers and supplemental agreements and arrangements, resulting from negotiations with the classified and professional staff unions provided that the overall economic impact of such actions does not exceed $1 million during the 2020-2021 academic year; and

WHEREAS, The University Chancellor shall report to the Board of Trustees such actions taken during negotiations and impact bargaining in a report to the Board at the next regularly scheduled Board meeting; now therefore be it

RESOLVED, That during this COVID-19 public health emergency period, the Chancellor shall have the authority to engage, negotiate and enter into, in the name of and on behalf of the University, such supplemental agreements or arrangements, waivers and/or extensions of existing terms and conditions under existing agreements with classified and professional staff, that the Chancellor deems necessary and appropriate; and be it further

RESOLVED, That during this COVID-19 public health emergency period, the Chancellor shall have the authority to engage, negotiate and enter into any such supplemental agreements or arrangements, the subject matter of which shall be limited to impact bargaining and which matters would not have otherwise been contemplated by, or included in any existing agreement with the classified or professional staff, subject to the condition that any such supplemental agreement or arrangement shall not result in the University incurring a financial obligation or commitment in amount in excess of $1 million during the fiscal 2020-2021 academic period; and be it further

RESOLVED, That the Chancellor, shall report on and inform the Board of Trustees, in accordance with the regular practice of the Chancellor's deliverance of the Chancellor's report to the Board of Trustees, at any regular meeting of the Board of Trustees, or special meeting in lieu thereof (or any Executive Committee meeting), the details of any and all supplemental labor agreements and/or arrangements entered during such periods between such meetings of the Board of Trustees and in accordance with the foregoing resolutions.

EXPLANATION: Since the start of the COVID-19 public health emergency, The City University of New York (the “University”) has been compelled to regularly engage in negotiations and impact bargaining with its various labor constituencies to address rapidly changing work-life conditions and changes in University operations. These negotiations frequently require immediate resolution and in turn frequent engagement of the University Board of Trustees outside of its regularly scheduled board of trustees
meetings.

In an attempt to more efficiently and effectively address such labor and union issues in a timely manner, the Board of Trustees believes that it is in the best interest of the University to prescribe the conditions under which the University Chancellor can engage, negotiate and enter into supplemental agreements and/or arrangements with the University's various classified and professional staff unions without the requirement of seeking Board of Trustee approval before finalizing any such agreement.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Obergfell, the meeting was adjourned at 6:20 p.m.
The Board of Trustees of The City University of New York (CUNY) met on December 14, 2020 via Zoom videoconference, pursuant to a Notice sent by the Office of the Secretary of the Board on November 30, 2020.


Others present: Chancellor Félix V. Matos Rodriguez, EVC&UP José L. Cruz, EVC&COO Hector Batista, SAC and Board Secretary Gayle M. Horwitz, General Counsel and SVC Derek Davis, SVC and Special Counsel Glenda G. Grace, SVC&CFO Matthew Sapienza, SVC Pamela S. Silverblatt, VC&CIO Brian Cohen, Vice Chancellor Doriane K. Gloria, Vice Chancellor Maite Junco, Vice Chancellor Richard R. White, Interim Vice Chancellor Denise Maybank, and Interim Vice Chancellor Andrea Shapiro Davis

Absent and Excused: Trustees Lorraine A. Cortés-Vázquez and Una S. T-Clarke

CONVENING OF PUBLIC MEETING
Chairperson William C. Thompson, Jr. called the Public Meeting to order at 4:35 p.m., and he immediately moved to go into Executive Session. The motion was seconded by Trustee Sandra Wilkin.

CONVENING OF EXECUTIVE SESSION
Chairperson Thompson, Jr. called for an Executive Session pursuant to Section 105, Article 7, of the Public Officers Law, to discuss matters pertaining to investigations, personnel, and litigation. The Board met in Executive Session from 4:35 p.m. to 5:09 p.m.
Moved by Chairperson Thompson, Jr. and seconded by Trustee Wilkin, the public session was reconvened at 5:49 p.m.

CHAIRPERSON'S REPORT

Statement of William C. Thompson, Jr.:
“On March 7, 2020, Governor Cuomo issued Executive Order 202 declaring a State of Emergency in response to the COVID-19 outbreak. On March 13, 2020, Governor Cuomo issued Executive Order 202.1, which included a suspension of law allowing the attendance of meetings telephonically or other similar service.

Article 7 of the Public Officers Law, to the extent necessary to permit any public body to meet and take such actions authorized by the law without permitting in public in-person access to meetings and authorizing such meetings to be held remotely by conference call or similar service, provided that the public has the ability to view or listen to such proceeding and that such meetings are recorded and later transcribed.

In accordance with the Executive Order, this Board meeting is being held via video conference with a live stream found at the CUNY Board of Trustees website.

A copy of the calendar/agenda of items is also available online at the CUNY Board of Trustees website. Additional items may be added during the meeting. As a reminder, please mute your phones so we can ensure that everyone can hear.”

William C. Thompson, Jr.’s Remarks:
“On behalf of the CUNY Board of Trustees, let me say how good it is to see all of my colleagues. I'm able to see the members of the Chancellery and it's good to see all of our Presidents with us today on Zoom. We have some new faces - 9 new Presidents and I just want to welcome you all:

- Ken Adams, LaGuardia Community College
- Doris Cintron, Guttman Community College
- Daisy Cocco de Flippis, Hostos Community College
- Berenicea Eanes, York College
- Robin Garrell, The Graduate Center
- Christine Mangino, Queensborough Community College
- Anthony Munroe, BMCC
- David Wu, Baruch College
- Frank Wu, Queens College

We look forward to working with you!
Since we last met, the Trustees have also been very involved in searches for Lehman, Medgar Evers, and Guttman and I want to thank you for your time and effort on this critical task.

As you know, the CUNY Board of Trustees could not convene its December 7, 2020 Public Hearing in person. Instead, the Office of the Secretary accepted written and video testimony and statements from concerned individuals on items on the calendar for this December 14, 2020 Board Meeting via email. Testimonies were accepted until 11:30 pm on Monday, December 7, 2020 and shared with the Trustees on December 11, 2020.

A total of (24) written and (5) video testimonies were submitted and are attached for your review.

Students and faculty expressed concerns regarding increased class sizes, which negatively impact the student experience and faculty’s ability to provide adequate in class and office hour support to students. Students and faculty also urged CUNY to extend the Credit/No Credit policy for the duration of the pandemic. Students also testified about the lack of access to on-campus resources and support systems because of the pandemic.

Professors at LaGuardia Community College urged President Adams to continue to fund The English Language Center program and reinstate adjunct professors who were teaching in this program.

1,065 faculty, students and staff jointly signed a letter in opposition to the resolution to renew the University’s contract with Turnitin, emphasizing that: “(1) misunderstanding about the nature and intent of this software, as represented in the resolution; (2) Turnitin’s violation of the CUNY University Faculty Senate’s Resolution Affirming the Privacy of Learning Data and Principles for Working with Third-Party Vendors, approved in May 2020; (3) the lack of consultation with relevant and interested faculty, staff, and student groups across CUNY; and (4) the questionable wisdom of a commitment by the University to the exorbitant cost of this contract during a moment of fiscal crisis” (Testimony 36).

Thank you to all who submitted. Testimonies are available for review in the Office of the Secretary.

I would like to close my remarks today by thanking everyone for their tireless efforts on behalf of the University and our students, faculty and staff during 2020. It has been a difficult year and one we will never forget but you have all met the challenges with dignity and grace. On behalf of the entire Board, we wish everyone a happy and healthy 2021.

On a personal basis, it has not been easy, we have lost people which continues to be heartbreaking for all of us. I would like to thank and single out the Chancellor and his staff for being flexible—first for rising to the challenge and for meeting it head-on.

The one thing I could say as we end 2020 - we are looking forward to a better 2021 as we see individuals who are starting to receive the vaccine. Hopefully, it is not going back to normal—clearly there will be a new normal but as that becomes more widespread. I looking forward to the days when
all of us can get together in a room again and not have to do it virtually. To our students, faculty and others whom have adjusted and made the transition to this difficulty year well, I would like to just thank them.

Last, but not least, Gayle M. Horwitz and her staff in the Office of the Secretary, job well done. We are able to see each other and I will say I’m looking at so many of you, presidents and members of staff, others and my colleagues, I’ve missed you all, I’ve miss seeing you all in person.

Again, I am looking forward toward a 2021 where we all can be together and celebrate the City University system and our individual schools in person.”

CHANCELLOR’S REPORT

Félix V. Matos Rodríguez’ Remarks:
“Thank you, Chair Thompson for your words, and I echo your sentiments. It’s great to be back with you today to make my final report of 2020.

I think we can all agree it’s been quite a year — for the challenges we have faced and the unprecedented steps we have taken to keep our community safe, our University running efficiently and our students on track to reach their educational goals. Sincere thanks to all of you for the work you have done in sustaining CUNY through these difficult times. Your input and support are vital.

I would like to start by acknowledging the exciting news today that one of our own made history in the battle against COVID-19 — Lehman College alumna Sandra Lindsay, who works as an intensive care nurse in Queens and has been treating patients throughout the pandemic, was the first person to receive the approved COVID-19 vaccine here in New York. The moment was fitting for our City and our State that faced the brunt of the pandemic in the Spring. It also underscores CUNY’s tangible presence and impact on the city and region. Sandra was vaccinated this morning during the live-stream of Governor Cuomo’s press conference, and she is one of many frontline workers from CUNY who have worked tirelessly during this time to keep us safe. Today, she continues to give us hope and confidence that we are on our way to putting this difficult chapter behind us. What a hero and wonderful representative of the University on the world stage.

Speaking of hope and support — It is my privilege to report that, once again, our campuses have heeded the call of CUNY Tuesday and come to the aid of our students with nearly $2.4 million raised so far from over 6,000 donors, a testament to the compassion and goodwill of our University community and some supporters who have no affiliation with CUNY but value the work that we do. Funds raised will go toward addressing food and housing insecurity and other basic needs for our students. We are grateful to those who have donated.
Staying with good news — I couldn’t be happier to share that we saw a 36 percent increase in procurement expenditures for Minority- and Women-Owned Business Enterprises last fiscal year, making the University’s vendor program more inclusive – and advancing one of my early initiatives as Chancellor to boost CUNY’s support for MWBEs.

