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Board of Trustees of The City University of New York

RESOLUTION OF APPRECIATION
Charles A. Shorter
June 28, 2021

WHEREAS, On January 30, 2008, Mayor Michael Bloomberg appointed Charles A. Shorter as a member of The Board of Trustees The City University Of New York; and

WHEREAS, Mr. Shorter was reappointed by Mayor Michael Bloomberg on June 17, 2013; and

WHEREAS, Mr. Shorter served as an enthusiastic member of the Board of Trustees for more than 13 years; and

WHEREAS, Mr. Shorter served as Vice Chair and member of the Board’s Committee on Academic Policy, Programs and Research, and a member of the Committee on Facilities, Planning & Management and Committee on Student Affairs and Special Programs; and

WHEREAS, Mr. Shorter provided invaluable contributions to the University by ensuring successful leadership, serving as Chair and as a member of thirteen search committees, including a member of The Chancellor Search Committee, Chair of the City College of New York Presidential Search Committee, Chair of Macaulay Honors College Dean Search Committee, Chair of the John Jay College Presidential Search Committee, member of the Baruch College Presidential Search Committee, member of the Brooklyn College Presidential Search Committee, member of the Medgar Evers College Presidential Search Committee, member of the Queens College Presidential Search Committee, member of the Graduate Center Presidential Search Committee, member of the Bronx Community College Presidential Committee, member of the Brooklyn College Presidential Search Committee, member of Baruch College Presidential Search
Committee, and member of the LaGuardia Community College Presidential Search Committee

NOW, THEREFORE BE IT

RESOLVED, That the members of the Board of Trustees of The City University of New York express their sincere thanks and deepest appreciation to the Honorable Charles A. Shorter for his passion, devotion, and outstanding service to The City University of New York; and

BE IT FURTHER

RESOLVED, That the Board of Trustees extends its best wishes for his continued success in all of his future endeavors.
WHEREAS, John Mogulescu served as Founding Dean of the CUNY School of Professional Studies (CUNY SPS) since its inception in 2003; and

WHEREAS, Under his leadership, CUNY SPS has become one of the University’s fastest growing institutions, currently enrolling over 4,200 students in its degree programs and credit-bearing courses, and close to 45,000 more in its non-credit courses and programs; and

WHEREAS, CUNY SPS is now ranked 8th in the nation by *U.S. News & World Report* in its 2021 list of Best Online Bachelor’s Degree Programs, placing in the top 2 percent of the 357 institutions that were ranked; and

WHEREAS, Mr. Mogulescu also provided invaluable contributions to the University during his 34 years in the Office of Academic Affairs, most recently as Senior University Dean, from 1999-2020, developing programs in cooperation with virtually every New York City government agency and with many state agencies, and serving hundreds of thousands of students

NOW, THEREFORE, BE IT

RESOLVED, That the members of the Board of Trustees of The City University of New York express their sincere thanks and deepest appreciation to Dean John Mogulescu for his passion, devotion, and dedication to The City University of New York; and

BE IT FURTHER,
RESOLVED, That the Board of Trustees extends its best wishes for his retirement from the University after nearly fifty years of outstanding leadership and service.
RESOLUTION TO
Accept a Gift from The 2021 Fund on Behalf of
Eugenio María de Hostos Community College
June 30, 2021

WHEREAS, Eugenio María de Hostos Community College (“Hostos” or “the College”) is an educational agent for change, transforming and improving the quality of life in the South Bronx and neighboring communities since 1968; and

WHEREAS, Hostos offers 28 associate degree and 2 certificate programs, serving as a gateway to intellectual growth and socioeconomic mobility, and a point of departure for lifelong learning, success in professional careers, and transfer to advanced higher education; and

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

WHEREAS, On June 15, 2021, Hostos was selected by Ms. Scott as one of the beneficiaries of her latest trailblazing philanthropic effort to “acknowledg[e] people working to build power from within communities are … agents of change” and impact “equity-oriented non-profit teams working in areas that have been neglected,” which she described in her “Seeding by Ceding” essay; and

WHEREAS, Ms. Scott has recommended that Hostos receive an unrestricted gift of $15 million through The 2021 Fund, a donor-advised fund at the Chicago Community Trust; and

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

WHEREAS, This gift will be transmitted in a single installment on or before August 1, 2021; and
WHEREAS, The 2021 Fund has placed no restrictions on this gift provided it is used for the benefit of Hostos and its students, subject to the priorities, guidance and approval of the Hostos President; and

WHEREAS, The President of Hostos has determined that $13 million of the gift be deposited in an endowed fund to be used for student basic needs, scholarships, and other activities that support students; career innovation and academic excellence initiatives; campus-wide initiatives; and institutional capacity building, as approved by the College President; and

WHEREAS, The remaining $2 million of the gift shall be designated for current-use in support of Hostos and its students, as approved by the Hostos President, and may include but is not limited to use for student basic needs, scholarships, and other activities that support students; career innovation and academic excellence initiatives; campus-wide initiatives; and institutional capacity building, as approved by the College President; and

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

NOW, THEREFORE, BE IT

RESOLVED, That the Board of Trustees of The City University of New York accepts the gift of $15 million from The 2021 Fund on behalf of Eugenio María de Hostos Community College; and

BE IT FURTHER

RESOLVED, That the Board of Trustees of The City University of New York approves the deposit of $15 million in an interest-bearing University account, to be held as dedicated funds on behalf of the College, and maintaining separate accounting for these funds; and

BE IT FURTHER

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

BE IT FURTHER

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

**EXPLANATION:** Eugenio María de Hostos Community College gratefully acknowledges the generosity and groundbreaking vision of MacKenzie Scott and enthusiastically supports the Board of Trustees of The City University of New York acceptance of the $15 million gift from The 2021 Fund on behalf of Eugenio María de Hostos Community College for the advancement of the college and its mission, and in support of the college’s diverse community through a broad range of innovative ideas and initiatives.
THE CITY UNIVERSITY OF NEW YORK

RESOLUTION

To

MANDATE COVID-19 VACCINATIONS FOR ALL STUDENTS REGISTERING FOR 2021 FALL TERM IN-PERSON CLASSES

June 28, 2021

WHEREAS, On March 13, 2020, as a result of the threat presented by the spread of the coronavirus also known as COVID-19, The City University of New York (the “University”) announced, out of an abundance of caution and in the interest of the health, safety and welfare of the University’s students, faculty and staff, that effective on March 19, 2020 all University academic courses would be offered on-line or alternatively in a distance learning modality; and

WHEREAS, In March, 2020, New York City recorded its first death from COVID-19, and within one year, the City of New York lost more than 30,000 lives, more than 10 times the number of people who perished on Sept. 11, 2001; and

WHEREAS, As a result of the continuing threat posed by COVID-19, the University continued to deliver substantially all of its academic classes and courses in a mostly on-line or alternatively in a distance learning modality during the 2020 Fall Term and 2021 Spring Term; and
WHEREAS, There is no known cure for COVID-19 and it is a highly contagious severe respiratory illness that could lead to death; and

WHEREAS, There are currently three known effective vaccines being administered to combat the spread of COVID-19 which are manufactured respectively by the companies Moderna, Pfizer and Johnson & Johnson (collectively the “COVID-19 Vaccines”); and

WHEREAS, The COVID-19 Vaccines have been proven to be effective in preventing the spread of COVID-19 in adults and in the case of one COVID-19 Vaccine, in children over the age of 16 and have been approved by the Centers for Disease Control (the “CDC”) and granted Emergency Use Authorization (“EUA”) by the Food and Drug Administration (the “FDA”); and

WHEREAS, The CDC has confirmed that individuals who are not vaccinated with a COVID-19 Vaccine are at risk of contracting COVID-19 and such individuals could also put others at risk through the transmission of the virus; and

WHEREAS, During the last six months, through the administering of COVID-19 Vaccines throughout the City of New York and the State of New York, the number of infections, hospitalizations and deaths has significantly decreased to the point that many of the public access and density restrictions are being relaxed or lifted throughout the State of New York; and

WHEREAS, University desires to provide more in-person academic classes and courses offerings for the Fall 2021 Term; and

WHEREAS, On May 10, 2021 Governor Andrew M. Cuomo authorized the Boards of Trustees of The City University of New York and The State University of New York to mandate that all students planning to register for 2021 Fall Term in-person classes receive a COVID-19 Vaccine effective on the later of: (i) the beginning of the Fall Term; or (ii) when at least one of the COVID-19 Vaccines is fully licensed by the FDA and available to anyone who wants it; and
WHEREAS, Pursuant to Consolidated Laws of New York, Title 7 also known as the Education Law, Section 6206, 7(a) provides in pertinent part that the University Board of Trustees “may prescribe conditions of student admission, attendance and discharge...;” and

WHEREAS, To ensure a safe return to campus classes, programs and facilities, the University Board of Trustees has concluded that it is in the best interest to mandate the vaccination of all students registering for 2021 Fall Term in-person classes with a COVID-19 Vaccine, subject in all cases to medical and religious exemptions and limitations of licensure as set forth in a University statement of policy and proof of vaccination adopted by the Board of Trustees

NOW, THEREFORE, BE IT

RESOLVED, The University Board of Trustees hereby mandates, as requirement and condition for the admission and registration for 2021 Fall Term in-person classes that all such students receive a COVID-19 Vaccine, and that such mandate be effective on the later of: (i) the beginning of the 2021 Fall Term; or (ii) when at least one of the COVID-19 Vaccines is fully licensed by the FDA and available to anyone who wants it; and

BE, IT FURTHER

RESOLVED, That the Statement of Policy and Proof of Vaccination for SARS-CoV-2 or COVID-19 (the “COVID-19 Vaccine Policy Mandate”), as such statement of policy is presented to the University Board of Trustees be, and it hereby is, approved, adopted and made a part of the University’s Manual of General Policy as Policy Number # 7.061, effective immediately; and

BE, IT FURTHER

RESOLVED, That the University Board of Trustees authorize the Chancellor to make such additional changes and adjustments to said COVID-19 Vaccine Policy Mandate and its implementation as he deems to be reasonably necessary and appropriate, to take into account and comply with any subsequent change in federal, state and/or municipal laws, regulations, or executive orders, as such relate to the COVID-19 virus and the related public health emergency; and that any and all such actions,
changes and adjustments to such COVID-19 Vaccine Policy Mandate taken by the University Chancellor, in accordance with the foregoing resolutions, be and they hereby approved and authorized, without further action of the University Board of Trustees.

Issuance Date: June __, 2021

Effective Date: September __, 2021

Scope: All City University of New York (the “University” or “CUNY”) locations and all students accessing University facilities and programs.

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I. POLICY SUMMARY

The purpose of this policy is to protect the health and safety of The City University of New York (the “University”) community, including its students, faculty, academic appointees, staff, clinical professionals, students, and others who work, live, or learn in any of the University’s locations. The University strongly recommends that all members of the community obtain the COVID-19 vaccine as soon as they are eligible. This policy requires all University Students (as hereinafter defined) attending fully in-person or hybrid courses in any University Facilities and Programs to be fully-vaccinated, subject to limited Exceptions and Exemptions, beginning before the start of the Fall 2021 term. Students accessing any University facilities will be required to show proof of a negative COVID-19 test. Enforcement of the mandate will be delayed until full Food Drug Administration (the “FDA”) licensure (approval) and widespread availability of at least one vaccine. Those who do not receive a vaccination on campus or provide proof of vaccination by another provider may be subject to additional safety measures.

II. DEFINITIONS

COVID-19 Vaccination Program: A vaccination program intended to reduce the incidence of SARS-CoV-2 infection and resultant COVID-19 disease in the University community.

Fully Vaccinated: In general, per the Centers for Disease Control and Prevention, people are considered fully vaccinated: ±
- 2 weeks after their second dose in a 2-dose series, such as the Pfizer or Moderna vaccines, or
- 2 weeks after a single-dose vaccine, such as Johnson & Johnson’s Janssen vaccine
- At the time specified in either the FDA licensure or WHO approval, after the final administration of any other vaccines.

Exception: An Exception to the COVID-19 vaccine mandate based on a person’s sincerely held religious belief, practice, or observance, which includes any traditionally recognized religion as well as beliefs, observances, or practices, which an individual sincerely holds and which occupy in their life a place of importance parallel to that of traditionally recognized religions. Requests for Exceptions must be submitted to authorized campus representatives, who vary by campus and requestor group. [LINK TO LIST] A person who is granted an Exception may be required to adhere to compensating or mitigating controls including additional Non-Pharmaceutical Interventions for the health and safety of the campus community.

Healthcare Location: A collection of buildings and personnel that service academic, clinics, or other locations where preventive, diagnostic, therapeutic, or other interventional physical or behavioral healthcare services are provided to University staff and students, or research participants and any associated educational, research, or administrative facilities and offices. A Healthcare Location does not include student...
health and counseling centers and refers only to that part of a campus that meets this definition.

**Initial Allocation:** The period immediately following Emergency Use Authorization or Licensing of COVID-19 vaccine, and extending until the time when there are sufficient supplies of EUA-authorized or Approved COVID-19 vaccine to vaccinate all Students who wish to be vaccinated.

**Licensing:** The process used by the U.S. Food and Drug Administration to approve commercial distribution of a biological drug like a vaccine.

**Location (or University Facility):** Any college campus, or facility operated by the University in connection with its research, teaching, public service, or clinical care missions or programs. A Location does not include a property owned by the University but leased to a third party unless (and only to the extent) a University Program occurs at that site.

**Location Vaccine Authority (LVA):** The office or person responsible for implementing the COVID-19 Vaccination Program for a Location, typically the Vice President for Finance and Administration or the Vice President for Student Affairs at a college campus. The LVA is a senior campus administrator and its records are considered confidential health records for purposes of the University’s privacy policies.

