

**BOARD OF TRUSTEES
THE CITY UNIVERSITY OF NEW YORK
205 EAST 42ND STREET
NEW YORK, NEW YORK 10017**

**REVISED
CALENDAR**

MARCH 30, 2020

NO. 1. APPROVAL OF MINUTES: RESOLVED, That the minutes of the regular Board meeting and Executive Session of February 3, 2020 be approved.

NO.2. COMMITTEE ON AUDIT: RESOLVED, That the following item be approved:

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.

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

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.

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.

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.

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.

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

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 therefor 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.

**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.

NOTE: The amended Board of Trustees Policy 6.01 - CUNY Conflict Of Interest Policy is on file in the Office of the Secretary of the Board and at <Y:\2020-03-03 COI Policy Edits - Redlined SCANNED CAPRR.pdf>

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.

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 the 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" (University of Minnesota Press, 2015); and

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.

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.

NOTE: The Academic Board Report for the March 2020 Board meeting is on file in the Office of the Secretary of the Board and at <https://www.cuny.edu/wp-content/uploads/sites/4/page-assets/about/trustees/meetings-of-the-board/Committee-on-Academic-Policy-Programs-and-Research-Report-March-2020.pdf>

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. 5. 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 March 30, 2020.

NOTE: The CFSA Report for the March 2020 Board meeting is on file in the Office of the Secretary of the Board and at <https://www.cuny.edu/wp-content/uploads/sites/4/page-assets/about/trustees/meetings-of-the-board/Committee-on-Faculty-Staff-and-Administration-Report-March-2020.pdf>

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.

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.

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 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.

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 Sloan-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 OGUNWOBİ 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.

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.

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

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.

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.

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.

NO. 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 live 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.

NO. 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 be it 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.

NO. 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.

NO. 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.

NO. 11. THE CITY UNIVERSITY OF NEW YORK – AUTHORIZATION OF A SPECIAL COVID-19 STUDENT ACTIVITY FEE WAIVER FOR SPRING 2020:

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 services which were subsidized in part by student service fees previously paid to the University, and which support services are no longer available as of March 27, 2020; now therefore be it

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.

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.