CUNY’s rate of engagement for MWBEs was 31.88 percent in State Fiscal Year 2020, marking an increase of 3 percentage points from the previous year and exceeding the 30 percent target set by Governor Cuomo, which is the highest MWBE goal by any state in the nation. University expenditures on State contracts totaled $22.3 million. With City-funded contracts included, CUNY’s system-wide expenditures on MWBEs rose by $8.5 million in FY2020 to $31.9 million, a 36 percent increase. Much thanks to the Governor and the Board of Trustees for their leadership and support on this issue.

Earlier this month, we also announced that in our ongoing efforts to maintain the health and safety of the CUNY community — priority COVID-19 testing is now available for everyone at CUNY who works or lives on campus or attends or teaches an in-person class. Testing is conducted at designated NYC Health + Hospital testing sites thanks to a partnership between CUNY and the City of New York.

On the same day of that announcement, the CUNY Graduate School of Public Health and Health Policy launched CONVINCE USA, one branch of a global awareness project to promote inclusive public dialogue to reduce reluctance for taking an approved vaccine. Our response to this health crisis has been informed at every step by the core principles of safety, inclusiveness and accessibility, and we are fortunate to have partners who share in this vision.

Last month, CUNY received a $10 million gift from BNY Mellon to help launch a new workforce development program — the NYC Future of Work Initiative — that will provide educational and professional development training to more than 40,000 New Yorkers to aid in the city’s economic recovery. The grant will also expand the BNY Mellon Transfer Scholarship Program to support 900 high-achieving, low-income associate degree graduates who have transferred to a CUNY senior college for their bachelor degree.

Speaking of transfer, let me briefly turn to enrollment figures. Reflecting downward trends across the country, CUNY recorded a 5.5 percent decline in enrollment that has resulted in a $52 million loss in revenue for the University. The reduction is driven by undergraduate enrollment that saw a system-wide decline of 6.6 percent, while graduate enrollment actually increased by 3.2 percent. Broken down further: Enrollment at CUNY’s seven community colleges dropped by 15.4 percent. 40 percent of that decrease had to do with non-degree students coming from programs like College Now, while the systems’ 11 senior colleges and graduate, honors or professional schools were nearly flat, posting a 0.5 percent decrease.
CUNY’s efforts to boost enrollment include working with the New York City Department of Education to recruit high school graduates who had indicated that they would enroll in college in Fall 2020, but did not, and recruiting adult students who previously earned college credits, but stopped attending school because of life circumstances that may have since changed. CUNY is also developing micro-credential programs at community colleges. Micro-credentials are certificates that a student achieves by completing a set of courses. CUNY works with companies to build the certificates. Two recent efforts in this area include, first, the launch of the New York Jobs CEO Council, a partnership with 27 leading CEO’s to connect underserved New Yorkers with the skills that they need for today’s and tomorrow’s workplace and, second, a grant from the Education Design Lab to work with six CUNY community colleges to create workforce-relevant credentials for low-wage and unemployed workers starting with launching micro-pathways that will prepare over 4,000 learners for stable employment in growing fields.

Thanks to this grant, our community colleges will continue to create and implement educational credentials that will lead to the family-sustaining wages and employment opportunities that working New Yorkers deserve. We also developed several pilots this semester that added flexibility to some community colleges’ academic calendars to create additional entry points to enroll.”

Chancellor Félix V. Matos Rodriguez reported on CUNY Central’s first community college-specific advertising campaign.

***VIDEO PRESENTATION ON CUNY’S 2-YEAR COLLEGES CAMPAIGN***
https://www.canva.com/design/DAEQPiPAXE8/-sfU2vNPqOYN1sjtdTjqVg/view?utm_content=DAEQPiPAXE8&utm_campaign=designshare&utm_medium=link&utm_source=publishsharelink

Chancellor Félix V. Matos Rodriguez’ Remarks, continued:
“On the academic front, I can report news involving the extension of the Spring 2020 Special COVID-19 Flexible Grading Policy for the current semester. After consulting with the Board of Trustees, college presidents, deans and provosts, student and faculty campus leaders, we have decided to extend the Spring 2020 Credit/No Credit Policy to the Fall 2020 term in the face of escalating challenges for our students.

We are requiring that college presidents and deans first engage with their campuses to consider how this policy will best fit within their localized framework. To ensure flexibility, campuses will have three variations of the policy from which to implement. Moreover, students will be encouraged to consult with their academic and financial aid advisers before they make their own decision on this policy for the semester.
I have tried to keep the University community informed and engaged through virtual town halls and forums; in-person campus visits and published op-ed columns and essays, touting CUNY’s success. I had a chance to meet virtually with students, faculty and staff at virtual town halls at The City College of New York on November 19th and Kingsborough Community College on December 8th where we addressed the University’s response to the pandemic and spoke with campus representatives. The conversations were candid and informative and addressed questions about the University’s operations going forward.

I was privileged to give remarks at the New York State MWBE forum on December 3rd to celebrate its tenth year of creating opportunities for businesses owned by women and minorities in the state. I elaborated on CUNY’s successes in working with MWBEs, the contents of which I mentioned at the top of my report.

While there’s no doubt we face daunting challenges in the months ahead, one thing I am confident about is the role CUNY will play in the city’s recovery as an engine of economic strength. I wrote about the impact of CUNY’s cutting-edge graduate programs and professional schools and the contributions they are making in the battle against COVID-19 in a Nov. 30th column for amNY.

Also in November, I had the pleasure to team up with my counterpart at SUNY, Chancellor Jim Malatras for an op-ed in Newsday on the benefits of Governor Cuomo’s recent policy change that allows all students enrolled at least half time in career and technical education programs (CTE) through CUNY or SUNY eligible to receive SNAP benefits without having to fulfill a separate, 20-hour-a-week work requirement.

That was the second time I had the good fortune to collaborate with Chancellor Malatras after we participated in a virtual “fireside chat” in late October on the topic of how CUNY and SUNY are managing their responses to the current health crisis and more precisely how we are closing equity gaps to support a statewide economic recovery through workforce development.

Earlier this month, I was asked to join a lineup of experts and industry leaders at the intersection of business, policy, education and culture for a NY Times DealBook initiative in which we all advanced one idea that we thought will put the country on a path toward success. In my essay, I proposed providing a paid internship for every college graduate who wants one as a way to move them into rewarding career tracks. I cited CUNY’s numerous partnerships with employers, nonprofits and government agencies and data that indicates that students who have paid internships get jobs after graduation quicker than those with unpaid internships, and at higher salaries.

I was happy to make a number of in-person visits to campuses in October and November. I visited Bronx Community College, John Jay College, the College of Staten Island, BMCC, and Queensborough Community College, for a chance to greet and thank essential staff, students and faculty who are running our food pantries, early childhood centers and other crucial services. There’s just no replacing face-to-face interaction and the energy that comes from meeting in person and
expressing gratitude, particularly to our very dedicated public safety officers and our personnel from buildings and grounds.

With the holidays approaching, we thankfully will have a chance to carefully spend time with our loved ones. I would like to close by wishing everyone a happy and safe holiday. I hope that you can all find peace and an appreciation for the lessons we have learned on our journey this year and the opportunities that await us in 2021. I really believe we are standing on the threshold of a positive and resurgent new year. I know I speak for everyone when I say that I look forward to putting the struggles of 2020 behind us and anticipate a fruitful and productive 2021. Thank you.”

Chairperson Thompson, Jr. stated, “Given that all Board members are participating remotely and we cannot see everyone on the screen at the same time, I will read the resolutions and ask for members to respond only if you would like to abstain or oppose an item, otherwise your vote will be recorded as a yes vote. If you are voting no or abstaining, please state your name and vote. Additionally, if you wish to second an item or have any questions, please state your name first for the record and let’s try to avoid speaking over one another.

For clarity and coordination, I will read all of the items rather than turning to committee chairs.”

**APPROVAL OF MINUTES:** Chairperson Thompson, Jr. called for a motion to approve the minutes of the regular Board meeting of October 26, 2020, which was seconded by Trustee Brian Obergfell. He asked if there were any amendments. Upon hearing none, the item was unanimously adopted by the Board:

1. **Approval of Minutes:**

RESOLVED, That the minutes of the regular Board meeting of October 26, 2020 be approved.
2. COMMITTEE ON AUDIT:
Chairperson Thompson, Jr. reported that at the November 23, 2020 meeting of the Committee on Audit, the Committee approved the following resolution, and Trustee Kevin Kim recommended its approval by the Board.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Jill O’Donnell-Tormey, the following resolution was presented and opened for discussion:

A. CUNY Central Office – Approval of a Gramm-Leach Bliley Act (GLBA) Financial Information Security Program Policy:

WHEREAS, The Gramm-Leach Bliley Act (“GLBA”) is a law that applies to financial institutions, including colleges and universities, and includes privacy and information security provisions that are designed to protect consumer financial data; and

WHEREAS, GLBA regulations include both a Privacy Rule and a Safeguards Rule, both of which are enforced by the Federal Trade Commission (FTC) for higher education institutions; and

WHEREAS, Colleges and universities are deemed to be in compliance with the GLBA Privacy Rule if they are in compliance with the Family Educational Rights and Privacy Act (FERPA); and

WHEREAS, The Federal Trade Commission’s Safeguard Rules, which implements the security provisions of the GLBA went into effect on May 23, 2003; and

WHEREAS, The Safeguard Rules require financial institutions, which includes colleges and universities, to protect the security, confidentiality and integrity of customers financial records including non-public personally identifiable information; and

WHEREAS, In response to the new requirements, in 2004, the University issued written guidance to the college campuses on GLBA; and

WHEREAS, To further emphasize the importance of GLBA compliance, the University has determined that such guidance should be converted to a Policy of the University; and

WHEREAS, The Policy requires any college, office or department that collects, stores or processes non-public personally identifiable data, to implement data protection standards; and
WHEREAS, The Policy covers the five key areas including; (i) designating an employee(s) to coordinate the GLBA program, (ii) identifying internal and external risks to the security and confidentiality of non-public personally identifiable data, (iii) designing and implementing safeguards to control the identified risks and regularly test and monitor the effectiveness of these safeguards, (iv) overseeing service providers and contracts, and (v) evaluating the information security program; now therefore be it

RESOLVED, That the Board of Trustees adopt the CUNY GLBA Financial Information Security Program Policy, effective immediately; and be it further

RESOLVED, That this Policy shall be codified in the University’s Manual of General Policy as Policy 4.011, the Gramm-Leach Bliley Act (GLBA) Financial Information Security Program Policy.