**Medical Exemption:** An excuse from receiving COVID-19 vaccine due to medical contraindications or precautions recognized by the U.S. Food & Drug Administration ("USDA") or Centers for Disease Control and Prevention ("CDC"). Requests for Medical Exemptions must be submitted to authorized University representatives, who vary by Location and requestor group. [LINK TO LIST] A person who is granted a Medical Exemption may be required to adhere to compensating controls including additional Non-Pharmaceutical Interventions for the health and safety of the University community.

**Non-Pharmaceutical Intervention (NPI):** An action, other than getting vaccinated or taking medicine, that members of the University community can take to help slow the spread of COVID-19 and other illnesses. These include, for example, staying home, especially when a person is sick, has a positive COVID-19 test, or when a member of the person’s family or household is sick; quarantining when a person has been exposed to someone else with the illness or has a positive COVID-19 test; avoiding large gatherings; physical/social distancing; wearing personal protective equipment or face coverings; frequent handwashing and cleaning; and asymptomatic (surveillance) and symptomatic testing.

**Participation:** Receipt of information about COVID-19 vaccine and: (i) receipt of a COVID-19 vaccine at a Location, (ii) obtaining an Approved or EUA-authorized vaccination at an alternative site (e.g., a primary care physician’s office, a public health clinic, a local pharmacy, or a vaccine fair) and providing documentation of vaccine status to the University, or (iii) University approval of an Exception or Medical Exemption request, documented on an approved Declination Form [NEED LINK]. Participation compliance under this policy for those receiving vaccine may require repeat vaccinations or boosters on an annual or recurring basis consistent with FDA-approved labeling and CDC recommendations. Students can also provide verification of a COVID-19 vaccination by submitting evidence of vaccination through the CUNYfirst portal, the Excelsior Passport, or other digital forms approved by CUNY.
The City University of New York
SARS-CoV-2 (COVID-19) Vaccination Program

**Personnel:** University faculty, other academic appointees, and staff working, living, and/or learning on site, including but not limited to visiting, volunteer, without salary, and emeritus/a professors, visiting or volunteer academic appointees, and contract, recall, and emeritus/a employees.

**Surveillance Testing Protocol or “STP”:** All Students who provide proof of a COVID-19 vaccination may be subject to mandatory or random periodic testing conducted on a college campus or at a University Facility or Program.

**Students:** The term “student” has the same meaning as defined in New York Consolidated Laws, Title 7 or the Education Laws of New York as such apply to the University, currently: an individual for whom the University maintains student records and who: (i) is enrolled in or registered with an academic program of the University; (ii) has completed the immediately preceding term, is not presently enrolled, and is eligible for re-enrollment; or (iii) is on an approved educational leave or other approved leave status, or is on filing-fee status. The term includes some Trainees, as defined below. It also includes visiting students. It excludes individuals who are not currently living, working, and/or learning at a Location or participating in-person in a University Program.

**Trainees:** Medical, nursing, and other health professional students and residents, including visiting students and students of externally sponsored educational programs participating in rotations at Healthcare Locations; and undergraduate and graduate students who are volunteering, learning, and/or working in Healthcare Locations, for example at COVID testing/laboratory sites.

**University:** The City University of New York.

**University Program:** A program or activity operated by the University to support the University’s teaching or research mission and generally offered exclusively to University Personnel or Students. Examples of covered Programs that may not be conducted at a Location include affiliated third-party study abroad programs and University-sponsored athletics programs.

**Vaccine Approval:** For purposes of this policy, a COVID-19 vaccine is considered “approved” after the following conditions are met: (i) the U.S. Food and Drug Administration has issued a License for the vaccine; and (ii) the U.S. Centers for Disease Control and Prevention has recommended its administration. However, any vaccine administered under a License or an Emergency Use Authorization (EUA), or in the case of international students with the approval of the WHO, meets the vaccination requirements of this policy.

**Vaccine Information Statement (“VIS”):** An information sheet produced by or including information derived from the Centers for Disease Control and Prevention, the New York State Department of Health, or the New York City Department of Health and Hospitals or any of its components, explaining in plain language the benefits and risks of a vaccine to vaccine recipients. [ADD LINK] A VIS generally must be provided to an individual being vaccinated prior to each dose of the vaccine. For purposes of this policy, a VIS may also include U.S. Food and Drug Administration fact sheets for vaccine recipients and caregivers.

**Working, Living, and/or Learning on Site:** Accessing a University Facility or Program for any work-, research-, or education/training-related purpose (as distinguished from accessing a Healthcare Location to obtain healthcare services as a patient), including
living in housing furnished by the University, or using University facilities. Access is not defined by reference to any particular frequency (e.g., daily, weekly, monthly, *ad hoc*).

### III. POLICY TEXT

This policy supplements, and does not replace, existing policies requiring University Personnel, Trainees, Students, patients, and visitors to observe Non-Pharmaceutical Interventions including appropriate use of either personal protective equipment (where required) or face coverings, social and physical distancing, frequent hand-washing and cleaning, and regular surveillance testing.

**A. COVID-19 Vaccination Program.** All Students attending fully in-person or hybrid courses in any University Facility or Program in connection with their employment, appointment, or educational program must participate in the COVID-19 Vaccination Program by receiving information about the vaccine; and, by the date stated in the accompanying FAQ and posted on the University website, either (i) being fully vaccinated; or (ii) have received an approved Exception or Medical Exemption and submitting a Vaccine Declination Form [LINK TO BE ADDED WHEN POLICY GOES INTO EFFECT], as further described below. Students accessing any University facilities will be required to show proof of a negative COVID-19 test if they are not fully vaccinated. Until the time at least one vaccine is fully Licensed and available to anyone who wishes to be vaccinated, participation may be delayed for some or all Students consistent with the procedures described under COMPLIANCE/RESPONSIBILITIES below.

1. **Information.** All Students shall receive information at the later of the time of course registration, the effective date of this policy, or the beginning of their educational program, at the time of each required vaccination activity, as part of ongoing training and education, or any combination thereof concerning:

   a. The potential benefits of COVID-19 vaccination;
   b. The potential health consequences of COVID-19 illness for themselves, family members and other contacts, fellow students, faculty, and the community;
   c. Exposure to SARS-CoV-2;
   d. The epidemiology and modes of transmission, diagnosis, and non-vaccine infection control strategies (such as the use of appropriate precautions, personal protective equipment or face coverings, and respiratory hygiene/cough etiquette), in accordance with their level of responsibility in preventing COVID-19 infections;
   e. The safety profile and potential risks of any COVID-19 vaccine; and
   f. Requirements for Participation in the COVID-19 Vaccination Program and consequences of failing to participate.

The information may be conveyed through any combination of written information statements (e.g., a VIS), verbal communications, or online or
in-person training programs, consistent with applicable law and Location policies and practices.

Students with disabilities who require accommodations to access or complete any informational or educational materials or programs should contact their local student affairs or student disability management services office.

2. **Receipt of Vaccine.** Students may: (i) receive vaccination on site at any Location that offers COVID-19 vaccine; or (ii) provide written documentation to the Location Vaccine Authority or designee of vaccination through an alternative clinical site (e.g., at a private health care provider's office, pharmacy, public health clinic, or mass vaccination site).

3. **Vaccine Declination.** Students who receive an approved Exception or Medical Exemption may decline the COVID-19 vaccine by completing a [Vaccine Declination Form](#) and submitting it to the Location Vaccine Authority by the date stated in the accompanying FAQ and posted on the University website, as provided under Compliance/Responsibilities below. A sample Vaccine Declination Form that may be utilized by any Location for this purpose is attached. The following procedures apply to vaccine declinations:

   a. Individuals who are not fully vaccinated and do not have an approved Exception or Medical Exemption on a [Vaccine Declination Form](#) will not be cleared to attend fully in-person or hybrid courses in any University Facilities or Programs.

   b. Any Students who are not vaccinated may be required to participate in or implement additional NPIs as directed by the LVA or designee to mitigate risk to other Students and the University community whenever they access University Facilities or Programs in person. These may include more frequent and regular asymptomatic testing or STP’s.

   c. Any Student with an approved Exception or Medical Exemption may nevertheless decide to become vaccinated. In this case, they are encouraged to discuss their plans with their primary care physicians, or local pharmacies, and may receive the vaccine through any of these and provide documentation of the administration to the LVA or designee.

4. **Initial Allocation.** During the period of Initial Allocation, Locations are encouraged but not required to mandate full program Participation (see Section IV.C below); however, Locations are expected to comply with applicable legal and policy requirements for providing information to
individuals voluntarily receiving vaccine such as the information described in Section III.A.1 above.

B. **Superseding Public Health Directives or Health Conditions.** In the event a federal, state, or local public health agency with jurisdiction imposes a mandate restricting or eliminating Participation options, the applicable public health mandate will be implemented at the affected Location(s). Inconsistent directives issued by agencies with overlapping jurisdiction should be discussed with the University’s Office of General Counsel and Senior Vice Chancellor of Legal Affairs. In addition, observed spread at a particular location could warrant a change in these policies.

C. **Tracking and Reporting**

1. The following information must be recorded and tracked by the Location Vaccine Authority or designee in the applicable confidential health record, consistent with University privacy and security policies ([Electronic Information Security Policy](#)): date of administration, vaccine type and manufacturer, and site of administration (e.g., University, Pharmacy, PCP, Mass Vaccination Site). Additional information must be recorded when vaccines are administered by the Location (e.g., vaccine lot number, expiration date, name/title of the person administering vaccine, address of the facility where the record of administration will reside, and version of VIS provided).

2. Any adverse events associated with COVID-19 vaccine administered at a Location and reported to the University must be tracked and logged by the LVA or designee and reported to federal and state public health officials using the Vaccine Adverse Event Reporting System (VAERS).

D. **Registry and Program Evaluation**

1. While vaccine recipients ordinarily are permitted to opt out from registry reporting in the State of New York, the State of New York has mandated that all participating vaccinators report each dose of COVID-19 vaccine administered. Accordingly, the typical opt-out option does not apply.

2. Individual Healthcare Locations shall, and other Locations may, evaluate Initial Allocation and, thereafter, program Participation, on an annual and ongoing basis, including evaluation of equity and disparities in Initial Allocation and program implementation; as well as reasons identified for non-participation or untimely participation, the number and characteristics of Students not vaccinated, and the reasons given (if any) for declination.

E. **Program Implementation and Enforcement**

1. Program Participation is mandatory. Individuals eligible for an Exception or Medical Exemption may, after receiving appropriate information about the
vaccine, consent to vaccination or submit a completed Vaccine Declination Form [LINK TO BE ADDED WHEN POLICY GOES INTO EFFECT] to the Location Vaccine Authority. Declination may require additional compensating controls including additional Non-Pharmaceutical Interventions for the health and safety of the University community, as determined by the Location Vaccine Authority or designee.

2. Program implementation with respect to Students will be handled consistent with the procedural provisions of the University Student Immunization Policy.

3. Any Students subject to this policy who fail to participate in the COVID-19 Vaccination Program as described in section E.1 above by the date stated in the accompanying FAQ and posted on the University website (i.e., by being fully vaccinated or receiving an Exception or Medical Exemption and submitting a written Vaccine Declination Form) [LINK TO BE ADDED WHEN POLICY GOES INTO EFFECT] may be prohibited from attending fully in-person or hybrid courses to any University Facilities or Programs, including University housing.

IV. COMPLIANCE / RESPONSIBILITIES

A. CDC and FDA generally translate VIS into many languages commonly spoken in the State of New York and elsewhere in the United States and post these online. The relevant VIS should be provided to a person receiving vaccine in a language that they understand. In the event relevant VIS translations are unavailable, they should be accompanied when distributed with a document with taglines such as those approved by the U.S. Department of Health & Human Services to facilitate language access by all affected Personnel, Trainees, and Students. Interpreters should also be made available in person, by video, or by phone during vaccine clinics.

B. Each Location is responsible for: (i) assuring any necessary updates are made to its local Infectious Diseases/Infection Prevention and Control Programs; (ii) Enforcing the CUNY-wide established deadlines for COVID-19 Vaccination Program Participation on an annual or ongoing basis, in consultation with epidemiology and infection prevention experts and occupational health representatives as applicable and consistent with any supply limitations; and (iii) assuring implementation of the COVID-19 Vaccination Program at all sites.

1. Each Location, in consultation with the Location Vaccine Authority and others, as appropriate, shall develop and publicly post its plans for Initial Allocation of vaccine and any subsequent periods of shortage, consistent with guidelines and directives published by federal, state, and local authorities, including the ethical principles articulated by the U.S. Advisory
Committee on Immunization Practices: (1) maximize benefits and minimize harms; (2) promote justice; (3) mitigate health inequities; and (4) promote transparency.

2. Implementation includes informing Students of the requirement and deadline for program Participation, dates and Locations for on-site administration, and that vaccines will be provided at no cost to recipients.

3. Each Location should implement strategies for vaccine access, including efforts to ensure vaccination availability during all work shifts and to address vaccine hesitancy, particularly among groups at most significant risk for contracting COVID-19 and suffering severe illness.

4. Timing for implementation will depend on timing of Vaccine Approval, recommendations of federal and state public health authorities, and the availability of vaccine from suppliers. As a general matter, the vaccine mandate (subject only to University-approved Exceptions and Medical Exemptions described above), will be effective on the later of: (i) the beginning of the Fall Term; or (ii) when at least one COVID-19 vaccine is fully Licensed by FDA and available to anyone who wants it. Students are strongly encouraged to get their vaccines before coming to campus.