EXPLANATION: The Gramm-Leach Bliley Act ("GLBA") requires domestic financial institutions to “protect the security and confidentiality of their customers' non-public personal information.” Under the GLBA, the Federal Trade Commission (FTC) was granted rulemaking and enforcement authority to establish technical requirements in furtherance of the same. Accordingly, on May 23, 2002, the FTC published its final Privacy Rule and Safeguard Rule. The Privacy Rule expressly provides that higher education institutions that comply with the Federal Educational Rights and Privacy Act ("FERPA") and its implementing regulations are deemed to be in compliance with the GLBA’s Privacy Rule, however, no such cross-regulatory relief is provided from the requirements of the Safeguard Rule. The Safeguard Rules requires financial institutions, which includes colleges and universities, to protect the security, confidentiality and integrity of customer financial records including non-public personally identifiable information.

The University’s FERPA policy covers the FTC’s requirements relating to the Privacy Rules, while our GLBA Policy focuses on the requirements of the FTC’s safeguard rules.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 2.A. was unanimously adopted.
3. COMMITTEE ON FISCAL AFFAIRS:
Chairperson Thompson, Jr. reported that at the November 23, 2020 meeting of the Committee on Fiscal Affairs, the Committee approved the following resolutions, and Trustee Fernando Ferrer recommended their approval by the Board.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Ferrer, the following resolution was presented and opened for discussion:

A. CUNY Central Office - Approval of a Contract with Mathworks for Mathematical Computing Software:

WHEREAS, The University currently holds an enterprise license with Mathworks ("Mathworks") for the mathematical computing software products MATLAB and Simulink which are used throughout the University for a wide variety of academic disciplines, including engineering, computational biology, business, medicine, social sciences, data science, robotics, machine learning, and signal processing; and

WHEREAS, This license provides unlimited use of MATLAB and Simulink and their more than 50 products both on and off the campus for all students, faculty, staff, and researchers at all of the University’s colleges, and these products are deeply integrated into many instructional offerings, curriculums, and research programs; and

WHEREAS, Mathworks’ current enterprise wide license expires on November 30, 2020; and

WHEREAS, CUNY wishes to renew its Mathworks’ enterprise license for MATLAB and Simulink for three (3) years with the option to renew for two (2) additional one (1) year terms, pursuant to a single source procurement, which was approved by the Office of the State Comptroller; 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 $1,197,181 over a five (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 material changes to the terms and conditions of the contract shall be submitted to the University Board of Trustees for its consideration and approval.

EXPLANATION: A wide variety of faculty have been using MATLAB and Simulink software in their engineering, computational biology, business, medicine, social sciences, data science, robotics, machine learning, and signal processing courses. The license includes support for the products, along with online training courses and the MATLAB Grader for interactive course assignments and instant feedback. The license also includes the MATLAB Parallel Server, which allows users to scale MATLAB programs and Simulink simulations to clusters, clouds, and the University’s High Performance Computing Center. This software provides students with experience in using some of the leading software in these above-listed disciplines. In addition, researchers in these disciplines rely on this software for computing and analysis, including those using the High Performance Computing Center for especially complex analytics. This contract would renew the MATLAB and Simulink software for another 5 years at the price of $239,436 per year.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 3.A. was unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Ferrer, the following resolution was presented and opened for discussion:

B. CUNY Central Office - Approval of a Contract with Turnitin for Plagiarism Detection Software:

WHEREAS, To ensure academic integrity, CUNY’s colleges require a plagiarism detection software to confirm that students are submitting original work for their class assignments; and

WHEREAS, In 2015, the CUNY Taskforce on Plagiarism recommended the cloud technology solution Turnitin based on its ability to scale to meet the needs of large complex higher education institutions, for its unique features, and that it easily integrates with Blackboard and other learning management systems (LMS); and

WHEREAS, One of Turnitin’s proprietary features includes the ability to search the Internet to find potential acts of plagiarism and can compare submitted papers to a database of more than 1.2 billion previous papers and 170 million articles. This database now also contains many thousands of CUNY papers assembled through CUNY’s years of using the Turnitin solution; and
WHEREAS, CUNY’s current contract with Turnitin is set to expire on November 11, 2020 after five (5) years of use that included an initial three (3) year term, and two (2) additional one (1) year renewals; and

WHEREAS, After consultation with the campuses, the University wishes to enter into a new agreement with Turnitin for a period of three (3) years with the option to renew for two (2) additional one (1) year terms, pursuant to a single source procurement, which was approved by the Office of the State Comptroller; 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 $1,985,050 over a five (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 material changes to the terms and conditions of the contract shall be submitted to the University Board of Trustees for its consideration and approval.

EXPLANATION: Plagiarism is a pervasive problem across higher education institutions. To guard against plagiarism, faculty have been using a plagiarism detection tool to compare submitted papers against other papers, books and articles. Turnitin was selected as a plagiarism detection tool for use at the University five years ago and has operated successfully to date. Once a faculty member submits a paper to Turnitin, a Similarity Report is generated within minutes that shows word matching to pre-existing documents and pattern-recognition matching; in addition, Faculty also use Turnitin’s peer review tool (Peermark) and its proprietary Online Grading tools that are included in the license agreement.

University Faculty Senate Chair and Trustee Martin Burke stated, “On behalf of my over 1,000 colleagues, students, and members of staff, I want to thank Chairperson Thompson, Jr. for so clearly summarizing the lighter than one ounce point-by-point. I’ve been asked to make the case, I need not make it, since the Chairperson made it so well.”

Executive Vice Chancellor and University Provost (EVC&UP) José Luis Cruz provided additional context about the procurement processes, noting, “Turnitin was first adopted by the University in 2015 per the recommendation of the Blackboard administrators across the system.”
A discussion about the plagiarism detection software followed, including consultation with students regarding the server and proctoring system.

Chairperson Thompson, Jr. suggested, “Going forward at the very least, and understand we may be working with limited time options, but at the same point, we should make sure that in the future students are part of the consultation process, even on an expedited basis.” EVC&UP Cruz agreed.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 3.B. was adopted. University Student Senate Chair and Trustee Juvanie Piquant abstained.

4. COMMITTEE ON ACADEMIC POLICY, PROGRAMS, AND RESEARCH:
Chairperson Thompson, Jr. reported that at the November 23, 2020 meeting of the Committee on Academic Policy, Programs, and Research, the Committee approved the following resolutions, and Trustee Jill O'Donnell-Tormey recommended their approval by the Board.

Moved by Chairperson Thompson, Jr. and seconded by Trustee O'Donnell-Tormey, the following resolution was presented and opened for discussion:

A. Borough of Manhattan Community College - Creation of the Department of Ethnic and Race Studies:

WHEREAS, Through the Borough of Manhattan Community College (BMCC) governance process, including the college-wide Curriculum Committee, which voted affirmatively at a meeting held on September 30, 2020, the College approved the establishment of the Department of Ethnic and Race Studies, which shall house the Ethnic Studies program, with all the rights and responsibilities of a department; and

WHEREAS, The current national climate underscores the strong need to educate students and the college community about, raise their awareness of, and imbue in them a respect for cultural diversity and its riches across the disciplines; and

WHEREAS, The new department’s mission will be to create knowledge that reflects the histories, present experiences and future visions of communities that have been marginalized because of race/ethnicity, gender, sexuality, and other forms of oppression, and to disseminate knowledge for the development of individual and social transformation; and
WHEREAS, In addition to housing the Ethnic Studies program, the department will offer a wide range of courses that will fulfill various general education requirements, allowing all BMCC students to examine their own and other cultures, regardless of their program of study; and

WHEREAS, The strong interest in this area is evidenced by the steady growth in course offerings at BMCC in ethnic studies, which have tripled in the past decade and now serve approximately 5,500 students over the course of the academic year, and the creation of the academic department aligns with the college’s Strategic Plan to improve student success, retention and graduation through participation in an academic community and cohort experience; and

WHEREAS, The department will strengthen the relationship and bridge created through partnerships and articulation agreements secured with programs at senior institutions, such as the one BMCC’s ethnic studies program currently has with the B.A. in Latino Studies and the Latin American and Caribbean Studies program at Lehman College; and

WHEREAS, Because the Center for Ethnic Studies will be closed and the College will transfer all expenses associated with it to this new department, the establishment of the Department is fiscally net neutral; now therefore be it

RESOLVED, That the Department of Ethnic and Race Studies at the Borough of Manhattan Community College be established January 29, 2021, subject to financial ability.

EXPLANATION: The proposed Department of Ethnic and Race Studies at BMCC will serve the University’s mission to prepare its diverse population of students for work in various disciplines and will align with one of the University’s priority initiatives, the system-wide expansion of ethnic, Black, and race studies, for which the University has recently received a $3 million grant from the Andrew W. Mellon Foundation. Contingent upon the approval of the Board of Trustees, designated faculty members (ten) will be transferred from the Department of Social Sciences, Human Services and Criminal Justice, and appointed to the Department of Ethnic and Race Studies effective January 29, 2021.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 4.A. was unanimously adopted.
Moved by Chairperson Thompson, Jr. and seconded by Trustee Mayra Linares-Garcia, the following resolution was presented and opened for discussion:

B. New York City College of Technology - Establish a Program in Healthcare Policy and Management Leading to the Bachelor of Science Degree:

WHEREAS, Positions for health services managers are projected to increase 18 percent by 2028 due to the aging population and the continued shift from traditional hospital care to a variety of outpatient care services, and skilled leaders are essential to this transition and to the evolution of health delivery mechanisms as health facilities and systems pursue technological innovations while experiencing uncertain societal, economic, and regulatory pressures; and

WHEREAS, New York City College of Technology of the City University of New York proposes a Bachelor of Science in Healthcare Policy and Management (BS in HCPM) designed as a four-year degree with entry points for first-time incoming freshmen and transfer students, the goal of which is to give students career proficiencies in the policy and management of health care services through a breadth of didactic and practicum courses, and by providing experiential learning opportunities appropriate for non-clinical students; and

WHEREAS, HCPM addresses the needs of the many students who desire a career in health care in a management and administrative role rather than in one of the clinical career paths leading to licensure; and

WHEREAS, The HCPM degree will orient students to the diversity of careers within and related to the health care industry; expose students to issues common to health occupations, service delivery, and policy; provide instruction on core skills needed to effectively lead in the health care industry; and prepare students for their next step, either at master’s studies or for entry into employment settings that require a basic administrative preparation; and

WHEREAS, The demand for academic programs in health related disciplines far surpasses the College’s current offerings, and the increased enrollment projections and expected revenue associated with this program exceed the anticipated expenses associated with delivering it; now therefore be it

RESOLVED, That the proposed program in Health Care Policy and Management leading to the Bachelor of Science degree at New York City College of Technology 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 December 15, 2020 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 health care allowing them to develop the necessary skills for academic and professional advancement in the fast-growing area, while ensuring equity and access to this vital professional field.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 4.B. was unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Obergfell, the following resolution was presented and opened for discussion:

C. Lehman College - Establish a Program in Organizational Leadership, Development & Change Leading to the Doctor of Education Degree:

WHEREAS, In recent years, the changing needs of adult learners and the organizations that employ them have increased the pressures on institutions of higher education to rethink existing academic programs and create new ones that respond with new offerings at the undergraduate, graduate and doctoral levels; and

WHEREAS, In augmenting Lehman College’s portfolio of graduate offerings with a doctoral-level program, Lehman College’s School of Education seeks to build a center of excellence at the college focused on organizational leadership studies, as well as fulfilling the unmet professional development needs of both adult learners and the organizations that employ them; and

WHEREAS, In 2016, the College established an MS in Organizational Leadership, a program whose thoughtful curriculum design and rapid growth has put Lehman in the vanguard of Leadership Studies and created a strong foundation for the development and potential success of the doctoral program; and

WHEREAS, Lehman College’s proposed 52-credit Doctor of Education in Organizational Leadership, Development and Change (EdOLDC) program is designed for graduates to lead mission-driven organizations that serve the community in a complex and constantly shifting environment through its emphasis on research, collaboration, social justice and applied practice, aligning with the mission of the college; and
WHEREAS, The EdOLDC program will provide students with the knowledge and skills that will enable them to be effective leaders in a variety of organizations, while providing organizations in the region with graduates who have developed their abilities to perform leadership functions effectively and afford opportunities to develop skills and competencies needed in the workplace; and

WHEREAS, With advancements in educational technology, Lehman’s unique delivery of this program in a low-residency format, unlike many existing University graduate programs, will enable it to attract learners from not only a traditional Bronx-based population but also reach participants from neighboring counties as well as adjacent areas in New Jersey, Connecticut and Pennsylvania, resulting in a program that has the potential to have both a local and a regional impact; and

WHEREAS, The projected organic growth of the program as more students from organizations within the Lehman service area enroll and graduate from it ensures that the impact of a Lehman College education in the region is sustained; and

WHEREAS, The EdOLDC represents a strategic commitment on behalf of Lehman to invest in the delivery of more online and low-residency programs, and some of the costs associated with this program are investments in Lehman’s infrastructure to update online and low-residency capabilities, allowing the program to be fully self-sustaining within two years; and

WHEREAS, The existing number of faculty are sufficient to staff the program at launch, and start-up personnel and other costs associated with the launch have already been embedded in the college budget; and

WHEREAS, No special facilities or equipment are needed to support this program; and

WHEREAS, Because the rapid enrollment growth of the master’s program supports the projections for a similar success of the Ed.D., the College anticipates that the doctoral program will begin to generate revenue for Lehman by its second year of operation; now therefore be it

RESOLVED, That the proposed program in Organizational Leadership, Development, and Change leading to the Doctor of Education, 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, including the Master Plan Amendment, effective December 15, 2020 subject to financial ability.
EXPLANATION: The proposed program will fulfill the college’s goal of building a center of excellence focused on organizational leadership studies, while investing in Lehman's infrastructure to update online and low-residency capabilities, and will have both local and regional impact.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 4.C. was unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Henry Berger, the following resolution was presented and opened for discussion:

D. City University of New York - Amend and Replace the Policy Guidelines for Centers, Institutes, Consortia, and Special Initiatives:

WHEREAS, In 1995, the Board of Trustees of The City University of New York (the “University”) adopted Policy 1.09, entitled Guidelines for Centers, Institutes, Consortia, and Special Initiatives at the City University of New York (the “Policy”), which Policy plays an important role in the University’s endeavors, organizing research, instruction, and training initiatives that do not operate under the established rules and regulations that govern departments; and

WHEREAS, The University wishes to strengthen said Policy that governs these entities, and outline more specific processes related to the approval, financing, accountability and evaluation of those bodies; and

WHEREAS, The amended Policy provides that the creation of a new center, institute, or consortium at the University will require approval at the campus and University levels pursuant to local governance processes, and these entities are subject to the authority of the Board of Trustees; and

WHEREAS, The amended Policy provides that centers, institutes, consortia and special initiatives must enrich and support the core mission of the University; and

WHEREAS, The amended Policy stipulates that centers, institutes, consortia and special initiatives must become fiscally self-sufficient through external fundraising, and that funding plans must specify how the entity will sustain its activities and operations, and that tax-levy funding, when provided, will be limited in duration and extent; and

WHEREAS, The amended Policy provides that centers, institutes, consortia and special initiatives must specify and enforce term limits for directors; and
WHEREAS, The amended Policy stipulates that centers, institutes, consortia and special initiatives must make annual reports publicly available, and must be evaluated every five (5) years; now therefore be it

RESOLVED, That the amendment to Policy 1.09, entitled Guidelines for Centers, Institutes, Consortia, and Special Initiatives at The City University of New York, be approved effective December 15, 2020, effectively amending, replacing and codifying the same in the Manual of General Policy; and be it further

RESOLVED, That the Chancellor will implement the new approval, financing, accountability, and evaluation processes for these entities, and design and implement a mandatory recertification process to ensure that all existing centers, institutes, consortia and special initiatives meet important compliance milestones starting in Fall 2023.

EXPLANATION: The proposed revised Policy 1.09 will improve the policies and procedures that govern centers, institutes, consortia and special initiatives and will ensure that these entities continue to enrich and support the core mission of the University.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 4.D. was unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Charles Shorter, the following resolution was presented and opened for discussion:

E. City University of New York – Approval of the Actions in the CAPPR Dashboard:

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 December 15, 2020.


**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.

*Chairperson Thompson, Jr. asked for a vote. Cal. No. 4.E. was unanimously adopted.*
5. COMMITTEE ON FACULTY, STAFF AND ADMINISTRATION:
Chairperson Thompson, Jr. reported that at the November 23, 2020 meeting of the Committee on Faculty, Staff and Administration, the Committee approved the following resolutions, and Trustee Cortés-Vázquez recommended their approval by the Board.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Linares-Garcia, the following resolution was presented and opened for discussion:

A. City University of New York – Approval of the Committee on Faculty, Staff and Administration (CFSA) Report:

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 December 14, 2020.


Chairperson Thompson, Jr. asked for a vote. Cal. No. 5.A. was unanimously adopted.
Moved by Chairperson Thompson, Jr. and seconded by Trustee Ferrer, the following resolution was presented and opened for discussion:

B. **City University of New York - Amendment to the City University of New York Optional Retirement Program and Tax Deferred Annuity Plan:**

WHEREAS, The Board of Trustees of The City University of New York established an Investments Policy Statement (the “IPS”) in 2014 establishing, among other things, guidelines for the University’s management of The City University of New York Optional Retirement Program (“ORP”) and The City University of New York Tax Deferred Annuity Plan (“TDA Plan”) (collectively, the “Plans”); and

WHEREAS, The University in 2017 made certain changes and updates to the Plans to permit the investment by the University in an array of funds within the Plans; and

WHEREAS, In accordance with the guidelines established under the IPS, and as part of the review process of the array of investments funds within the University Plans, the University has been advised by its investment advisor, Cammack Retirement Group (Cammack Retirement) to substitute the existing Templeton Global Bond R6 fund with the age-appropriate target date fund in all of the University’s Plans; and

WHEREAS, Cammack Retirement advised the University that the TIAA Stable value fund would be a strong addition for the Plan’s investment lineup to further help mitigate interest rate risk; and

WHEREAS, The University committee charged with review of Cammack Retirement’s recommendations, then comprised of the University Treasurer, Sr. Vice Chancellor and Chief Financial Officer, Vice Chancellor for Human Resources Management, Interim Assistant Vice Chancellor of Human Resources Management and University Benefits Director, and Sr. Vice Chancellor and General Counsel determined that Cammack Retirement’s recommendations for the substitution of the Templeton Global Bond R6 fund with the age-appropriate target date fund and the addition of the TIAA Stable value fund in all of the University’s Plans was necessary and in the best interest of the Plan’s participants; now therefore be it

RESOLVED, That the Board of Trustees of The City University of New York authorizes the Vice Chancellor for Human Resources Management to amend the array of investment options within Optional Retirement Program (the “ORP”) and The City of New York Tax Deferred Annuity Plan (the “TDA Plan”), to eliminate the Templeton Global Bond R6 fund as an optional investment for new contributions by participants in such Plans, and direct all future contributions to the age-appropriate target date fund vintage; and add the TIAA Stable value fund; and be it further
RESOLVED, That all such changes made by the Vice Chancellor for Human Resources Management to such array of investment options to the ORP and the TDA be performed in accordance with New York Educational Law, Section 6251.

EXPLANATION: The investment option changes, recommended by the University investment advisor, Cammack Retirement Group, and accepted by those University administrators will be made available for new contributions to the Plans and, where permitted, participant transfers from the current investment options. In accordance with New York Education Law, Section 6251, all investments made available under the ORP will be provided through annuity contracts.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 5.B. was unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Shorter, the following resolution was presented and opened for discussion:

C. The Graduate Center - Amendment of the City University Of New York Board of Trustees Bylaws, Article VI, Section 1 to Create the Title of Writers’ Institute:

WHEREAS, The University does not have existing tax-levy titles for employing individuals to work as lecturers at the Writers’ Institute; a one-year intensive non-credit certificate program at The Graduate Center; and

WHEREAS, Current University titles do not meet the unique requirements necessary to recruit renowned experts in the publishing field to teach in a part time, non-tenure role at the Writers’ Institute at the Graduate Center; and

WHEREAS, The Writers’ Institute Lecturer will provide non-credit instruction, on a non-tenure track, part-time basis, in their unique area of expertise within the publishing industry; and

WHEREAS, Writers’ Institute Lecturers shall be industry experts who are experienced professionals with at least ten years of competency in their particular area of specialization, expertise, industry or practice; and

WHEREAS, Employees in this title may not be assigned teaching assignments outside this appointment; now therefore be it

RESOLVED, That the Board of Trustees of The City University of New York establish the title of Writers’ Institute Lecturer (part-time), which will be used for appointments at the Writers’ Institute at the Graduate Center; and be it further
RESOLVED, That the Board of Trustees of the City University of New York amend Article IV, Section 1 of the Board of Trustees Bylaws to include such title; and be it further

RESOLVED, That in accordance with Article XI, the Board of Trustees of The City University of New York approve a title definition and qualifications requiring that the Writers’ Institute Lecturer will provide non-credit instruction, on a non-tenure track, part-time basis, in their unique area of expertise within the publishing industry, shall be industry experts who are experienced professionals with at least ten years of competency in their particular area of specialization, expertise, industry or practice; and may not be assigned teaching assignments beyond this appointment; and be it further

RESOLVED, That the Board of Trustees of the City University of New York, 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: The goal of the Writers’ Institute is to encourage students to find their own literary voice with the guidance of senior industry insiders and enable them to explore the extraordinary range of possibilities offered by the print media world.