C. Presidents, Deans, Vice Presidents, Vice Chancellors and leaders at non-campus locations are responsible for implementing this policy. Student affairs leaders and others with responsibility for Students will support program implementation and enforcement.

V. PROCEDURES

Each Location may establish local procedures to facilitate implementation of this policy.

VI. RELATED INFORMATION

- Advisory Committee on Immunization Practices – Ethical Principles for Allocating Initial Supplies of COVID-19 Vaccine – United States, 2020 (MMWR Nov. 23, 2020) and Meeting Information (November 23 and December 1, 2020)
- Centers for Disease Control and Prevention, COVID-19 Vaccine Training: General Overview of Immunization Best Practices for Healthcare Providers
- FDA COVID-19 Vaccine Information
- FDA Janssen COVID-19 Vaccine (includes fact sheet and translations)
- FDA Pfizer-BioNTech COVID-19 Vaccine (includes fact sheet and translations)
- FDA Moderna COVID-19 Vaccine (includes fact sheet and translations)
- CDC COVID-19 Vaccination
- CDC COVID Vaccination Program Planning Guidance
- CDC Vaccine Recommendation Process
- Infectious Disease Society of America – COVID-19 Vaccine Information
- Congregation for the Doctrine of the Faith, Note on the Morality of Using Some Anti-COVID-19 Vaccines (December 21, 2020)
- Coronavirus Disease 2019 (COVID-19) | CDC
- CUNY Coronavirus Page
- CUNY’s Fall 2021 Reopening Plans
- CUNY Coronavirus Liaisons. The Liaison is the individual who will receive, compile and report COVID-19 exposures, either via the submission of the NYS Daily Health Screening Template (described below under ‘Screening’), or via campus screeners if an in-person screening is completed on campus. They, along with the Campus Coronavirus Coordinator, will work with the Department of Health regarding on-campus tracing.
- NYS DOH COVID-19 Report Card (Higher Education Institution Category): The Report Card has institution’s information including number of individuals quarantining, hospitalizations, and fatalities.
I. FREQUENTLY ASKED QUESTIONS

1. **What is the relationship between this policy and the currently posted interim policy?** This policy, if approved, will become effective at the beginning of the 2021 Fall Term and at that time will replace the posted interim policy.

2. **Am I required to be fully vaccinated to attend school?** All Students registering for a fully in-person or hybrid class for the 2021 Fall Term must be fully vaccinated in order to access University Facilities and Programs, unless they have been granted an **Exception** or **Medical Exemption** (as defined in the Policy) and submitted a Vaccine Declination Form [LINK TO BE ADDED WHEN POLICY GOES INTO EFFECT] to the Location Vaccine Authority.

3. **What does it mean to be “fully vaccinated”?** In general, per the Centers for Disease Control and Prevention, people are considered fully vaccinated:
   - 2 weeks after their second dose in a 2-dose series, such as the Pfizer or Moderna vaccines, or
   - 2 weeks after a single-dose vaccine, such as Johnson & Johnson’s Janssen vaccine
   - At the time specified in either the FDA licensure or WHO approval, after the final administration of any other vaccines.

4. **Am I required to be fully vaccinated to access University facilities?** No. Students accessing any University facilities will be required to show proof of a negative COVID-19 test.

5. **Will I be able to register for 2021 Fall Term Classes without being fully vaccinated?** Yes, you will be able to register for classes prior to vaccination, but you will have to show proof of vaccination (or receive an exemption) two weeks prior to coming to campus, but no later than August 10, 2021, in order to attend fully in-person or hybrid classes or live in a residence hall this fall.

6. **What happens if the FDA does not grant full approval to any vaccine before the fall term begins?** All students will participate in the testing program only until approval is granted, but all students are strongly encouraged to be vaccinated as soon as a vaccine is available to them.

7. **What happens if the FDA approves a vaccine after the term begins?** Students will be required to follow the vaccination policy and be vaccinated and the deadlines for submitting proof of vaccination will be posted on the University and college websites.

8. **How can I upload or submit my vaccination documentation?** Students can provide verification of a COVID-19 vaccination by submitting evidence of
vaccination through the CUNYfirst portal, the Excelsior Passport, or other digital forms approved by CUNY.

9. **What is the deadline for uploading or submitting my vaccination documentation?** Complete vaccination documentation must be uploaded or submitted two weeks prior to your arrival on campus, but no later than August 10, 2021. Please consult with your academic adviser or program coordinator to confirm your on-campus start date.

10. **How do I apply for an Exception or a Medical Exemption?** Procedures vary at each Location or campus. See [LINK TO LIST]. Exemption requests are evaluated on a case-by-case basis; they are NOT automatically granted.

11. **What are acceptable reasons for requesting an Exception or a Medical Exemption?** Enrolled students may request an exemption from the requirement that they submit proof of COVID-19 vaccination for medical or religious reasons.

   Students requesting an exemption for religious reasons will be required to submit a written statement, signed by the student or signed by a parent or legal guardian if the student is a minor, explaining how immunization conflicts with the student’s religious beliefs. A religious exemption is not the same as a philosophical, moral, or conscientious exemption.

   Students requesting an exemption for medical reasons will be required to submit a statement from a doctor or advanced practice nurse explaining the medical contraindication and the time period for which the exemption is being requested. Medical exemptions are reviewed annually.

12. **What access will students granted Exceptions or Medical Exemptions have to in-person classes or University Facilities and Programs?** For those granted exemptions, on-campus participation is not guaranteed, and is dependent on the overall course of the pandemic, the rate and efficacy of vaccination, and the student’s academic program. Those granted exemptions from COVID-19 immunizations will be directed to the appropriate University department or college Student Affairs Office to develop an implementation plan, which may include applying for feasible and applicable accommodations. Students granted exemptions will not be able to live in on-campus housing during the COVID-19 health emergency.

13. **If I receive an approved Exception or Medical Exemption and decline the vaccine, what will apply to me?** Currently all Students must comply with state and local health orders and with Location-specific policies regarding Non-Pharmaceutical Interventions including personal protective equipment or face coverings, social and physical distancing, frequent hand washing, regular cleaning and disinfection, and routine surveillance testing. Additional safety measures, such as quarantine upon initial arrival to campus and increased
surveillance testing frequency, may be deemed necessary by the University, local public health, environmental health and safety, occupational health, or infection prevention authorities, including the Location Vaccine Authority (LVA). In that case, a person who has received an approved Exception or Medical Exemption and submitted a Vaccine Declination Form [LINK TO BE ADDED WHEN POLICY GOES INTO EFFECT] to the LVA will be informed of any additional requirements.

14. **How will I know if my fellow Students are going unvaccinated?** The University will not disclose vaccine status of individual Students to fellow Students; however, third parties and some Locations may distribute badge attachments, stickers, pins, or other indicators that vaccinated individuals may use to show that they have received the vaccine.

15. **I am immunocompromised and have been told that my vaccination may not fully protect me. How can I protect myself when the University is not requiring all Personnel, Trainees, and Students to be vaccinated?** Please contact your local disability services office to discuss your situation and reasonable accommodations.

16. **Will the University specify which authorized or licensed vaccine is preferred?** The University supports the principle that all EUA-authorized vaccines are very effective in preventing symptomatic COVID-19 and in decreasing the odds of hospitalization and death. In order to reach herd immunity, the University recommends that every effort be made to maximize vaccine uptake across the University systems and more widely. This can be achieved by maximizing access, minimizing barriers, and ensuring that our communities are vaccinated within the shortest timeframe. As stated by the CDC, the best vaccine is the one that you are eligible to receive and that you can get today.

17. **What if I experience flu-like symptoms as a result of the vaccine or after being fully vaccinated? What if I get a positive result on a COVID-19 test? Does that mean I cannot attend classes?** Students should contact their faculty/instructors regarding minor illnesses or disability services to address any significant issues. As a general matter, if you are experiencing flu like symptoms, such as fever, persistent cough, or chills, or if you have a positive COVID-19 test, you should remain home, seek the attention of a medical care provider, and return campus when you recover.

18. **Does this policy apply to contractors? Volunteers?** Employees of contractors, independent contractors, and volunteers who work side-by-side with University Personnel or Trainees, or Students, or who have direct contact with Students, will be asked to participate in the mandatory Surveillance Testing Protocol.
19. **Who will pay for the vaccine?** Initial supplies have been paid for by the federal government. Vaccines administered by the State of New York and the City of New York as part of the CDC’s national vaccination program are administered free of charge. In addition, local pharmacies, health clinics and primary care providers are also providing access to COVID-19 Vaccines free of charge. You should consult the CUNY website as to locate the nearest vaccination center.

20. **How will enforcement work for failure to participate in the program?** Efforts will be made to encourage Participation by receiving education and *either* receiving vaccine or declining vaccine after receiving an approved Exception or Medical Exemption. Those who, following these efforts, fail to participate entirely, will be barred from in-person access to University Facilities and Programs, and may experience consequences as a result.

21. **I am at high risk for severe illness if I contract COVID-19 and even though I have been vaccinated, I know that no vaccine is 100% effective. Do I have to come to class or campus if fellow Students are not all vaccinated? What accommodation will be made for me?** Please contact your local student’s disability services office or campus Student Affairs Office to discuss your situation and available accommodations.

22. **Am I required to get a booster shot?** Participation compliance under this policy for those receiving vaccine may require repeat vaccinations or boosters on an annual or recurring basis consistent with FDA-approved labeling and CDC recommendations. More information on this requirement will be forthcoming.

23. **What is the current state of COVID-19 infection at CUNY?** See the [NYS DOH COVID-19 Report Card (Higher Education Institution Category)](https://www.health.ny.gov/preparedness/health/). This Report Card has institution’s information including number of individuals quarantining, hospitalizations, and fatalities.

## II. REVISION HISTORY

First Effective Date: June __, 2021

## III. APPENDIX

A. **Vaccine Information Statement** [COMING SOON]
   a. [FDA EUA Fact Sheet for Recipients and Caregivers](https://www.fda.gov/COVID-19-vaccines) (Janssen)
   b. [FDA EUA Fact Sheet for Recipients and Caregivers](https://www.fda.gov/COVID-19-vaccines) (Pfizer-BioNTech)
   c. [FDA EUA Fact Sheet for Recipients and Caregivers](https://www.fda.gov/COVID-19-vaccines) (Moderna)

B. Model Acknowledgement Form

C. Model Declination Form
Note: The model forms are provided for convenience only and may be adapted by locations consistent with applicable policies and practices.
WHEREAS, The City University of New York (the “University”) is required to have its financial statements and federal programs audited by a qualified independent third party auditor on an annual basis; and

WHEREAS, Prior to commencing the audit, the University’s external auditor, currently Grant Thornton LLP, prepares an Audit Plan for the University’s consideration and approval; and

WHEREAS, The Audit Plan includes the scope, approach, and timing of the audit; and

WHEREAS, Article IV Section 4.02 of the University Board of Trustees Audit Committee (the “Audit Committee”) charter requires the Audit Committee to oversee the external auditors which includes the proposed Audit Plan.

NOW, THEREFORE, BE IT

RESOLVED, That the University Board of Trustees hereby approves the FY 2021 external audit plan, as presented by Grant Thornton, LLP and reviewed by the University Board of Trustees Audit Committee.

EXPLANATION: Each year, the University’s external auditors meet with management and those charged with governance to review and discuss the proposed audit plan, including the scope, approach and timing. The resulting external audit plan is presented to the Audit Committee for approval prior to submitting to the University Board of Trustees and commencing the external audit.
WHEREAS, The Borough of Manhattan Community College (the “College”) requires preventive maintenance and operating services for its leased space at 70 Murray Street, and

WHEREAS, The College is not permitted to use in-house staff to provide preventive maintenance and operating services in this leased facility, and

WHEREAS, The College is required to seek preventive maintenance services and operating engineer services that follow the project labor agreement currently in place (Local 94-94A-94B 2019 Engineer Agreement) at 70 Murray Street, and

WHEREAS, The College issued an Invitation for Bids to invite responses from interested, qualified contractors for these maintenance services; and

WHEREAS, The College received four (4) bids in response to the solicitation; and

WHEREAS, The College has selected the lowest, responsive and responsible bidder pursuant to law and University policies.

NOW, THEREFORE, BE IT

RESOLVED, That the Board of Trustees of The City University of New York authorize the General Counsel or his designee, and that they hereby are, and each of them hereby is, authorized to sign and deliver a contract with Core Facility Services, LLC to provide preventive maintenance and operating services to the Borough of Manhattan Community College permitting the University to make expenditures and purchases not to exceed $1,804,785.00 over a period of two (2) years, together with any and all agreements, documents, and other instruments related thereto, and to take any and all such other actions, as such officer so acting may deem necessary or appropriate, and that such signature by such duly authorized officer of the University shall be conclusive
evidence of his or her authority to perform all such acts and to sign and deliver all such documents and instruments on behalf of the University; and

BE IT FURTHER

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

EXPLANATION: It is vital that the Borough of Manhattan Community College have preventive maintenance and operating engineering services at its leased space at 70 Murray Street. These services will ensure that the building systems are maintained properly, which is critical to the health and safety of the Borough of Manhattan Community College’s students, staff, and faculty.
RESOLUTION TO
Transfer MacKenzie Scott Gift Funds on Behalf of
Borough of Manhattan Community College to the
Borough of Manhattan Community College Foundation, Inc.

June 7, 2021

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

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

WHEREAS, Ms. Scott recommended that the College receive an unrestricted gift of $30 million (the “Gift”) through the 2020 Fund (“The 2020 Fund”), a donor advised fund at the National Philanthropic Trust; and

WHEREAS, The 2020 Fund placed no restrictions on the Gift provided it is used for the benefit of the College and its students, and that any expenditures are subject to the priorities, guidance and approval of the BMCC President; and

WHEREAS, By resolution of December 30, 2020, The Board of Trustees of The City University of New York accepted the Gift on behalf of BMCC and approved the deposit of the Gift in a short-term University account, while the College determined next steps with respect to the allocation for investment and the use of the funds, and until such time as the College requests the Board of Trustees of The City University of New York approve and authorize the transfer of gift funds to the Borough of Manhattan Community College Foundation, Inc. (the “Foundation”); and
WHEREAS, Prior to this Gift acceptance on December 30, 2020, direct gifts to the College were limited, and virtually all BMCC philanthropic funds have been held by the Foundation; and

WHEREAS, BMCC has conducted appropriate due diligence with respect to the applicable investment strategies, the College is pleased to have the opportunity to initiate this direct and substantial investment in CUNY’s Long Term Investment Pool, and desires to immediately transfer $15 million of the Gift from the short-term University account to the CUNY Long Term Investment Pool, and $15 million of the Gift to the Foundation, which is empowered to hold, invest and administer charitable donations for the College; and

WHEREAS, The funds transferred to the Foundation, shall be placed in a separately maintained and restricted account at the Foundation, named the BMCC President’s Fund for Excellence and Innovation; and

WHEREAS, Consistent with Ms. Scott’s wishes, the funds transferred to the Foundation, shall be used only to fund specific enumerated projects as approved by the BMCC President.

NOW, THEREFORE, BE IT

RESOLVED, That the Board of Trustees of The City University of New York authorizes and approves the transfer of $15 million of the Gift from the University account to the Borough of Manhattan Community College Foundation, Inc., on behalf of BMCC, for administration and investment by the Foundation and to be used by the Foundation for BMCC student, academic, and institutional needs, as requested and approved by the BMCC President; and

BE IT FURTHER

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

EXPLANATION: Leadership at the Borough of Manhattan Community College has reviewed the University’s investment strategy with the University’s Outsourced Chief Investment Officer, Meketa Fiduciary Management, and is pleased to have the
opportunity to initiate this direct and substantial investment in CUNY’s Long Term Investment Pool. College leadership has also reviewed investment strategy with the BMCC Foundation investment firm, Morgan Stanley/Graystone Consulting, and will tailor that strategy to both maintain a focus on stewarding and growing these assets, and take appropriate advantage of opportunities for socially responsible investing, in order to align with the donor’s intent and serve the interests of BMCC students. These transfers will support efficient administration and investment of the funds, while honoring Ms. Scott’s wishes that the Gift be used for the benefit of BMCC and its students, subject to the priorities, guidance and approval of the BMCC President.
Board of Trustees of The City University of New York

RESOLUTION TO
Authorize the Purchase of Audio Visual Equipment and a Contract with Mason Technologies, Inc. for Services Related to Upgrading Lehman College Classrooms to Networked Digital Hyflex Technology
Lehman College

June 7, 2021

WHEREAS, Lehman College (“Lehman”) provides undergraduate and graduate studies in the liberal arts and sciences and professional education within a dynamic research environment, serving a diverse student body of more than 15,000 students, many of whom are first generation students, parents and caretakers, and more than 81,000 alumni, offering over 90 academic programs; and

WHEREAS, The COVID-19 public health emergency has demonstrated the need to equip our classrooms, lecture halls and meeting rooms with upgraded technology to transform them into wireless, collaborative, multi-modal teaching, learning and meeting spaces to support in-person and remote classes and meetings; and

WHEREAS, This technology upgrade is critically important to provide flexible teaching and learning options for Lehman’s faculty, students, as well as those within our community with disabilities, medical or related needs for accommodation to fully participate in class and meetings; and

WHEREAS, The Higher Education Emergency Relief Fund II (“HEERF II”) Coronavirus Response and Relief Supplemental Appropriations Act, 2021 (“CRRSA”) has provided funds for such a purpose, a portion of Lehman’s CRRSAA grant will be used to procure the equipment to upgrade classrooms and lecture halls into wireless, collaborative, multi-modal teaching, learning and meeting spaces to support in-person and remote classes and meetings; and

WHEREAS, The University currently has a contract with CDW Government LLC (“CDW”) and as such Lehman will purchase audio video equipment from CDW to equip
approximately one hundred and seventy two (172) general classrooms and four (4) large lecture halls; and

WHEREAS, Lehman, in accordance with the NYS Governor’s Executive Order 202, and each successor Executive Order 202, has obtained pricing for one-time labor costs for programming services and associated services which are not included in the University contract but is necessary to implement the networked system; and

WHEREAS, Lehman has obtained quotes and determined that Mason Technologies Inc., demonstrates the required experience and expertise, and provides a fair and reasonable price including prevailing wages as required; and

WHEREAS, Mason Technologies Inc. will provide a complete turnkey multimedia system that will connect classroom audiovisual equipment to the college network; facilitate proactive monitoring of system health and status checks to ensure classroom equipment are working properly and can be serviced remotely, increasing Lehman College’s capacity to provide lecture capture for online viewing and remote learning.

NOW, THEREFORE, BE IT

RESOLVED, That the Board of Trustees of The City University of New York York (the “Board of Trustees”) authorizes and approves the procurement of equipment for one hundred and seventy two (172) general classrooms and four (4) large lecture halls utilizing the University’s existing agreement with CDW Government LLC on behalf of Lehman College, with such purchase not exceeding $5,692,771, and

BE IT FURTHER

RESOLVED, That the Board of Trustees of The City University of New authorize the General Counsel or his designee, and that they hereby are, and each of them hereby is, authorized to execute, seal and deliver a contract permitting the University to make expenditures and purchases not to exceed $1,998,989 over a one (1) year period, unless unforeseen product or implementation delays require additional time, 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, with Mason Technologies, Inc.

EXPLANATION: Lehman College will use the Audio-Visual equipment for the Networked Digital HyFlex Classroom Initiative. This initiative will advance the transformation of Lehman’s aging classroom technologies into wireless, collaborative, multi-modal teaching and learning spaces to provide flexible teaching and learning options for Lehman’s faculty, students, as well as those within our community with disabilities, medical or related needs for accommodation to fully participate in class and meetings. This project
will upgrade the technology in approximately 172 classrooms and 4 lecture halls. As part of this implementation, Lehman will require one-time labor costs for programming services and associated software which is not included in the University contract but necessary to implement the networked system. Lehman has obtained quotes and determined that Mason Technologies Inc., demonstrates the required experience and expertise, and provides a fair and reasonable price including prevailing wages as required. The services will provide a turnkey installation, integration, testing, training and quality assurance for the networked digital HyFlex classrooms.
Board of Trustees of The City University of New York

RESOLUTION TO
Authorize Program Fees for Health Careers Preparation Post-Baccalaureate Certificate Program (HealthBridge)
Lehman College

June 7, 2021

WHEREAS, Many students, particularly students who are from minority groups underrepresented in the health professions, come to the decision to pursue the pre-health requirements for admission to post-graduate study in medicine, veterinary medicine, pharmacy, dentistry, optometry, physician assistant studies, or physical therapy late in their academic career; and

WHEREAS, The programmatic choices available to these students are often counterproductive to their own interests (too expensive, few resources available, only available in a few of the health professions) or counterproductive to the interests of the institution (students delay graduation to complete additional “elective” coursework, enroll in 2nd degree programs but fail to complete the programs); and

WHEREAS, Lehman College received approval for the HealthBridge Pre-Health Professions Post-Baccalaureate Certificate Program (HealthBridge) from the University Board of Trustees at its meeting on June 29, 2020, and from the New York State Education Department on November 20, 2020; and

WHEREAS, The HealthBridge certificate is divided into two phases, an optional Foundational phase and the In Depth phase; and

WHEREAS, HealthBridge is designed to provide a cost-effective, highly supportive post-baccalaureate program in seven pre-professional areas that enables students to take a few courses (the Foundational phase) to determine their interest in the program; and
WHEREAS, It is not necessary to complete the Foundational phase in order to apply for admission to the In Depth phase and the certificate is awarded following successful completion of the In Depth phase; and

WHEREAS, The proposed Program Fees will be charged upon matriculation to the In-Depth phase but no program fee will be charged during the Foundational phase; and

WHEREAS, The HealthBridge In-Depth phase requires significant resources to support the success of the matriculated post-baccalaureate students including intensive advising, preparation for standardized admission tests, personal statement workshops, internship and clinical advising and placement, and institutional committee recommendation letters; and

WHEREAS, There are other post-baccalaureate pre-professional programs with Program Fees (the City College of New York, Queens College) at the University that support alumni (among others), with HealthBridge being the only program that will be available in the Bronx; and

WHEREAS, The proposed Program Fees ($2,500 applied at the In-Depth phase) will be used to provide all the resources needed for the post-baccalaureate students to maximize success while simultaneously reducing net costs for most students compared to alternative routes (2nd degree matriculation, non-degree tuition).

NOW, THEREFORE, BE IT

RESOLVED, That the Board of Trustees of The City University of New York adopt a schedule of program fees for students enrolled in the In-Depth phase of the post-baccalaureate certificate program HealthBridge at Lehman College of $2,500, a one-time fee collected during the first semester of enrolling in the In-Depth phase for resident and non-resident, full-time and part-time students; and

BE IT, FURTHER

RESOLVED, That these fees be used exclusively to support the extra-curricular needs of the HealthBridge student including, but not limited to, advising, clinical and internship support, test preparation support, and application support.

EXPLANATION: The HealthBridge Pre-Health Professions Post-Baccalaureate Certificate Program (HealthBridge) is aimed primarily at bachelor degree holders who wish to pursue a career in the health professions (medicine, dentistry, pharmacy, optometry, physical therapy, physician assistant studies, or veterinary medicine) but need to complete undergraduate prerequisites prior to applying to their desired program. HealthBridge is designed to be flexible to accommodate post-baccalaureate students who need to complete the full complement of prerequisites as well as students who completed some of their required prerequisites as undergraduates. Some of the students served by HealthBridge will have long had dreams of working in the health professions, but chose
to defer the preparation during their undergraduate work only to come back to it later in their lives. Others will have made the decision to pursue a career in the health professions late in their undergraduate study, perhaps as seniors, leaving them insufficient time to complete their coursework. The program will also serve “career-changers,” that is, bachelor degree holders who did not pursue preparation for the health professions as undergraduates, but make the decision subsequent to graduation.

While this program will accept students from all backgrounds, we believe it is an especially important option for students who are underrepresented in the health professions, and may therefore be more likely to commit to a career in the health professions relatively late in their program careers.

Regardless of track, the HealthBridge certificate is divided into two phases, an optional Foundational phase and the In Depth phase. It is not necessary to complete the Foundational phase in order to apply for admission to the In Depth phase. The certificate is awarded following successful completion of the In Depth phase. The proposed Program Fees will be charged upon matriculation to the In-Depth phase but no program fee will be charged during the Foundational phase.

Currently, Lehman post-baccalaureate students interested in health careers are pursuing a variety of strategies, including non-degree and second-degree options. While these students currently are eligible to receive advisement from the Office of Pre-Health Advising at Lehman, the lack of a coherent post-baccalaureate program introduces additional financial, logistical, and educational obstacles to their progress toward their goals. HealthBridge will provide a unified program for these students, including intensive advisement, workshops on applying to schools of the health professions, and streamlined program paths for completing required courses. In addition, even with the inclusion of the proposed Program Fee, HealthBridge will generally be less expensive for these students than the existing alternatives, because as a certificate program it will have a lower per-credit cost than non-degree options, while requiring fewer semesters of work than a second degree.

Without the Program Fee, however, Lehman would not have sufficient resources to support the program. There are a variety of existing programs which provide intensive advisement, access to materials for preparing for standardized tests, and services such as committee letters, but most of those are limited to undergraduates pursuing their first degree. HealthBridge will be a model of program excellence for programs serving underrepresented post-baccalaureate students, but it can only do so if it has the resources to provide excellent advising, extra-curricular programming, and other resources for its students.

The program’s affordability is an additional important strategic asset for our certificate program. The current undergraduate tuition rate for twelve credits or above during a semester for a New York State resident is $3,465; resulting in an estimated cost for the In-Depth year of the Program of less than $10,000 (2 semesters of tuition, along with a $2,500 Program Fee). When considering the comparable certificate programs in the area
(e.g., Adelphi, Columbia, Farmingdale, Hofstra, Mount Sinai, Rowan, and UConn) with yearly tuitions in the range of $35K-$70K, the inclusion of the proposed Program Fee in our certificate will not significantly affect its cost-competitiveness.
Board of Trustees of The City University of New York

RESOLUTION TO
Authorize a Contract with CampusLogic, Inc, to Provide a
Comprehensive Student Financial Success Platform (SFS)
Central Office

June 7, 2021

WHEREAS, Every year, the U.S. Department of Education (“DOE”) selects a percentage of students who applied for the Free Application for Federal Student Aid (“FAFSA”) in that award cycle to provide documentation that verifies information submitted on the FAFSA application; and

WHEREAS, Data provided by the National College Access Network found that 20% of low-income students who are selected to verify do not complete the process, resulting in students failing to secure financial aid for which they would otherwise be eligible; and

WHEREAS, Data from ReUp Education’s partnership with the University regarding the enrollment of “stop out” students indicates that failing to secure financial aid is a key driver among students who end up putting their education on hold indefinitely at the University’s colleges; and

WHEREAS, In the 2018-2019 award cycle, the DOE added new rules and continues to increase the percentage of students selected to verify, requiring significant time and resources from financial aid offices across the University; and

WHEREAS, As part of the Efficiencies for Re-Investment Initiative, the Institute for State and Local Governance has determined that the annual benefits of implementing this system for all campuses are approximately $6.2 million in productivity savings and approximately $15.3 million in tuition savings; and

WHEREAS, The University reviewed existing centralized contracts to find and select a vendor to provide a robust FAFSA verification tool, which is designed to administer and manage the verification process in a largely automated fashion, and to reduce the manual
processes for financial aid officers by automating the process with the end goal of having an easy verification solution that will increase student retention and graduation rates; and

WHEREAS, The University’s Chief Procurement Officer has identified CampusLogic, Inc., under a General Services Administration ("GSA") contract, to provide the FASFA verification tool; and

WHEREAS, The University has determined that an agreement with CampusLogic, Inc., is in the best interest of the University; and

WHEREAS, The agreement would begin on July 1, 2021 with a three-year term through June 18, 2024, with an option to extend the contract period permitted by the GSA Schedule.