The CUNY Office of Continuing Education, in consultation with the CUNY Graduate Center, expressed the need to create this title to allow the University to bring qualified individuals to teach at the Writers’ Institute, which is a one-year intensive non-credit certificate course at The Graduate Center.

Students who attend the program are divided into two groups: one for fiction and one for nonfiction, each comprising a group of handpicked students who meet twice a week for an entire academic year. Each of these two groups will work with four of the top editors (Writers’ Institute Lecturers) who will discuss students’ written work over the course of two semesters in modules of varying durations. The modules will cover topics ranging from book reviews to feature essays for nonfiction students; and fiction students will focus on challenges such as pacing, structure, story arc, as well as style and voice.

Persons employed in this title will be appointed at the discretion of the Graduate Center President on recommendation of the campus Continuing and Professional Education program, and may be made only where educationally and economically advantageous to the Graduate Center. This new title is distinct from the current faculty titles: The focus of this title is on limited lecture assignments and employees in this title may not be assigned teaching assignments outside this appointment.
The proposed “title definition and qualifications” are presented to the Board of Trustees for approval pursuant to Section 11.1 of the Bylaws and, if approved, will be incorporated into a Code of Practice established for instructional staff titles by the Vice Chancellor for Human Resources Management, who will also be responsible for establishing the initial salary ranges and terms and conditions of employment for these titles.

The request to waive the requirement that these amendments to the Bylaws be proposed at a meeting preceding the meeting at which they are being voted upon, is to allow for these titles to be available for use in Spring 2021.

*Highlighted section has been added below.*

SECTION 6.1. INSTRUCTIONAL STAFF.
The board hereby establishes the following instructional staff titles:

- Chancellor
- Chancellor emeritus
- Executive vice chancellor
- Chief operating officer
- Senior vice chancellor
- Vice chancellor
- Associate vice chancellor
- University provost
- Secretary of the board
- University administrator
- University associate administrator
- University assistant administrator
- President
- Dean of the City University School of Law
- Dean of the Graduate School of Journalism
- Dean of the Sophie Davis School of Biomedical Education
- Senior vice president
- Vice president
- Assistant vice president
- Senior University dean
- University dean
- University associate dean
- University assistant dean
- Dean
- Associate dean
- Assistant dean
- Administrator
Associate administrator
Assistant administrator
Distinguished professor
University professor
Professor
Associate professor
Assistant professor
Research Professor
Research Associate Professor
Research Assistant Professor
Einstein professor
Visiting distinguished professor
Clinical Professor
Distinguished lecturer
Distinguished lecturer – medical series
Distinguished lecturer – law school series
Medical professor (basic sciences)
Associate medical professor (basic sciences)
Assistant medical professor (basic sciences)
Medical lecturer
Adjunct medical professor (basic sciences)
Adjunct associate medical professor (basic sciences)
Adjunct assistant medical professor (basic sciences)
Adjunct medical lecturer
Medical professor (clinical)
Associate medical professor (clinical)
Assistant medical professor (clinical)
Adjunct medical professor (clinical)
Adjunct associate medical professor (clinical)
Adjunct assistant medical professor (clinical)
Law school distinguished professor
Law school University professor
Law school non-teaching adjunct
Law school professor
Law school associate professor
Law school assistant professor
Law school instructor
Law school library professor
Law school library associate professor
Law school library assistant professor
Law school adjunct professor
Law school adjunct associate professor
Law school adjunct assistant professor
Law school adjunct instructor
Law school lecturer
Visiting professor
Visiting associate professor
Visiting assistant professor
Adjunct professor
Adjunct associate professor
Adjunct assistant professor
Adjunct lecturer
Adjunct lecturer (doctoral student)
Lecturer (full-time)
Lecturer (part-time)
Visiting lecturer
Instructor
Instructor (nursing science)
Research associate
Research assistant
Graduate assistant (a-d)
Senior registrar
Associate registrar
Chief college laboratory technician
Adjunct chief college laboratory technician
Senior college laboratory technician
Adjunct senior college laboratory technician
College laboratory technician
Adjunct college laboratory technician
College physician
Higher education officer
Higher education associate
Higher education assistant
Assistant to higher education officer
Continuing education teacher
Non-teaching adjunct (I-V)
Non-teaching adjunct (doctoral student)
Affiliated professional
Professor of Military Science
Affiliated medical professor
Associate affiliated medical professor
Assistant affiliated medical professor
Affiliated medical lecturer
Affiliated medical teacher
Clinical professor—medical series
CLIP instructor
CUNY Start instructor
Postdoctoral fellow
Head Athletics Coach (full-time)
Head Athletics Coach (part-time)
Assistant Athletics Coach (full-time)
Assistant Athletics Coach (part-time)
Writers’ Institute Lecturer (part-time)

and in the Hunter College Elementary School and Hunter College High School
Principal
Chairperson of department Assistant principal Teacher
Assistant Teacher Temporary teacher
Campus schools college laboratory technician
Campus schools senior college laboratory technician
Guidance counselor
Placement director
Education and vocational counselor
Librarian
Substitute teacher
Occasional per diem substitute teacher

and in the childhood centers
Teacher
Assistant teacher

and in the educational opportunity centers (EOC)
Educational opportunity center adjunct lecturer
Educational opportunity center adjunct college laboratory technician
Educational opportunity center college laboratory technician
Educational opportunity center higher education officer
Educational opportunity center higher education associate
Educational opportunity center higher education assistant
Educational opportunity center assistant to higher education officer
Educational opportunity center lecturer
Chairperson Thompson, Jr. asked for a vote. Cal. No. 5.C. was unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Michael Arvanites, the following resolution was presented and opened for discussion:

D. CUNY Graduate School of Public Health and Health Policy - Amendment to the Governance Plan:

WHEREAS, The CUNY Graduate School of Public Health and Health Policy’s (“SPH”) Governance Plan was adopted by the University’s Board of Trustees on June 24, 2013; and

WHEREAS, SPH’s Governance Plan was further amended by the University’s Board of Trustees on March 21, 2016; and

WHEREAS, An Ad Hoc Task Force, comprised of representatives from SPH’s administration and faculty, was formed in 2019 to review the Governance Plan in light of the School’s substantial growth since the Plan was amended in 2016; and

WHEREAS, After receiving input from various constituencies at SPH, the Ad Hoc Task Force proposed revisions to the Governance Plan to reflect SPH’s growth as well as best practices culled from a review of other governance plans; and
WHEREAS, The proposed amendments expand the membership of SPH’s governance body, the Faculty-Student Council (“FSC”) from full-time faculty and student representatives to include representatives of the non-teaching instructional staff (HEO series, Research Associates and Research Assistants, and CLTs), adjunct faculty, Research Faculty, and administrators with underlying faculty titles, while retaining majority control of faculty members; and

WHEREAS, In light of the proposed expansion of its membership, the FSC would be renamed the “Governance Council” (“Council”); and

WHEREAS, The Council’s duties and powers would be broadened to include responsibilities for review and recommendation concerning SPH’s budget, as well as review and recommendation regarding proposals for Centers and Institutes, and

WHEREAS, The revised Governance Plan would expand membership in SPH’s personnel committees at both the Department level and School-wide; and

WHEREAS, The revised Governance Plan would permit the Council to establish its own committees as it deems necessary to discharge its responsibilities, within the Bylaws of the Council, rather than establishing specific committees in the Governance Plan, except for the Steering and Elections Committee, which is described in the revised Plan; and

WHEREAS, The revised Governance Plan would add a new section entitled “Student Governance” to formally recognize the establishment of the Graduate Student Government Association, a student-elected body formed in 2017 to help support student needs and assist in enhancing the overall student experience at SPH; and

WHEREAS, The revised Governance Plan would establish administrative provisions that concern various meeting protocols and procedural issues, including protocols for taking attendance and keeping minutes, recalling a Council member, establishing alternates, and filling a vacant Council seat; and

WHEREAS, The revised Governance Plan would detail the duties and responsibilities of the Dean, modeled on the duties of Presidents set forth in University’s Board of Trustees’ Bylaws, Section 11.4; and

WHEREAS, The revised Governance Plan would change the procedures for election of Department Chairpersons, allowing each Department to elect a Chairperson for the Dean’s approval, allowing a second Department vote if the Dean disapproves the first selection, and finally allowing for Dean selection after a vote on the selectee by the Department if the second candidate is also unsatisfactory to the Dean, or for the initiation of a search; and
WHEREAS, The revised Governance Plan would reflect that the position of Senior Associate Dean, as appointed by the Dean, may join the Dean’s Cabinet; and

WHEREAS, The revised Governance Plan would also add Directors of Centers and Institutes to the Dean’s Cabinet; and

WHEREAS, The FSC approved the proposed amendments on October 28, 2020; and

WHEREAS, SPH’s Dean recommends adoption of the proposed amendments; now therefore be it

RESOLVED, That the proposed amendments to SPH’s Governance Plan be adopted, effective December 15, 2020.

EXPLANATION: The proposed amendments to the SPH Governance Plan have been approved by the School’s governance body, the Faculty-Student Council (“FSC”), and they are recommended by the School’s Dean.

Recognizing the School’s considerable growth since it was approved by the University’s Board of Trustees as a stand-alone professional school, the proposed revised Governance Plan seeks to preserve flexibility in order to keep pace with SPH’s considerable growth while upholding the principles of shared governance. As such, the proposed Plan reflects substantive revisions in six major areas.