NOW, THEREFORE, BE IT

RESOLVED, That the Board of Trustees of The City University of New York (the “Board of Trustees”) authorize the General Counsel or his designee, and that they hereby are, and each of them hereby is, authorized to execute, seal and deliver a contract permitting the University to make expenditures and purchases not to exceed $3,279,725 over a three (3) year period, together with any and all agreements, documents and other instruments related thereto, and to take any and all such other actions, as such officer so acting may deem necessary or appropriate, and that such execution by such duly authorized officer of the University shall be conclusive evidence of his or her authority to perform all such acts and to execute and deliver all such documents and instruments on behalf of the University, with CampusLogic, Inc.; and

BE IT, FURTHER

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

EXPLANATION: Given the complexity of the verification process and the increasing year-over-year percentage of students selected to verify, it is critical that the University procures this enterprise-wide solution to facilitate the collection, review, and submission of documentation required for the FAFSA verification process. The solution will provide the preliminary, high-level requirements:

- completion of the verification process utilizing pre-filled content from the FAFSA, e-signature capabilities, and a convenient, secure mode for uploading documents using the electronic devices of their choice whether it be a PC, tablet, or smartphone.
- Smart logic features in the design of the portal to guide students and families through the submission process.
- automated communications with personalized tasks to students.
- capture and compare the data on the federal income tax transcript with the FAFSA data to reduce errors and expedite processing time.
The CUNY Central Office of Student Financial Aid estimates that eight months out of the year, full-time employees (FTE) at each school spend approximately 40% of their time tracking down and helping students complete the verification process. Using Central Office data on financial aid office personnel, it is estimated that as many as 410 positions (341 FTEs) are tasked with processing verifications.

It is estimated that the annual benefits of implementing this system for all campuses are approximately $6.2 million in productivity savings and approximately $15.3 million in tuition savings. These savings are estimated based on reducing the amount of time that financial aid officers spend working with students to complete the FAFSA verification process, and the increased likelihood that students receive their financial aid package and thereby remain enrolled. Productivity savings are expected to begin to accrue in FY22 and tuition savings are expected to begin to accrue in FY23.

Therefore, if implemented in FY22 (at a cost of $1,093,242), the procurement of a FAFSA verification system is expected to result in net savings of up to $4.9 million in FY22 (with a possible lag as staff attrit or are redeployed) and ongoing net savings of $20.2 million for FY23.
RESOLUTION TO
Renew the University Enterprise License
for IBM SPSS Statistical Software

June 7, 2021

WHEREAS, IBM’s SPSS software is a statistical analysis software for social scientists that has been a mainstay of statistics-based academic research and is widely used at the University since being licensed as an enterprise academic software offering in 2009; and

WHEREAS, The University’s current annual cost for IBM’s SPSS is $602,005 per year and includes student and faculty home use at no extra charge; and

WHEREAS, The University’s Office of Academic Affairs recently surveyed its campuses and found strong support for continued access to SPSS software; and

WHEREAS, The University’s current license agreement with IBM expires on July 31, 2021; and

WHEREAS, The University is looking to enter into a new three-year agreement at a cost of $553,558 per year or $1,660,674 for the three-year term; which includes student and faculty home use.

NOW, THEREFORE, BE IT

RESOLVED, That the Board of Trustees of The City University of New York (the “Board of Trustees”) authorize the General Counsel or his designee, and that they hereby are, and each of them hereby is, authorized to execute, seal, and deliver a contract permitting the University to make expenditures and purchases not to exceed $1,660,674 over a period of three (3) years, together with any and all agreements, documents, and other instruments related thereto, and to take any and all such other actions, as such officer so acting may deem necessary or appropriate, and that such execution by such duly authorized officer of the University shall be conclusive evidence of his or her authority to perform all such acts and to execute and deliver all such documents and instruments on behalf of the University; and
BE IT FURTHER

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

EXPLANATION: In anticipation of the need for the SPSS renewal, the Office of Academic Affairs surveyed campuses and found strong support for continued access to SPSS software. Students and faculty at the University use SPSS to display data easily, formulate hypotheses for further study, and perform procedures to explain relationships between variables, build clusters, identify patterns, and make predictions. This software provides University students hands-on experience with some of the most cutting-edge software in these fields. The University completed an economic break-even analysis to evaluate alternative licensing models with the aim of minimizing costs and complexity and determined that the current Enterprise License Agreement model offers the best benefit to the University.

The University’s cost under the proposed agreement represents an 8% reduction in cost from the expiring agreement.
Board of Trustees of The City University of New York

RESOLUTION

TO

Approve an Agreement between The City University of New York - Central Office and the CUNY Institute for State and Local Governance for 2022-2025 Next Level Efficiencies for Re-Investment & Innovation Projects

June 7, 2021

WHEREAS, The City University of New York (the “University”) has committed to meet the goals of increasing student retention and graduation rates, in part by reallocating funding from its administrative functions while at the same time creating efficiencies in operations and in part by improving functions to better serve students; and

WHEREAS, In March, 2018, the University entered into an agreement with the CUNY Institute for State and Local Governance, the (“ISLG”), in an amount not to exceed $5.6 million for four years to assist the University in meeting such goals and to perform certain other services that would result in greater efficiencies and cost savings for the University (the “Original ISLG Agreement”);

WHEREAS, The University as part of the services to be performed under the Original ISLG Agreement launched the Efficiencies for Re-investment and Innovation initiative (“ERI”) (formerly known as the Administrative Excellence Initiative) in Fiscal Year 2018, committing to saving approximately $75 million over four years and such initiatives are underway to achieve these savings; and

WHEREAS, A status report on the initiatives underway to achieve these savings was presented to the Fiscal Committee of the University Board of Trustees in May, 2021, which showed $8 million in expected savings from projects already implemented (with pilot campuses validating the range of savings), $46 million to come from projects currently being implemented or recently procured, and at least $20 million in projects
with longer term implementation timeframes that are being implemented or soon to be procured; and

WHEREAS, As the University’s strategic support partner, ISLG has provided as needed additional services in response to critical emerging needs identified by the University, which were in addition to the services under the original agreement, including the development of safe-campus reopening guidelines and the review of reopening plans amid the current COVID-19 pandemic; and

WHEREAS, The University has worked with ISLG for the past four years under the Original ISLG Agreement and such agreement expires on June 30, 2021; and

WHEREAS, The University paid ISLG approximately $4.4 million for the work completed to date, leaving a balance of approximately $1.2 million under the contract as of March, 2021, which will be reallocated in the next fiscal year to continue the projects that are currently in progress as well as newly identified projects as part of a next level efficiencies project; and

WHEREAS, The University would like to continue its efforts to develop and implement a strategic plan of new initiatives to meet the goals of the ERI Initiative; and

WHEREAS, The University would like to enter into an new agreement with the ISLG, pursuant to which the ISLG will continue to identify and implement priority initiatives under the ERI, in partnership with the University administration and academic staff over the next four years to bring best practice to the administrative functions that support the academic mission and to identified academic functions, making every effort to be lean and resourceful in all areas of operations and administration.

NOW THEREFORE, BE IT,

RESOLVED That the University enter into a new four (4) year agreement with the ISLG, effective July 1, 2021 pursuant to which the ISLG will continue its work under the ERI and perform such additional work and perform such other services, such as those listed as presented to the board and contained herein, at a total cost not to exceed $7.1 million (the “2021 ISLG Agreement”), and that the University Board of Trustees authorize the General Counsel or his designee, and that they hereby are, and each of them hereby is, authorized to execute, seal, and deliver the 2021 ISLG Agreement together with any and all agreements, documents, and other instruments related thereto, and to take any and all such other actions, as such officer so acting may deem necessary or appropriate, and that such execution by such duly authorized officer of the University shall be conclusive evidence of his or her authority to perform all such acts and to execute and deliver all such documents and instruments on behalf of the University.
EXPLANATION: The Efficiencies for Re-investment and Innovation Initiative builds on work conducted for the University over the past four years in the following functional areas: Human Resources, Procurement, Information Technology, Enrollment Management, Transfer and Adult and Continuing Education. The University seeks to continue its engagement with the ISLG to develop and implement a strategic plan under ERI, across multiple areas, to institute best practice, achieve savings and improve efficiency. This work will continue and expand university-wide efforts to standardize, consolidate and automate processes and systems in ways that integrate best practice and improve efficiency. It will prioritize initiatives that foster the efficient and effective delivery of systems, services, and technologies that are integral to the University’s function.

The ISLG is well positioned to take leadership of these efforts, as the Institute has expertise in developing data-driven approaches to the challenges and opportunities confronting government and has worked closely with the University over the past four years to deliver exceptional service. The ISLG staff working on this engagement have many years of public service experience, many of whom held senior positions in State and City governments.

In terms of deliverables, the ISLG will produce a detailed multi-year plan to identify and implement opportunities for best practice, cost savings and efficiencies, such as reducing the duplication of administrative functions. Best practice calls on increasing effectiveness and efficiency by taking full advantage of opportunities for consolidation, collaboration and connectivity across the University system.

ISLG will conduct further analysis to identify priorities in each functional area, and will develop timelines for implementation and a range of costs to implement these priorities (operating and capital costs), as well as a range of annual anticipated savings.

In order to ensure the successful implementation of the identified priorities, ISLG will identify and eliminate performance gaps, promote collaboration, and cross-functional teams to reduce duplication of services and maximize problem solving in each functional area. ISLG will also evaluate and increase the functional area capacity for project management and business redesign as well as identify and implement key performance indicators to measure success.

The projects tentatively identified to be undertaken over the next four years promise to bring best practice to many areas of University operations and to support the Chancellor’s vision, which is the primary goal of these initiatives. But in addition, while the benefits anticipated from the projects have not been quantified, as the chart below shows, they are expected to be significant. The cost of this engagement will not exceed $7.1 million over the next four fiscal years (fiscal years 2022 through 2025), excluding any consultant costs. Any additional consultant costs that may arise during
this engagement will be presented for approval to the Board Fiscal Committee as per established Board policies.

<table>
<thead>
<tr>
<th>PHASE/COST</th>
<th>PROPOSED INITIATIVES AND PHASES FOR ERI 2022-2025</th>
<th>BENEFITS</th>
</tr>
</thead>
<tbody>
<tr>
<td>PHASE I: FY2022</td>
<td>Assist in developing a proposal for cloud-based HR and Finance systems.</td>
<td>Productivity</td>
</tr>
<tr>
<td>Admin</td>
<td>Create a strategic framework for newly merged operating and capital budgets.</td>
<td>Cost Avoidance</td>
</tr>
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<td></td>
<td>Refocusing the goals of athletics within the CUNY system.</td>
<td>Increased Enrollment</td>
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<td></td>
<td>Developing a CUNY-wide strategic business plan for fulfilling the public safety mission.</td>
<td>Increased Enrollment</td>
</tr>
<tr>
<td></td>
<td>Implement a university-wide effort to refocus and elevate Adult &amp; Continuing Education.</td>
<td>Increased Enrollment</td>
</tr>
<tr>
<td>Academic</td>
<td>Centralize Transfer Credit Evaluation and Curricular Programming (Scribing).</td>
<td>Increased Enrollment &amp; Productivity</td>
</tr>
<tr>
<td>Other</td>
<td>Provide as needed services in response to critical emerging needs identified by CUNY.</td>
<td>Cost Avoidance</td>
</tr>
</tbody>
</table>

| PHASE II: FY2023 | Reposition the CUNY Graduate Center as an indispensable partner to CUNY’s senior colleges. | Increased Enrollment & Legacy |
| Admin | Evaluate management spans and layers of control | Productivity |
| Academic | Rethink Community Colleges to best serve their students. | Increased Enrollment |
| | Evaluate modes of course delivery to bring transformative innovation to CUNY. | Increased Enrollment & Cost Avoidance |
| | Continue to Implement Transfer Improvement Projects on ISLG Transfer Roadmap. | Increased Enrollment |
| Other | Provide as needed services in response to critical emerging needs identified by CUNY. | Cost Avoidance |

| PHASE III: FY2024 | Reduce the cost of providing high-quality learning through an efficiency-and-productivity framework. | Productivity |
| Admin | Develop a maintenance program for campuses to secure the useful life of all CUNY assets. | Cost Avoidance |
| Academic | Evaluate facility optimization post-COVID-19 to generate higher revenues. | Productivity |
Develop strategy to increase enrollment of international students | Increased Enrollment

Other | Provide as needed services in response to critical emerging needs identified by CUNY. | Cost Avoidance

**PHASE IV: FY2025**

**Admin**

| Conduct a strategic evaluation of intellectual property. | Increased Revenue |

**Academic**

| Expand CUNY’s Dual-Admissions/Dual-Enrollment Programs. | Increased Enrollment |
| Evaluate undergraduate application processing to improve workflow and streamline applicant acceptance. | Increased Enrollment |

**Other**

| Provide as needed services in response to critical emerging needs identified by CUNY. | Cost Avoidance |

**PHASE IV: FY2025**

| COST: $1,996,951 |

**Total Cost:**

| $7,055,316 |
Board of Trustees of The City University of New York

RESOLUTION TO
Authorize the FY 2022 University Operating and Capital Budget Allocations
Central Office

June 7, 2021

WHEREAS, In accordance with New York State Education Law and New York State Finance Law, the Board of Trustees of the City University of New York has the authority to allocate and transfer annual appropriations among the State-operated and statutory colleges and programs of The City University of New York (“University”); and

WHEREAS, The FY2022 New York State (“State”) Enacted budget, and New York City (“City”) Executive budget have appropriated $3.8 billion in operating funding for the senior colleges, community colleges, system administration and shared services operations, and academic programs; and $321.2 million in recurring State capital funding from the prior year and $146.5 million in new State capital appropriations, $2.81 billion in State capital reappropriations, and $172.8 million in the City fiscal years 2021 and 2022 capital budget; and

WHEREAS, The capital investment plan is supported by funds generated through bonds sold by the Dormitory Authority of the State of New York with debt service payments appropriated by the State and the City, and through bonds sold by the City and also by State minor repair funding from the State General Fund; and

WHEREAS, The Coronavirus Response and Relief Supplemental Appropriations Act (“CRRSAA”) provides the colleges with $360.5 million to cover costs and lost revenue resulting from the COVID-19 pandemic; and

WHEREAS, The American Rescue Plan Act (“ARPA”) provides the colleges with $398.7 million to cover costs and lost revenue resulting from the COVID-19 pandemic; and

WHEREAS, The operating allocations to the senior and community colleges include amounts appropriated for tuition revenue; and

WHEREAS, The City provides 50% for the community college capital projects and special projects at senior colleges, and the State provides 100% of the funding for the majority of senior college capital projects and the 50% matching for the community colleges projects.
NOW, THEREFORE, BE IT

RESOLVED, That the Board of Trustees of The City University of New York adopt the appropriated operating budget allocations by campus and program set forth in the attached documents for the Fiscal Year 2022, beginning July 1, 2021, in a total amount of $3.8 billion; and

BE IT, FURTHER

RESOLVED, That the Board of Trustees adopt the capital budget allocations pursuant to Exhibit A, for projects authorized by The City University Construction Fund to address critical maintenance, infrastructure, and programmatic initiatives in support of the University’s mission; and

BE IT, FURTHER

RESOLVED, That the Board of Trustees adopt the FY2022 CRRSA and ARPA allocation plan set forth in the attached CRRSA and ARPA plan document; and

BE IT, FURTHER

RESOLVED, That the Board of Trustees authorize the Chancellor or his designee to make necessary adjustments to the FY2022 CRRSA and ARPA allocation plan up to five percent of the allocations provided herein to ensure that students, faculty and staff are receiving the benefit of these resources in the mostly timely and efficient manner and to report such changes back to the Board of Trustees Committee on Fiscal Affairs as part of the quarterly reporting of the budget condition; and

BE IT, FURTHER

RESOLVED, That appropriation levels included herein for the senior colleges and for the community colleges and allocations to the various units of the University thereof reflect, per the authority vested in the Chancellery by the Board of Trustees, all budget adjustments reflected in the FY2022 State enacted and City executive appropriations for the University; and

BE IT, FURTHER

RESOLVED, That the Chancellor, or designee, is hereby authorized to modify up to five percent of the allocations provided for herein adjusted State and City appropriations for the University, within the parameters of the State and City budget legislation. Any modifications above these levels will require Board approval; and

BE IT, FURTHER

RESOLVED, That the University will provide quarterly reports to the Board of Trustees’ Committee on Fiscal Affairs as to all college, system administration and shared services budgets, and expenditure and collections and projections, including CRRSA and ARPA
funds. The University will provide semi-annual reports to the Board of Trustees' Committee on Facilities Planning and Management on planned, active, and completed capital projects.

**EXPLANATION:** This action provides the colleges with a full annual budget. With the allocations of operating budgets, funding will be distributed according to the attached detailed budget breakout. Colleges will submit spending plans to the University that will be developed in consultation with elected student and faculty representatives.

The capital plan focuses on completion of existing projects and critical health, safety, code compliance and rehabilitation projects, while addressing the need for expansion and modernization of facilities as called for in campus master plans, where funds are available.
Board of Trustees of The City University of New York

RESOLUTION TO
Establish a Program in
Counselor Education: Clinical Mental Health Counseling
Leading to the Master of Science Degree at
Lehman College

June 7, 2021

WHEREAS, Mental health is a major concern in the U.S. and, according to The Bronx Community Health Dashboard, in comparison to other boroughs, The Bronx ranks first in the number of reports of individuals with serious psychological distress, with the majority of in-need Bronx residents living in underserved neighborhoods with a shortage of mental health professionals; and

WHEREAS, Lehman College is well-positioned to help address this important issue through the proposed graduate degree program in Clinical Mental Health Counseling, which offers a unique opportunity for non-traditional or adult learners who wish to pursue a graduate degree in Clinical Mental Health Counseling while simultaneously managing full-time employment and family commitments; and

WHEREAS, The purpose of the proposed 2-year, full-time, cohort-based, 60-credit M.S. degree in Clinical Mental Health Counseling program at Lehman College is to prepare students to assume positions in mental health in varied fields such as community-based organizations, health care centers, K-12 schools, university counseling centers, private practice, employee assistance programs, and not-for-profit organizations; and

WHEREAS, The program will provide opportunities for high-quality, accessible, and affordable mental health education and treatment for residents in The Bronx and surrounding areas, where currently no public institution offers a full-time, accelerated MS degree in Clinical Mental Health Counseling as a hybrid option with courses scheduled on weekends; and
WHEREAS, There are several M.S. degree programs in Clinical Mental Health Counseling at the University, but none are in The Bronx, and all other University programs are delivered solely in-person at traditional brick-and-mortar campuses during weekdays and evenings rather than a hybrid, weekend program; and

WHEREAS, The proposed M.S. degree program offers the unique feature of problem-based learning; and

WHEREAS, The 60-credit Master’s Degree in Counselor Education: Clinical Mental Health Counseling is designed for students to work with individual clients, groups, and the community to achieve mental health and emotional well-being, overcome obstacles, improve coping and decision-making, and establish and enhance relationships; and

WHEREAS, Within the University, there are excellent, qualified faculty members with degrees, skills, and/or experience to teach in the proposed program, and since the program is designed to meet mental health counseling needs in local communities, an integral program component is giving students practical education and hands-on experience required to meet local community-based needs.

NOW, THEREFORE, BE IT

RESOLVED, That the establishment of a program in Counselor Education: Clinical Mental Health Counseling Leading to the Master of Science degree at Lehman College be presented to the New York State Education Department for their consideration and registration in accordance with any and all regulations of the New York State Department of Education, effective June 29, 2021 and subject to financial ability.

EXPLANATION: The proposed program will serve The City University of New York’s mission to prepare its diverse population of students to meet an urgent need for trained mental health counselors throughout New York City in general and in The Bronx specifically during a national health care crisis and ongoing pandemic.
Board of Trustees of The City University of New York

RESOLUTION TO
Establish a Program in Astrophysics
Leading to the Master of Science Degree at
The Graduate Center of
The City University of New York

June 7, 2021

WHEREAS, The national workforce is evolving, and the need for statisticians, data scientists, mathematical scientists, and critical thinkers is increasing, and the majority of these positions require Master’s degrees, such as a Master’s degree in astrophysics; and

WHEREAS, There is also a large demand from students, who have expressed interest in additional coursework and research experience related to the field of astrophysics, which will prepare them for doctoral work and beyond; and

WHEREAS, The proposed M.S. program in Astrophysics will be based at and administered through The Graduate Center of the City University of New York and will involve over 15 faculty from nine different University campuses from across all five boroughs, presenting a structured curriculum of required and elective coursework, as well as research opportunities in astrophysics; and

WHEREAS, The proposed program will offer 30 credits of coursework which will engage students in independent astrophysical research, numerical analysis, and problem-solving activities related to astrophysical topics such as radiation transfer, cosmology, and stellar structure; and

WHEREAS, Students will exit the program with a toolbox of coding and problem-solving experience which will make them competitive for careers in data science and software engineering, and prime them for a career in astrophysics research; and

WHEREAS, The proposed program will serve as a “bridge,” modeled after similar successful programs, for students who require extra preparation beyond a Bachelor’s degree to reach the next phase of their STEM careers and would service students who have historically faced socioeconomic, gender, and/or racial hurdles in higher education; and
WHEREAS, This program will be especially useful for the training of underrepresented students who want to expand their knowledge and skills before applying to doctoral programs or entering the workforce in related STEM fields; and

WHEREAS, The University has been actively hiring new faculty in astronomy and physics, who have formed an organization called CUNYAstro, with its central location at the American Museum of Natural History and whose members mentor undergraduates and Ph.D. students in research; and

WHEREAS, There is still far more demand from interested post-baccalaureate students to gain graduate-level training in astronomy than our current programs can accommodate; and

WHEREAS, The program’s facilities and faculty will be strategically supported by the University’s already existing National Aeronautics and Space Administration NY Space Grant Community College Partnership Program and a partnership with the Flatiron Institute Center for Computational Astrophysics, as well as by national programs such as the Louis Stokes Alliance for Minority Participation and the McNair Scholars Program.

NOW, THEREFORE, BE IT

RESOLVED, That the proposed program in Astrophysics leading to the Master of Science degree at The Graduate Center of The City University of New York, be presented to the New York State Education Department for their consideration and registration in accordance with any and all regulations of the New York State Department of Education, effective June 29, 2021 and subject to financial ability.

EXPLANATION: The proposed program will serve The City University of New York’s mission to prepare its diverse population of students for the future of work in astrophysics allowing them to develop the necessary skills for academic and professional advancement in the fast-growing area, while ensuring equity and access to this vital professional field.
Board of Trustees of The City University of New York

RESOLUTION TO
Transfer the Degree-granting Authority of
the Doctor of Philosophy in Nursing Program from
The Graduate Center to Hunter College

June 7, 2021

WHEREAS, There is a national and local nursing faculty shortage that is expected to intensify because one-third of the current faculty workforce will likely retire by 2025; and

WHEREAS, An external consultant’s report in February 2020 concluded that since the University’s Ph.D. program in Nursing was no longer accepting applicants, there was a need for a Ph.D program (“the Ph.D. Program”) within the University system to educate and mentor nurse scientists who could conduct critically important research on health disparities and health equity; and

WHEREAS, The Graduate Center has no full-time faculty lines in this area and the consortial program has been operated primarily by Hunter College, the consultant further determined that Hunter College faculty were well poised to mount a new program; and

WHEREAS, The proposed action is aligned with the University’s strategic agenda of moving professionally oriented doctorates to the campuses that support them; and

WHEREAS, Upon reviewing the Ph.D. program's information and the organizational and regulatory considerations, the Office of Academic Affairs determined that a promising model would be a change in the degree authority, whereby Hunter College would become the sole institution on record with NYSED, and directed the campuses in the consortium – Lehman College, College of Staten Island, and Hunter College – to work together in order to develop a proposal for a change in the Ph.D. program's organizational structure; and

WHEREAS, When the Ph.D. program is transferred, Hunter College will grant the degree, administer all aspects of the program and bear all the costs of the program; and
WHEREAS, As discussed with representatives from Lehman College and the College of Staten Island, their faculty will continue to participate in the activities of the program including course instruction, dissertation committee membership and representation on an Advisory Board that will be convened on an as needed basis; and

WHEREAS, Hunter College has considerable research/scholarship resources to support the program, specifically Hunter College’s strategic partnership with the National Institute of Health-funded, Weill Cornell Clinical and Translational Science Center, which for the last 14 years has enabled Hunter College to strengthen its research capacity and afforded its doctoral students access to exemplary mentors in biomedical topics; and

WHEREAS, Hunter College has the requisite faculty, classroom, administrative and library resources to assume sole responsibility for implementing the Program, which will be based on an apprenticeship model of research training that combines the same rigorous coursework that was offered at The Graduate Center and the Program evaluation will be based on outcome objectives that are aligned with national standards; and

WHEREAS, The program will prepare nurse-scientists to conduct research that supports health equity by addressing the health of diverse, urban individuals, families, and communities, graduating nurses with the requisite skills to be successful tenure-line faculty at Hunter College and other University and non-University schools of nursing, which will help the University address the nursing faculty shortage in New York City.

NOW, THEREFORE, BE IT

RESOLVED, That the transfer of the degree-granting authority of the Doctor of Philosophy in Nursing Program from The Graduate Center to Hunter College be presented to the New York State Education Department for their consideration and registration in accordance with any and all regulations of the New York State Department of Education, effective June 29, 2021 and subject to financial ability.

EXPLANATION: The proposed transfer will serve The City University of New York’s mission to prepare its diverse population of students for the future of work in nursing, allowing them to develop the necessary skills for academic and professional advancement in this essential area that is currently experiencing a workforce shortage during a national health care crisis and ongoing pandemic.
Board of Trustees of The City University of New York

RESOLUTION TO
Close the Department of Kinesiology
at Brooklyn College of
The City University of New York

June 7, 2021

WHEREAS, The Department of Kinesiology at Brooklyn College has had significant departures of personnel and declining enrollments over a number of years; and

WHEREAS, Due to retirements and departures, the Department of Kinesiology now has five (5) faculty members, three of whom are tenured and two of whom are lecturers; and

WHEREAS, The number and rank of faculty have made it increasingly difficult to manage the academic programs associated with the department effectively and in the best interest of students; and

WHEREAS, Based on disciplinary and scholarly fit, faculty expertise, the ability to contribute to the curriculum of the receiving department, and the potential for collaborations with colleagues, the remaining faculty will be transferred to the Departments of Biology, Health and Nutrition Sciences, and Secondary Education; and

WHEREAS, The new departmental appointments were approved by each of the departments; and

WHEREAS, Students will be better served by the transfer of the academic programs to the oversight of other departments; and

WHEREAS, Brooklyn College has consulted with its faculty through its governance body at its Policy Council meeting held April 28, 2021 and they fully endorse the decision to close the Department of Kinesiology and transfer the remaining faculty to other departments within Brooklyn College.