First, membership in the FSC would be realigned and expanded to more closely represent the School’s constituents. Under the current Plan, the members are all full-time faculty and six student representatives; under the revised Plan the membership would also include elected representatives of the non-teaching instructional staff (HEO series, Research Associates and Research Assistants, and CLTs), adjunct faculty, and Research Faculty, and administrators with underlying faculty titles. Faculty at all times would be allotted at least 51% representation on the Council. The number of student representatives would increase from six to seven, to include as an ex-officio voting member the president of the Graduate Student Government Association. In light of these changes to the FSC’s membership, the FSC would be renamed the “Governance Council” (“Council”).

Second, under the revised Governance Plan, the Council’s duties and powers would be broadened to include review and recommendation regarding the School’s budget to ensure alignment of planning, budget, and assessment. The Council would also have responsibility for review and recommendation regarding proposals for Centers and Institutes that would be affiliated with and housed at the School, and in the case of Centers, responsibility for approval.
Third, membership in the SPH’s personnel committees at both the Department level and School-wide would be expanded. The Department Appointment, Promotion and Tenure Committees would increase from three to five members. The School-wide Appointment, Promotion and Tenure Committee would increase from seven to ten members, including the Dean or designee as a non-voting member.

Fourth, to allow for more flexibility, rather than setting forth the committees of SPH within the Governance Plan itself, the revised Governance Plan would permit the Council to establish its own committees as it deems necessary to the discharge of its responsibilities, within the Bylaws of the Council. This change would alleviate the need to formulate emergency or ad hoc committees, or to have decisions made by one person.

Fifth, a new section entitled “Student Governance” would be added to formally recognize the establishment of the Graduate Student Government Association, a student-elected body formed in 2017 to help support student needs and assist in enhancing the overall student experience at the School.

Sixth, the revised Governance Plan would change the procedures for election of Department chairpersons, allowing each Department to elect a chairperson for the Dean’s approval, allowing a second Department vote if the Dean disapproves the first selection, and finally allowing for Dean selection after a vote on the selectee by the Department if the second candidate is also unsatisfactory to the Dean, or for the initiation of a search. Currently, each Department proposes two candidates for chairperson to the Dean, who either selects one of them or may select a third candidate, after consulting with the Department.

Finally, the current Governance Plan lacks several important administrative provisions that concern various meeting protocols and procedural issues. These provisions, such as protocols for taking attendance and keeping minutes, are incorporated into the proposed Governance Plan. Other processes, such as those for recalling a Council member, establishing alternates, and filling a vacant Council seat, have also been addressed. The duties and responsibilities of the Dean, modeled on the duties of Presidents set forth in the University’s Board of Trustees’ Bylaws, Section 11.4, have also been incorporated into the revised Plan. The Plan also creates Senior Associate Deans to be appointed by the Dean, who, along with Directors of Centers and Institutes, would serve as members of the Dean’s Cabinet.

*Chairperson Thompson, Jr. asked for a vote. Cal. No. 5.D. was unanimously adopted.*
Moved by Chairperson Thompson, Jr. and seconded by Trustee O’Donnell-Tormey, the following resolution was presented and opened for discussion:

E. Brooklyn College - Appointment of Michael Mandel with Early Tenure:

WHEREAS, Dr. Michael Mandel is an Associate Professor in the Department of Computer and Information Science at Brooklyn College since the fall of 2015, and in this role has distinguished himself as an early career faculty member with a substantial international reputation who is considered by his colleagues to be Brooklyn College’s most outstanding current researcher in computer science; and

WHEREAS, Dr. Mandel is an exceptionally accomplished scholar, teacher and colleague who is held in the highest regard by all members of Brooklyn College’s academic and intellectual community, with prodigious scholarly productivity that includes 17 peer-reviewed conference papers at internationally renowned conferences, such as ICASSP, Interspeech and WASPAA; a journal article; and two book chapters; and

WHEREAS, Dr. Mandel’s research excellence is further underscored by large grants and industry funding and since his appointment to the Computer Science faculty in fall 2015, he has received $1.6 million in NSF, Alfred B. Sloan Foundation, and Google research grant support for what external reviewers characterize as groundbreaking research; and

WHEREAS, Professor Mandel has developed an approach to the analysis of speech and acoustic events called “auditory bubbles,” an original and innovative approach that combines machine learning and signal-processing methods, which have applications to diverse fields in computer and auditory sciences and to industry; and

WHEREAS, Dr. Mandel’s outstanding record of scholarship undergirds his excellence as a teacher, through which he has developed a wide array of important computer science courses at all levels of curricula and has consistently contributed to curriculum revision and development across his department; and

WHEREAS, Dr. Mandel provides exceptional service to the College and University, having served as the Chair of his department’s Assessment Committee, a Member of the departmental Appointment’s Committee, the Chair of the Faculty Council Undergraduate Admission’s Committee, a Representative to the Faculty Council of The School of Natural and Behavioral Sciences, a Member of both the University Graduate Center’s Masters of Data Science Admissions Committee and the Graduate Center Steering Committee, and a Member of the CUNY Interdisciplinary Research Grant Review Committee; and
WHEREAS, This formal request to the Board of Trustees for Prof. Mandel’s early tenure is retroactive to September 1, 2020, as New York State Education Law states that tenure must be granted effective September 1, and the conditions of the COVID-19 pandemic in the Spring disrupted ordinary administrative processes; now therefore be it

RESOLVED, That Dr. Michael Mandel be retroactively awarded tenure in the Department of Computer and Information Science of Brooklyn College, effective September 1, 2020 with an application of Bylaw 6.2.c(2), subject to financial ability.

EXPLANATION: Dr. Michael Mandel is an internationally recognized expert in his field and has produced work of the highest distinction, while demonstrating himself as one of the most essential members of his department. He is producing scholarship, groundbreaking research, and mentorship of his students of the highest level in service to the University’s mission and he will be highly sought after by other educational institutions; therefore, Brooklyn College should make every effort to retain him before he is lost to a competing institution.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 5.E. was unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Shorter, the following resolution was presented and opened for discussion:

F. Brooklyn College - Appointment of Malcom J. Merriweather with Early Tenure:

WHEREAS, Professor Malcolm J. Merriweather has been a member of the Brooklyn College Music Conservatory faculty since 2016 and is considered highly prized by the entire academic community of Brooklyn College, with a professional record that exceeds the expectations of faculty being considered for tenure and promotion and extensive contributions to choral music, voice, conducting, and performance; and

WHEREAS, Prof. Merriweather is considered by the classical music community to be an exceptionally rare talent, a celebrated baritone, and an accomplished conductor, as well as an outstanding and creative teacher, with one external reviewer noting, “Merriweather has risen to the challenge, curating an image and turning heads as an accomplished conductor and baritone soloist in a great city. One often hears the word ‘highly sought after’ used in connection with performer biographies; for Merriweather, this distinction is no overstatement”; and
WHEREAS, Prof. Merriweather has a thriving career as choral conductor and singer, which enriches his teaching, and since his arrival at Brooklyn College, he has transformed the Vocal Program by instituting new vocal classes that brought the program into alignment with other music schools, resulting in a program that takes a more forward-thinking, modern approach to vocal education and making it competitive with the finest voice programs in New York; and

WHEREAS, Some of the highlights of Prof. Merriweather’s recent professional work include performing for Pope Francis at the Vatican; and releasing the critically acclaimed recording "Margaret Bonds the Ballad of the Brown King & Selected Songs" with AVIE Records; lecturing at the International Festival for Organ and Voice in Accra, Ghana; and being a baritone soloist on Sanctuary Road released by Naxos with the Oratorio Society of New York; and

WHEREAS, Prof. Merriweather is the Music Director of New York City's The Dessoff Choirs; the Artist in Residence at Union Theological Seminary; and the Artistic Director of “Voices of Haiti,” a 60-member children’s choir in Port-au-Prince, Haiti, operated by the Andrea Bocelli Foundation, with all of this work having been lauded by The New York Times, The Los Angeles Times, and Opera News; and

WHEREAS, This formal request to the Board of Trustees for Prof. Merriweather’s early tenure is retroactive to September 1, 2020, as New York State Education Law states that tenure must be granted effective September 1, and the conditions of the COVID-19 pandemic in the Spring disrupted ordinary administrative processes; now therefore be it

RESOLVED, That Prof. Malcom J. Merriweather be retroactively awarded tenure in the Music Conservatory of Brooklyn College, effective September 1, 2020 with an application of Bylaw 6.2.c(2), subject to financial ability.

EXPLANATION: Prof. Malcom J. Merriweather is a renowned expert in his field and has produced work of the highest caliber, while demonstrating himself as one of the most vital members of his department and helping that department to grow. He is producing scholarship, artistic work, 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, Brooklyn College should make every effort to retain him before he is lost to a competing institution.

Trustee Shorter asked, “Is there a quick rationale to be given for why early tenure?” President Michelle Anderson stated, “Both of these candidates are absolute superstars, Charlie. Mike Mandel has won two major National Science Foundation awards to total more than a million dollars on two different projects of great import, and we risk losing both candidates. The second one, Malcom Merriweather, I hope that you can reach out and just put his name into Google, he has been featured in the New York Times for
his extraordinary coral arrangements and his work. He has really tremendously revitalized our entire coral program."