NOW, THEREFORE, BE IT
RESOLVED, That, in accordance with Board of Trustees Policy 1.15 Departments-Creation, Consolidation, Merger, or Abolition, the Department of Kinesiology will be dissolved, effective August 25, 2021.

EXPLANATION: The Department of Kinesiology at Brooklyn College has had significant departures of personnel and declining enrollments over a number of years. Brooklyn College has determined that they can better serve their students by closing the Department of Kinesiology and transferring the remaining faculty members to other Departments at Brooklyn College, thereby maximizing available resources.

A separate resolution regarding the transfer of personnel has been submitted to the Committee on Faculty, Staff, and Administration, and contingent upon the approval of the Board, the remaining faculty members in the Department of Kinesiology will be transferred to the Departments of Biology, Health and Nutrition Services, and Secondary Education.
Resolution to Approve the Actions in the CAPPR Dashboard

June 7, 2021

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

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

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

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

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

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

NOW, THEREFORE, BE IT

RESOLVED, that the actions in the CAPPR Dashboard be approved effective June 29, 2021.
**NOTE:** The Academic Board Report for the June 2021 Board meeting is on file in the Office of the Secretary of the Board and at [Committee-on-Academic-Policy-Programs-and-Research-Report-June-2021.pdf](https://cuny.edu)

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

June 7, 2021

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

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

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

WHEREAS, Other personnel actions, including executive level appointments, appointments 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; and

NOW, THEREFORE, BE IT

RESOLVED, That the CFSA Report prepared by the Office of Human Resources Management and presented, be approved effective June 28, 2021.

NOTE: The CFSA Report for the June 2021 Board meeting is on file in the Office of the Secretary of the Board and at Committee-on-Faculty-Staff-and-Administration-Report-June-2021.pdf (cuny.edu)
Board of Trustees of The City University of New York

RESOLUTION TO
Amend the Charter of Governance of Eugenio María de Hostos Community College at The City University of New York

June 7, 2021

WHEREAS, Hostos Community College’s (“Hostos”) Charter of Governance (“Charter”) was adopted by the Board of Trustees on September 30, 1992; and

WHEREAS, Hostos’ Charter has been amended several times by the Board of Trustees, most recently on May 10, 2018; and

WHEREAS, Hostos’ College Senate approved amendments to the Charter on April 18, 2019, May 16, 2019, September 19, 2019, October 17, 2019, November 21, 2019, December 19, 2019, February 20, 2020, April 23, 2020, April 15, 2021, and May 20, 2021; and

WHEREAS, All of those amendments are supported by the College President; and

WHEREAS, The proposed amendments are mainly technical amendments intended to clarify provisions of the Charter or conform the Charter to actual practice, and do not seek to make any substantial changes in the Charter’s governance structure; and

WHEREAS, The amendments include attendance requirements for Hostos representatives who are members of the University Faculty Senate (“UFS”) at UFS meetings and at College Senate committee meetings; and

WHEREAS, The amendments include notice of absence provisions to enable alternates to attend UFS and College Senate committee meetings; and

WHEREAS, The amendments clarify that the Academic Standards Committee will adjudicate grade appeals denied at the departmental level; and
WHEREAS, The amendments detail the responsibilities of the Committee on Affirmative Action, Equity, Diversity and Inclusion, currently referred to in the Charter as the Affirmative Action Committee; and

WHEREAS, The amendments remove faculty representation from the Counseling Department, because counselors are now Higher Education Officers (“HEOS”) rather than faculty members, and are elected to the Senate as “HEOS”; and

WHEREAS, The amendments change the time period that regular elections for adjunct faculty members are held from May of each year to the period prior to the first College Senate meeting of the fall semester.

NOW, THEREFORE BE IT

RESOLVED, That the proposed amendments to Hostos' Charter of Governance be adopted, effective June 28, 2021.

NOTE: The proposed amendments to Hostos’ Charter of Governance is on file in the Office of the Secretary of the Board and at https://cuny907-my.sharepoint.com/:w:/g/personal/towanda_lewis69_login_cuny_edu/Eeu8ETaqwzJDgWA8alhRBmQBJhTwi-X3aToPiVpt2zyGbQ?e=OlZVUl

EXPLANATION: The proposed amendments to the Hostos Charter have been approved by the College’s governance body, the College Senate and they are recommended by the College President. Generally, the amendments make no major substantive changes to the Charter’s governance structure, and either eliminate outdated language or clarify existing provisions. In addition, the revisions impose attendance requirements for UFS representatives at UFS meetings (in addition to College Senate meetings) and College Senate committee meetings, as well as change the time period that elections for adjunct faculty members are held. The proposals also detail additional responsibilities for two committees: the Academic Standards Committee and the renamed Committee on Affirmative Action, Equity, Diversity and Inclusion.

First, the amendments create an expectation that Hostos representatives to the UFS will attend all UFS meetings. All UFS representatives who are full-time faculty members are automatically members of the Hostos College Senate, which also includes adjunct faculty, non-teaching instructional staff, students, and classified staff as voting members and certain administrators as ex-officio, non-voting members. There is already an expectation that these UFS representatives attend Hostos College Senate meetings, and this imposes that same expectation on meetings of the UFS. In addition, the UFS representatives would need to give notice of non-attendance so that alternates could attend in their stead, and they would lose their positions after three absences per academic year. Similarly, these representatives would be required to attend the meetings of College Senate committees to which they are appointed and they would
have to give notice of non-attendance and would lose their seats for three absences per academic year.

Second, the amendments memorialize a current practice of the Academic Standards Committee, namely, adjudicating grade appeals that have been denied at the departmental level. They also revise the name of the current Affirmative Action Committee; the new committee, the Committee on Affirmative Action, Equity, Diversity and Inclusion would also have an expanded role, including the responsibility to make recommendations and provide information to the Senate and the college community regarding implementation of University affirmation action and equity policies.

Third, because counselors are now Higher Education Officers (“HEOs”), rather than faculty members (with one exception), the amendments remove the requirement to have faculty representatives who are counselors. HEO counselors are separately elected to represent HEOs in the College Senate.

Fourth, the amendments change the time period that regular elections for adjunct faculty members are held from May of each year to the period prior to the first College Senate meeting of the fall semester.

Finally, the amendments propose a number of language changes. Pronouns are changed to gender neutral pronouns, and other minor edits of language are suggested to clarify the Charter.
RESOLUTION TO
Appoint Dr. Linda Essig as Provost and Senior Vice President for
Academic Affairs at Baruch College at
The City University of New York

June 7, 2021

WHEREAS, Linda Essig has served as Dean of the College of Arts & Letters at California State University, Los Angeles since 2018 and served as Director of Enterprise and Entrepreneurship Programs of the Herberger Institute for Design and the Arts at Arizona State University from 2015 to 2018; and

WHEREAS, Dr. Essig was the Director of the School of Theatre and Film at Arizona State University, 2006 to 2010 and previously served as chair of the Department of Theatre & Drama and Director of University Theatre at University of Wisconsin-Madison; and

WHEREAS, Dr. Essig has over thirty years of experience including faculty and academic administrative appointments, affirming her familiarity with the historical mission of public education, the landscape of public institutions, and the challenges they face; and

WHEREAS, Dr. Essig is an experienced academic leader committed to access and excellence in higher education with expertise in strategic planning, student success, enrollment management, resource acquisition, crisis management, communications, faculty development, community engagement and cross-campus collaborations; and

WHEREAS, Dr. Essig’s articles have been published in multiple publications including but not limited to in Artivate: A Journal of Entrepreneurship in the Arts, a journal she assisted in the launch of; Cultural Trends; Entrepreneurship Research Journal; Journal of Arts Management; Law and Society; Theatre Topics; Stage Directions; and Theatre Design and Technology. She is the author of numerous articles and book chapters on both arts entrepreneurship and lighting design, and has authored four books: Lighting and the Design Idea, The Speed of Light: Dialogues on Lighting Design and Technological Change, The Arizona Arts Entrepreneur Toolkit (a resource guide), and
Creative Infrastructures: Artists, Money and Entrepreneurial Action, scheduled for 2021 publication; and

WHEREAS, Dr. Essig’s selection as Provost and Senior Vice President for Academic Affairs is the result of a nationwide search from which she emerged as the candidate selected from a diverse pool of candidates that rendered four elite finalists; and

WHEREAS, Dr. Essig holds a Ph.D. in Public Administration and Public Policy from Arizona State University and an MFA in Design for Stage and Screen from New York University.

NOW, THEREfore BE IT

RESOLVED, That the Board of Trustees of The City University of New York approve the appointment of Dr. Linda Essig as Provost and Senior Vice President for Academic Affair at Baruch College at the salary of $295,000 effective July 1, 2021.

EXPLANATION: Dr. Essig will serve as the Chief Academic Officer of Baruch College, overseeing all academic, research, and creative work of the College and provide campus leadership to carry out the strategic vision as a national model epitomizing academic excellence and social mobility. Working with senior leadership of the College, Dr. Essig will integrate academic priorities into all major campus planning and decision-making, including student services, facilities planning, information technology, resource allocation, and fundraising.

Linda Essig’s administrative and teaching experience and education background connect her to the faculty of all three schools at Baruch College: the Zicklin School of Business, the Weissman School of Arts and Sciences and the Austin W. Marxe School of Public and International Affairs. Dr. Essig understands and is committed to diversity, equity and inclusion and creating a culture of belonging and inclusion, particularly when it comes to recruiting and retaining a diverse faculty and educating and supporting a diverse student body.

The Chancellor highly recommends this appointment.
WHEREAS, Professor Teresa Bandosz is an internationally-renowned authority in non-engineered carbon-based materials and composites for environmental and energy-related applications; and

WHEREAS, Professor Bandosz has published over 380 peer-reviewed journal articles, 1 co-authored book, 1 edited book and 12 book chapters, has given over 160 conference presentations and has 8 patents; and

WHEREAS, Professor Bandosz has received over $10 million in continuous external funding since 1998 via over 30 grants from the National Science Foundation, the North Atlantic Treaty Organization, National Aeronautics and Space Administration, the Environmental Protection Agency, and the New York City Department of Environmental Protection, among others; and

WHEREAS, Professor Bandosz was a Fulbright Senior Scholar (2016), held Visiting Professorships at the University of Orleans, France (2009), University of Malaga, Spain (2013), Shinshu University, Japan (2014) and University of Adelaide, Australia (2014) and has given over 60 keynote, plenary and invited talks; and

WHEREAS, As one of her reviewers notes, Dr. Bandosz, “is among the top researchers worldwide in the area of surface chemistry of porous carbons and has not only unique expertise in the preparation of nanoporous carbons of desired absorption properties but also her research is focused on the application of these materials for environmental cleanup, regeneration and reuse as well as their application for methane storage and hydrogen storage. These topics are of paramount significance for solving important environmental and energy related problems”; and

WHEREAS, Dr. Bandosz joined The City College of New York as an Assistant Professor in 1997 and was promoted to Associate Professor in 2000 and Professor in
2005, having previously served as an Assistant Professor at the University of Mining and Metallurgy from 1984 to 1991; and

**WHEREAS**, Dr. Bandosz earned a Ph.D. in Chemical Engineering from Technical University of Cracow in Krakow, Poland, a D.Sc., in Physical/Analytical Chemistry from M. Curie-Sklodowska University in Lublin, Poland and served as a Post-doctoral Fellow at Syracuse University from 1991-1996.

**NOW, THEREFORE, BE IT**

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

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

RESOLUTION TO
Appoint Cecilia Maria Gonzalez-McHugh as Distinguished Professor at Queens College of The City University of New York

June 7, 2021

WHEREAS, Dr. Cecilia Maria Gonzalez-McHugh is a world-leading authority in submarine paleoseismology, earthquake geology, marine geology and biogenic sedimentation; and

WHEREAS, Dr. Gonzalez-McHugh has published over 50 peer-reviewed journal articles, over 30 book chapters and over 130 peer-reviewed international abstracts and workshops, of which over 40 included her students; and

WHEREAS, Dr. Gonzalez-McHugh has received over $2 million in external funding over the last 15 years, including 32 oceanographic research expeditions funded by the National Science Foundation ("NSF"), the Japan Agency for Marine Earth-Science and Technology, the French Institute for Marine Research, the Federal Ministry of Education and Research (Germany), Haifa University (Israel) and the Italian National Research Council, among others; and

WHEREAS, Dr. Gonzalez-McHugh was elected Fellow of the Geological Society of America in 2019, served as Distinguished Lecturer for the International Ocean Discovery Program (2017-18) and was invited to participate in “NSF”-sponsored Rapid Response research following devastating earthquakes and tsunamis in Tohoku, Japan (2010), Haiti (2010), and Turkey (1999); and

WHEREAS, As one of her reviewers notes, Dr. Gonzalez-McHugh "first and foremost, is a dedicated and innovative scholar. She pioneered paleoseismological analysis in marine sediments, and has gone on to become renowned for her contributions. Colleagues from around the world regularly ask her to collaborate and she shares her expertise quite generously. Her pioneering work, finding seismic signals in the sedimentary record, is not only important for science, but also for societal planning."
She developed tools to read the history of hazards on continental margins and her work provides much needed information on the frequency and magnitude of earthquakes that can extend the very short historical records"; and

WHEREAS, Dr. Gonzalez-McHugh joined Queens College as an Assistant Professor in 1993 and was promoted to Associate Professor in 1998 and Professor in 2002 and has served on the Doctoral Faculty of the Graduate School in the Ph.D. Program in Earth and Environmental Sciences since 1993 while also serving as Adjunct Associate Researcher (1993-2003) and Adjunct Senior Researcher (2003-present) at the Lamont-Doherty Earth Observatory of Columbia University; and

WHEREAS, Dr. Gonzalez-McHugh earned a Ph.D. in Marine Geology and Geophysics from Columbia University, Cum Laude, and a B.A. in Earth Science/Geology from Western Connecticut State University.