**Chairperson Thompson, Jr. asked for a vote. Cal. No. 5.F. was unanimously adopted.**

6. **COMMITTEE ON FACILITIES PLANNING AND MANAGEMENT:**
Chairperson Thompson, Jr. reported that at the November 24, 2020 meeting of the Committee on Facilities Planning and Management, the Committee approved the following resolutions, and Trustee Brian Oberghell recommended their approval by the Board.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Linares-Garcia, the following resolution was presented and opened for discussion:

A. **City University of New York - Authorize a Lease Amendment with 5030 Broadway Mms, LLC for the CUNY in the Heights Center at 5030 Broadway, New York, New York:**

   WHEREAS, The City University of New York (the “University”), for and on behalf of the CUNY in the Heights Center, as tenant, has been leasing approximately 15,000 rentable square feet of classroom and office space on the ground floor (the “Original Premises”) at 5030 Broadway, New York, New York (the “Building”), pursuant to that certain lease dated September 2, 2011 (the “Original Lease”) with 5030 Broadway MMS, LLC (a subsidiary of Edison Properties, LLC), as landlord (the “Landlord”), that commenced on June 1, 2012 and is currently set to expire on May 31, 2027 (the “Expiration Date”); and

   WHEREAS, The University’s Board of Trustees approved, pursuant to resolution adopted on May 1, 2017, Cal. No. 6C, as modified by resolution adopted on December 4, 2017, Cal. No. 6F, a lease amendment, along with any associated agreements, adding an additional 15,000 rentable square feet of second floor space (the “Additional Premises”), at the Building to the Original Premises under the Original Lease, for a term to commence on the date that Landlord substantially completed certain interior renovations requested by the University and to expire on the Expiration Date, upon substantially the same business terms and conditions as applicable to the Original Premises under the Original Lease, except that, with respect to the Additional Premises, the annual base rent would be $684,000 per annum ($45.60/SF) in the first year with 2% escalations every year thereafter; and

   WHEREAS, Landlord, as landlord, and the University, as tenant, entered into that certain First Lease Amendment dated July 10, 2018 (the “First Lease Amendment”) in respect of the Additional Premises; and
WHEREAS, The University is to reimburse Landlord for the capital costs to perform the renovations to the Additional Premises requested by the University in accordance with the First Lease Amendment; and

WHEREAS, The University and the Landlord desire to further amend the Lease (the “Second Lease Amendment”; and the Original Lease as modified by the First Lease Amendment and the Second Lease Amendment is hereafter referred to as the “Lease”) to add approximately 336 square feet of space located in the basement of the Building (the “Elevator Basement Space”) to the Lease, which is to be used for installing mechanicals for an elevator to be installed in the Original Premises and the Additional Premises, for a term commencing on the date that Landlord substantially completes the renovations related to the Additional Premises and expiring on the Expiration Date, upon the same terms and conditions set forth in the Lease, except that the base rent for such Elevator Basement Space is $20,626.17 per annum with 1.5% annual escalations; 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 Second Lease Amendment to add the Elevator Basement Space to the Lease for installation of mechanicals for an elevator to be installed in the Original Premises and the Additional Premises upon the same terms and conditions set forth in the Lease, except that the base rate for such Elevator Basement Space will be $20,626.17 per annum with 1.5% annual escalations, together with any and all 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 the Second Lease Amendment and all such other agreements, documents and instruments related thereto on behalf of the University; and be it further

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

EXPLANATION: Borough of Manhattan Community College is currently utilizing the Original Premises. The Additional Premises was needed to add additional classrooms and support spaces in order to increase the number of credit-bearing classes offered at the CUNY in the Heights Center. The CUNY Xpress Immigration Center (CUNY Citizenship Now!) are currently using other space in the Building pursuant to license agreements with the Landlord that are expiring, and these programs will be relocated to
the Additional Premises. The new lease amendment ensures that the elevator will be properly installed by providing space in the basement for mechanical equipment.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 6.A. was unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Berger, the following resolution was presented and opened for discussion:

B. Medgar Evers College - Authorize the Sale of the Presidential Residence:

WHEREAS, The City University of New York (the “University”) provides the President of Medgar Evers College for personal and official use that certain condominium residence located at 1 Hanson Place, Unit 22D, Brooklyn, NY 11217 (Block 211; Lot 1145) (the “MEC Presidential Residence”); and

WHEREAS, Pursuant to resolution adopted by the University’s Board of Trustees on April 26, 2010, Cal. No. 11, the University purchased the MEC Presidential Residence for $1,500,000 on June 17, 2010 with funds from the proceeds of prior sales of College residences; and

WHEREAS, The University would like to sell the MEC Presidential Residence and provide the President of Medgar Evers College with a housing stipend as provided by the University to other University College Presidents, in accordance with the University’s Executive Compensation Plan; and

WHEREAS, Pursuant to the Education Law, Article 125-B, the purpose of the City University Construction Fund (“CUCF”) is to provide facilities for and to support the educational purposes of the University, and CUCF is authorized, with the consent of the University, to use the agents, employees and facilities of the University; and

WHEREAS, To facilitate and expedite the sale of the MEC Presidential Residence, the University would like to authorize the transfer of the MEC Presidential Residence to CUCF so that CUCF can coordinate and manage the procurement and supervision of residential real estate appraisers and brokers, as well as the sale of the MEC Presidential Residence on behalf and for the benefit of the University for the highest and best value; and

WHEREAS, The University would transfer the MEC Presidential Residence with the condition that CUCF would direct all sale proceeds of the MEC Presidential Residence, minus any defeasance and other customary third-party sale closing costs, to the University at closing along with a closing statement and such other documentation as to
allow the University to properly disclose the sale on its financial statements; now therefore be it

RESOLVED, That the University’s Board of Trustees authorize the General Counsel or his designee, and that they hereby are, and each of them hereby is, authorized to sign such agreements, documents, and other instruments related to the transfer of the MEC Presidential Residence to CUCF so that CUCF can coordinate and manage the sale thereof on behalf and for the benefit of the University for the highest and best value, and direct all sale proceeds, minus any defeasance and other customary sale closing costs, to the University at closing along with a closing statement and such other documentation as to allow the University to properly disclose the sale on its financial statements, 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 related thereto on behalf of the University; and be it further

RESOLVED, That any subsequent material changes to the disposition of the MEC Presidential Residence shall be submitted to the University’s Board of Trustees for its consideration and approval.

EXPLANATION: The University purchased, pursuant to April 26, 2010 resolution by the University’s Board of Trustees, the MEC Presidential Residence for $1,5000,000 on June 17, 2010 for the personal and official use by the President of Medgar Evers College. The University would like to transfer the MEC Presidential Residence to CUCF so that CUCF can coordinate and manage the sale thereof on behalf and for the benefit of the University. CUCF is authorized to provide facilities for use by the University and has the ability and expertise to procure and manage residential real estate appraisers and brokers to implement the sale of the MEC Presidential Residence on behalf and for the benefit of the University. Upon the sale of the MEC Presidential Residence, the President of Medgar Evers College will receive a housing stipend as provided by the University to other University College Presidents, in accordance with the University’s Executive Compensation Plan. All proceeds from the sale of the MEC Presidential Residence, minus any defeasance and other customary third-party sale closing costs, will be directed to the University at closing along with a closing statement and such other documentation as to allow the University to properly disclose the sale on its financial statements.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 6.B. was unanimously adopted.
Moved by Chairperson Thompson, Jr. and seconded by Trustee Arvanites, the following resolution was presented and opened for discussion:

C. **College of Staten Island - Authorize the Sale of the Presidential Residence:**

WHEREAS, The City University of New York (the “University”) provides the President of the College of Staten Island for personal and official use certain condominium residence located at 35 Beebe Street, Staten Island, NY 10301 (Block 684; Lot 261) (the “CSI Presidential Residence”); and

WHEREAS, The Dormitory Authority of the State of New York (“DASNY”) purchased the CSI Presidential Residence for $960,000 on September 15, 1999 on behalf and for the benefit of the University; and

WHEREAS, The University would like to sell the CSI Presidential Residence and provide the President of College of Staten Island with a housing stipend as provided by the University to other University College Presidents, in accordance with the University’s Executive Compensation Plan; and

WHEREAS, Pursuant to the Education Law, Article 125-B, the purpose of the City University Construction Fund (“CUCF”) is to provide facilities for and to support the educational purposes of the University, and CUCF is authorized, with the consent of the University, to use the agents, employees and facilities of the University; and

WHEREAS, To facilitate and expedite the sale of the CSI Presidential Residence, the University would like to request that DASNY transfer the CSI Presidential Residence to CUCF so that CUCF can coordinate and manage the procurement and supervision of residential real estate appraisers and residential brokers, as well as the sale of the CSI Presidential Residence on behalf and for the benefit of the University for the highest and best value; and

WHEREAS, The University would request DASNY to transfer the CSI Presidential Residence with the condition that CUCF would direct all sale proceeds of the CSI Presidential Residence, minus any defeasance and other customary third-party sale closing costs, to the University at closing along with a closing statement and such other documentation as to allow the University to properly disclose the sale on its financial statements; now therefore be it

RESOLVED, That the University’s Board of Trustees authorize the General Counsel or his designee, and that they hereby are, and each of them hereby is, authorized to sign such agreements, documents, and other instruments related to the request to DASNY to transfer the CSI Presidential Residence to CUCF so that CUCF can coordinate and
manage the sale thereof on behalf and for the benefit of the University for the highest
and best value, and direct all sale proceeds, minus any defeasance and other customary
sale closing costs, to the University at closing along with a closing statement and such
other documentation as to allow the University to properly disclose the sale on its
financial statements, 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 related thereto on behalf of the University; and be it further

RESOLVED, That any subsequent material changes to the disposition of the CSI
Presidential Residence shall be submitted to the University’s Board of Trustees for its
consideration and approval.

EXPLANATION: DASNY purchased, on behalf and for the benefit of the University, the
CSI Presidential Residence for $960,000 on September 15, 1999 for the personal and
official use by the President of the College of Staten Island. The University would like
DASNY to transfer the CSI Presidential Residence to CUCF so that CUCF can
coordinate and manage the sale thereof on behalf and for the benefit of the University.
CUCF is authorized to provide facilities for use by the University and has the ability and
expertise to procure and manage residential real estate appraisers and brokers to
implement the sale of the CSI Presidential Residence on behalf and for the benefit of the
University. Upon the sale of the CSI Presidential Residence, the President of the College
of Staten Island will receive a housing stipend as provided by the University to other
University College Presidents, in accordance with the University’s Executive
Compensation Plan. All proceeds from the sale of the CSI Presidential Residence,
minus any defeasance and other customary third-party sale closing costs, will be
directed to the University at closing along with a closing statement and such other
documentation as to allow the University to properly disclose the sale on its financial
statements.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 6.C. was unanimously adopted.
7. COMMITTEE ON STUDENT AFFAIRS AND SPECIAL PROGRAMS:
Chairperson Thompson, Jr. reported that at the November 24, 2020 meeting of the Committee on Student Affairs and Special Programs, the Committee approved the following resolution, and Trustee Una Clarke recommended its approval by the Board.

Moved by Chairperson Thompson, Jr. and seconded by USS Chair and Trustee Piquant, the following resolution was presented and opened for discussion:

A. CUNY School of Labor and Urban Studies - Establishment of a Student Activity:

WHEREAS, The CUNY School of Labor and Urban Studies was established in 2018 and offers undergraduate and graduate degree programs in Labor Studies and Urban Studies; and

WHEREAS, The CUNY School of Labor and Urban Studies is the only campus without an established student activity fee; and

WHEREAS, The Student Activity Fee funds a variety of activities, programs, and events that are all in support of the student body; and

WHEREAS, As required by the Board of Trustees Bylaws, Article XVI, Section 16.12., a referendum was held from Wednesday, October 14, 2020 through Monday, October 26, 2020; and

WHEREAS, The vote on the referendum was 72 in favor, 0 opposed, with 23% of the eligible student body voting; now therefore be it

RESOLVED, That a Student Activity Fee of $25.00 for the Fall, Summer and Spring semesters be established for the CUNY School of Labor and Urban Studies Effective Spring 2021, in accordance with the following schedule:

<table>
<thead>
<tr>
<th>Earmarking Body</th>
<th>Proposed Fee</th>
<th>Allocating</th>
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<tr>
<td>University Student Senate</td>
<td>$1.45</td>
<td>Student Union</td>
</tr>
<tr>
<td>Professional Development Funds</td>
<td>$1.55</td>
<td>Student Union</td>
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<tr>
<td>Health &amp; Wellness</td>
<td>$4.00</td>
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<tr>
<td>Commencement</td>
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<td>Student Services</td>
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<tr>
<td>Community Engagement</td>
<td>$7.00</td>
<td>Student Union</td>
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</table>
EXPLANATION: Students at the CUNY School of Urban and Labor Studies held a referendum to establish a $25.00 student activity fee effective Spring 2021. The referendum was held from Wednesday, October 14 to Monday, October 26, 2020 at a time other than in conjunction with the student government elections. The vote on the referendum was 72 in favor and 0 opposed, with 23% of the eligible students voting. The referendum received a 100% favorable vote.

The earmarks were recommended by the School of Labor Studies Student Union. The Student Union will provide a platform for an elected group of student leaders to shape the kinds of experiences and events that will support and supplement the academic experiences of SLU students. The following local earmarks will exist: University Student Senate ($1.45); Professional Development Funds ($1.55); Health and Wellness ($4.00); Commencement ($3.00); Student Services ($8.00) and Community Engagement ($7.00). The Dean strongly supports this referendum.

Local earmarks have been established and are subject to change by the School in accordance with the referendum process set forth in the Board of Trustees Bylaws Section XVI, Section 16.12, provided there is no change in the total fee. The earmarks set forth in this resolution may only be changed by further action of the Board of Trustees.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 7.A. was unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Linares-Garcia, the following resolution was presented and opened for discussion:

8. Resolution of Appreciation - Barry F. Schwartz:

WHEREAS, The Honorable Barry F. Schwartz was appointed by Governor Andrew M. Cuomo on May 6, 2014 as a member of the Board of The City University of New York; and

WHEREAS, Mr. Schwartz was appointed Vice Chair of the Board of Trustees by Governor Andrew M. Cuomo on October 5, 2016; and

WHEREAS, Mr. Schwartz served as Chair and member of the Board’s Fiscal Affairs Committee, Chair and Vice Chair of the Board’s Subcommittee on Investment, and Vice Chair of the Executive Committee and Committee on Long Range Planning; and
WHEREAS, Mr. Schwartz provided invaluable contributions to the University by ensuring effective leadership, as Vice Chair of the Chancellor Search Committee, Chair of the Brooklyn College Presidential Search Committee, Chair of the Borough of Manhattan Community College Presidential Search Committee, Chair of the Baruch College Presidential Search Committee, and Chair of the City College of New York Presidential Search Committee and as a member of the Executive Vice Chancellor and University Provost Search Committee; now therefore be it

RESOLVED, That the members of the Board of Trustees of The City University of New York express their sincere thanks and deepest appreciation to the Honorable Barry F. Schwartz for his enthusiasm, devotion, and outstanding service to The City University of New York; and be it further

RESOLVED, That the Board of Trustees extends its best wishes for his continued success in all of his future endeavors.

Members of the Board and the Chancellery expressed their sincere appreciation to Hon. Barry Schwartz, for his experience, outstanding service, eager interest, commitment, loyalty, and insight, and thanked him for being a great friend and partner as a Board member of the City University of New York.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 8 was unanimously adopted.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Berger, the following resolution was added to the agenda.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Sandra Wilkin, the following resolution was presented and opened for discussion:

9. City University of New York - Authorize the Office of Risk Audit and Compliance:

WHEREAS, On July 29, 2019, The City University of New York (the “University”) Chancellor Félix V. Matos Rodríguez established the Office of the Vice Chancellor for Risk, Audit and Compliance (“RAC”), the first-ever University-wide office whose broad mission is to assist in the planning, development, implementation and oversight of policies and initiatives related to and including university-wide enterprise risk management, investigations, audit, compliance and federal Title IX regulations; and

WHEREAS, At its meeting on October 7, 2019, the University Board of Trustees appointed the first-ever Vice Chancellor for the Office of Risk, Audit and Compliance; and

WHEREAS, The Vice Chancellor shall report to the Chancellor of the University; and
WHEREAS, To achieve its mission, RAC is initially comprised of five distinct units: Investigations, the Office of Internal Audit and Management Services ("OIAMS"), Compliance, Enterprise Risk Management and Title IX Compliance; and

WHEREAS, RAC’s Investigations Unit examines and provides legal advice pertaining to allegations of misconduct, including violations of laws, regulations and university policies, and consults with the University’s schools or colleges and various branches of the University Central administration in the assessment and investigation of a variety of allegations, including, but not limited to, claims of fraud, misconduct, and conflicts of interest referred to the University internally and by external agencies; and

WHEREAS, RAC’s OIAMS renders recommendations and pertinent comments concerning University operations and programs to ensure that organizational goals and objectives are achieved through the performance of audits and quality assurance appraisals, and ensures that the University’s resources are safeguarded against loss due to waste, fraud, or abuse; and the University complies with applicable laws and regulations; and

WHEREAS, RAC’s Compliance & Enterprise Risk Management Units work with various departments and officials across the University to ensure that systems, standards and processes are in place to reduce compliance risks; identify, investigate and address all instances of alleged and actual noncompliance; promote compliance standards throughout the University; and coordinate the University’s enterprise risk management by providing a framework and process for the identification, assessment, mitigation and monitoring of risks to the achievement of the University’s mission and goals; and

WHEREAS, RAC’s Title IX Compliance Unit reviews applicable laws, statutes and regulations as well as oversees the University’s compliance efforts with federal, state, and local legislation, including Title IX, The Clery Act, Violence Against Women Act, New York State Enough is Enough legislation, New York State Model Sexual Harassment Policy, and University’s Policy on Sexual Misconduct; and

WHEREAS, As part of its duties and mandates, RAC’s units will be tasked with conducting inquiries, investigations, and providing legal advice to and on behalf of the University, University Central administration, the University’s schools or colleges, and affiliates, including, but not limited to, foundations and auxiliary enterprise corporations or other third parties that have a contractual relationship with the University; and

WHEREAS, RAC shall conduct full, reasoned and independent inquiries and investigations that are confidential and privileged, including, but not limited to: (a) gathering and analyzing evidence, including the inspection, examination or audit of any books, records, documents or papers relevant or material to RAC inquiries and investigations; (b) conducting witness
interviews; (c) reviewing any necessary investigative or audit reports; and (d) reviewing any applicable laws, statutes or regulations; and

WHEREAS, As part of its duties and mandates, RAC may receive requests from the Board of Trustees, the Chancellor, University Central administration, or one of the University’s schools or colleges to review and conduct various inquiries and investigations that are confidential and privileged in which RAC’s units will be asked to render legal advice, and communicate, whether oral or written, in a confidential and privileged manner with respect to the University; now therefore be it

RESOLVED, That the Board of Trustees authorizes the Office of Risk, Audit and Compliance to conduct inquiries and investigations; to collaborate, when applicable, with the University Central administration, the University's schools or colleges, affiliates, including, but not limited to, foundations and auxiliary enterprise corporations or other third parties that have a contractual relationship with the University; as well as provide legal counsel to the University Board of Trustees, the Chancellor, University Central administration or the colleges or schools on university-wide internal investigations, enterprise risk management, ethics issues, programmatic audits, compliance, Title IX, the protection of organizational assets against fraud and theft, and any other related matters; and that the Vice Chancellor of Risk, Audit and Compliance report, when appropriate, to the Board of Trustees and Chancellor regarding issues relating to university-wide investigations, enterprise risk management, ethics issues, programmatic audits, compliance, Title IX, the protection of organizational assets against fraud and theft or any other related matters.

EXPLANATION: In response to findings by external governmental agencies, the Board of Trustees and the Chancellor established an office within the University to establish consistent institutional standards and practices across the University in relation to university-wide internal investigations, enterprise risk management, ethics issues, programmatic audits, compliance, Title IX, the protection of organizational assets against fraud and theft, and any other related matters.

*Chairperson Thompson, Jr. asked for a vote. Cal. No. 9 was unanimously adopted.*
Moved by Chairperson Thompson, Jr. and seconded by Trustee Ferrer, the following resolution was added to the agenda.

Moved by Chairperson Thompson, Jr. and seconded by Trustee Ferrer, the following resolution was presented and opened for discussion:

10. **City University Of New York - Authorize to Engage Arnold & Porter, LLP to Provide Legal Services:**

   WHEREAS, The City University of New York (the “University”) has been asked to respond to pre-litigation investigative requests concerning the use of grant funding, which necessitate a large-scale review and subsequent production of documents, witness testimony, and other responses; and

   WHEREAS, The New York State Office of the Attorney General does not represent The University in these types of pre-litigation investigative matters; and

   WHEREAS, The University seeks to retain a law firm with the specialized expertise required to represent the University to respond to these investigative requests; and

   WHEREAS, The University has selected a firm that has the particular and requisite expertise and experience to handle such complex issues to enable the necessary representation of the University; and

   WHEREAS, Arnold & Porter, LLP is one of the nation’s notable law firms, possessing experience in the field of internal corporate investigations, litigation, and corporate law related matters, and has handled complex, internal, high-profile investigations; 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 a contract with Arnold & Porter, LLP to provide legal services to CUNY permitting the University to make expenditures and purchases not to exceed $750,000 over a period of six (6) months, 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 the aforesaid contract shall be submitted to the University Board of Trustees for its consideration and approval.
EXPLANATION: The law firm will represent the University and the Board of Trustees to minimize potential liability of the University and protect the University’s interests. The contract and any renewals will be subject to review and approval by the Office of the Attorney General and the Office of the State Comptroller.

Chairperson Thompson, Jr. asked for a vote. Cal. No. 10 was unanimously adopted.

Moved by Trustee Linares-Garcia and seconded by USS Chair and Trustee Piquant, the meeting was adjourned at 7:05 p.m.