NOW, THEREFORE, BE IT

RESOLVED, That the Board of Trustees of The City University of New York appoint Cecilia Maria Gonzalez-McHugh as Distinguished Professor at Queens College effective July 1, 2021, with compensation of $28,594 per annum in addition to her regular academic salary, subject to financial ability.

EXPLANATION: Dr. Gonzalez-McHugh has a long and internationally renowned career in her field and is conducting scholarship and teaching of the highest caliber. Queens College and The City University of New York will be well-served by Professor Gonzalez-McHugh's appointment as Distinguished Professor.
RESOLUTION TO
Award Sofya Aptekar with Early Tenure at
The City University of New York School of Labor and Urban Studies
with an Application of Bylaw 6.2.c(2)

June 7, 2021

WHEREAS, Dr. Sofya Aptekar was appointed as Associate Professor in the School of Labor and Urban (“SLU”) Urban Studies Department on September 1, 2020 and a condition of her appointment included a commitment by SLU to consider her for tenure during her initial appointment year; and

WHEREAS, Professor Aptekar’s tenure file was completed on March 1, 2021, including six external review letters assessing her scholarship; and

WHEREAS, Dr. Aptekar’s publication record is quite extensive for a scholar at this juncture of her career; a having published a path-breaking first book, fourteen peer-reviewed articles, seven book chapters, one forthcoming book chapter, three more articles under review, and two additional books near completion, including The Green Card Soldier: Between Model Immigrant and Security Threat, based on 70 interviews with immigrant veterans, and Beyond Dreamers, based on an extensive study of undocumented college students at the University; and

WHEREAS, One external reviewer commented on the innovative quality and centrality of Dr. Apteks’ book on the field of immigration studies, stating that “If there is one area of her work completely beyond reproach it is her methodological rigour and creativity. Dr. Aptekar is perfectly able of conducting sophisticated analysis of large, extensive datasets. Through her commitment to diverse forms of original field work and highly situational analysis, she distinguishes herself from run-of-the-mill scholarship”; and

WHEREAS, Dr. Aptekar has a history of college, professional, and community service. In the short time she has been at “SLU”, she has become active on several School committees and program initiatives including the Urban Academy Committee, the “SLU” Curriculum Committee, the Awards Committee, and the Urban Capstone Revision Committee; and
WHEREAS, Professor Aptekar also provided technical assistance for the Diversity Scholarship Program and she has joined the faculty research group that, among other objectives, assists untenured faculty with their research; and

WHEREAS, Professionally, Professor Aptekar has been highly active, serving on the American Sociological Association’s Contexts editorial board; as book review editor for City and Community, and many other ASA-related activities and conferences; and also serving a three-year term on the Labor and Employment Relations Association (LERA) Thomas A. Kochan and Stephen R. Sleigh Best Dissertation Award.

NOW, THEREFORE, BE IT

RESOLVED, That Dr. Sofya Aptekar be awarded early tenure in the Department of Urban Studies at the School of Labor and Urban Studies of The Graduate School and University Center, effective September 1, 2021 with an application of Bylaw 6.2.c(2), subject to financial ability.

EXPLANATION: Dr. Aptekar’s exemplary service record exhibits continued excellence in scholarship and teaching, and she is widely considered at the vanguard of her discipline, with her research and publications highly regarded nationally and internationally. Therefore, “SLU” should make every effort to retain her before she is lost to a competing institution.
RESOLUTION TO
Award Mary Theresa Kiely with Early Tenure
at Queens College
with an Application of Bylaw 6.2.c(2)

June 7, 2021

WHEREAS, Dr. Mary Theresa Kiely was hired at Queens College in the Fall 2015 after working at St. John’s University between 2012 and 2015 as an Assistant Professor and her initial appointment letter states she would be considered for early tenure; and

WHEREAS, Dr. Kiely’s scholarship on teaching writing to students with disabilities addresses practical issues such as using technology, engaging in evidence-based practices, and exploring how teachers’ beliefs impact their delivery of writing instruction; and

WHEREAS, Dr. Kiely has a total of 13 publications; 11 of those publications are journal articles and 2 are book chapters and while at the University of Florida (2005-11), both as a doctoral student and in several teaching and research positions (Research Assistant between 2005 and 2009, Senior Research Associate between 2009 and 2011, Assistant Scholar between 2011-12), she was a co-author on four publications and a sole author on one; and

WHEREAS, Dr. Kiely’s reviewers refer to her continuous productivity in national presentations at the Council of Exceptional Children annual conferences and that her work is being published in highly regarded journals in the field of special education such as Exceptional Teacher Education and Special Education, and Learning Disabilities Research and Practice; and

WHEREAS, Dr. Kiely was part of a small group of special education faculty who wrote and obtained funding to develop three fully on-line programs and was one of the first instructors to teach online in the Exceptional Children’s Program, devoting much time to developing fully online courses that have synchronous as well as asynchronous components; and
WHEREAS, Dr. Kiely’s commitment to teaching is also evident in her participation in the Open Educational Resources Faculty Fellowship at the Queens College Library and Center for Teaching and Learning, participating in this training and directly applying what she learned by incorporating open resources within her courses; and

WHEREAS, Dr. Kiely has taught a diverse group of students in The Graduate Programs in Special Education, including students in a combined undergraduate/graduate program as well as seasoned graduate students who are already working as teachers.

NOW, THEREFORE, BE IT

RESOLVED, That Dr. Mary Theresa Kiely be awarded early tenure in the Department of Special Education at Queens College, effective September 1, 2021 with an application of Bylaw 6.2.c(2), subject to financial ability.

EXPLANATION: Dr. Kiely is a dedicated scholar, teacher, and researcher who is highly respected in her discipline, with an extensive body of publications and service. Therefore, Queens College should make every effort to retain her before she is lost to a competing institution.
Board of Trustees of The City University of New York

RESOLUTION TO
Award Maaza Mengiste with Early Tenure
at Queens College
with an Application of Bylaw 6.2.c(2)

June 7, 2021

WHEREAS, Maaza Mengiste, MFA, is a published novelist who joined Queens College as a tenure track assistant professor of creative writing in 2015, following three years as a visiting assistant professor in our MFA program, as well as visiting positions at NYU, Princeton and Northwestern; and

WHEREAS, When Professor Mengiste joined the Queens College faculty, she had already published a well-regarded first novel, Beneath the Lion’s Gaze, published by WW Norton, in 2010, and her second novel has won wide acclaim, including short listing for the Booker Prize; and

WHEREAS, Based on her previous experience and her record of publications, Professor Mengiste was offered the possibility of early tenure consideration at the time of her tenure track hire, and her record since then has more than fulfilled that promise; and

WHEREAS, Professor Mengiste teaches a wide range of literature and creative writing courses, from the introductory creative writing workshop to the MFA fiction workshop and while she was hired primarily to teach creative writing at the undergraduate and graduate levels in the department, her knowledge of African literature and history, partly stemming from the extensive research that she has done to support her fiction writing, also allowed Queens College to once again teach African literature on a regular basis; and

WHEREAS, Since her hire at Queens College, Professor. Mengiste has published ten essays in journals and magazines, five essays in anthologies, and edited an anthology of fiction, Addis Ababa Noir. Her second novel, The Shadow King, published by WW Norton, was short-listed for the Booker Prize, an exceptional honor for any writer, but particularly notable for an untenured assistant professor; and
WHEREAS, the American Academy of Arts & Letters awarded Professor Mengiste its literature prize, which honors exceptional accomplishment in any genre; and

WHEREAS, Professor Mengiste enthusiastically participates in the life of the department and the MFA program, serving for several years as the Assistant Director of the MFA program, supervising numerous student theses, and has serving as a member of the ad hoc committee to develop a Writing Minor for the department as well as serving on the Strategic Plan Implementation Committee and working on the department’s long-running Evening Reading series; and

WHEREAS, Professor. Mengiste also has a distinguished record of public service outside Queens College, serving on the board of Words Without Borders, an online international journal that publishes translated literature, the board of another online journal, Warscapes, which publishes literature written by residents of war-torn countries, and she also works closely with the Young Center for Immigrant Children’s Rights, an organization that advocates for the legal rights of unaccompanied minor immigrant children and their wellbeing.

NOW, THEREFORE, BE IT

RESOLVED, That Prof. Maaza Mengiste be awarded early tenure in the Department of English at Queens College, effective September 1, 2021 with an application of Bylaw 6.2.c(2), subject to financial ability.

EXPLANATION: In her time at the Queens College, Professor. Mengiste has exceeded expectations in scholarship, teaching, and service while contributing to the development of new approaches to the study of her discipline, while garnering a national and international reputation for her work and publications. Therefore, Queens College should make every effort to retain her before she is lost to a competing institution.
Board of Trustees of The City University of New York

RESOLUTION TO
Award Christian Parenti with Early Tenure
at John Jay College of Criminal Justice
with an Application of Bylaw 6.2.c(2)

June 7, 2021

WHEREAS, Dr. Christian Parenti is a valuable and productive member of the Economics Department providing it with much needed expertise in his teaching, strong service, and a dramatically increased Economics department research profile; and

WHEREAS, Prior to joining John Jay College in 2017, Dr. Parenti was already an important public intellectual with wide appeal and name recognition; and

WHEREAS, Trained as a political geographer and highly regarded as a public intellectual, Dr. Parenti has written four well-received books with topics ranging from incarceration to sustainability as well as peer-reviewed journal articles and numerous other publications with his books being used in John Jay Economics and Criminal Justice classes long before he joined the faculty; and

WHEREAS, Dr. Parenti’s fifth book, Radical Hamilton, about Hamilton’s economics, is already considered an important contribution to both U.S. economic history and development economics, with one external reviewer stating that the book is “wide ranging, carefully researched, and forcefully written. It recovers a national founder with a cogent vision of economic development through federal action. Shredding the myth of the unregulated market, Christian Parenti finds the historical foundation for contemporary efforts to craft an economy that better serves most Americans”; and

WHEREAS, Dr. Parenti is considered an excellent department member and is dedicated to service for the department, college, and larger profession, currently serving as an elected representative on the Faculty Senate and College Council, a member of the Economics Department Personnel and Budget Committee for the past two years, and previously serving on the Department’s Undergraduate Curriculum Committee, the Grade Appeals Committee, and
WHEREAS, Dr. Parenti is an important member of the Economics Department master’s faculty where he mentors students and supervised multiple independent studies; and

WHEREAS, In his three years since coming to John Jay, Dr. Parenti has taught eight different courses, which is a testament to his flexibility and his willingness to work with students and his approach to teaching has enabled the department to serve some students in a very deep way that has heretofore been missing.

NOW, THEREFORE, BE IT

RESOLVED, That Dr. Christian Parenti be awarded early tenure in the Department of Economics at John Jay College of Criminal Justice, effective September 1, 2021 with an application of Bylaw 6.2.c(2), subject to financial ability.

EXPLANATION: Dr. Christian Parenti’s scholarly productivity, teaching and service exceed the high standards for early tenure. He is a nationally respected scholar and public intellectual whose publications have already had significant impact on his discipline. Therefore, John Jay College should make every effort to retain him before he is lost to a competing institution.
RESOLUTION TO
Transfer Instructional Staff from the Department of Kinesiology to the Departments of Health and Nutrition Sciences, Biology and Secondary Education at Brooklyn College of The City University of New York

June 7, 2021

WHEREAS, The Department of Kinesiology at Brooklyn College has had significant departures of personnel and declining enrollments over a number of years; and

WHEREAS, Due to retirements and departures, the Department of Kinesiology now has five (5) faculty members, three of whom are tenured and two of whom are lecturers; and

WHEREAS, The number and rank of faculty has made it increasingly difficult to manage the academic programs associated with the department effectively and in the best interest of students; and

WHEREAS, Based on disciplinary and scholarly fit, faculty expertise, the ability to contribute to the curriculum of the receiving department, and the potential for collaborations with colleagues, Remaining faculty will be transferred to the Departments of Biology, Health and Nutrition Sciences, and Secondary Education; and

WHEREAS, The new departmental appointments were approved by each of the departments; and

WHEREAS, Students will be better served by the transfer of the academic programs to the oversight of other departments; and

WHEREAS, Brooklyn College has consulted with its faculty through its governance body at its Policy Council meeting held April 28, 2021 and they fully endorse the decision to close the Department of Kinesiology and transfer the remaining faculty to other departments within Brooklyn College; and
WHEREAS, Pursuant to Section 6122 of the New York State Education Law, seniority of tenured persons is governed by the date of appointment to the department; and

WHEREAS, Tenured persons transferred and appointed effective the same date to the new department shall have the same date of seniority as a result of these transfers; and

WHEREAS, The Brooklyn College President, therefore, shall break these ties in seniority between and among the tenured members by using each member’s original date of appointment to his or her first full-time instructional staff title at the college; and

WHEREAS, At such time as the untenured faculty member may become tenured, her seniority would be governed by the date of appointment to the new department and the President will apply the same tie-breaking principle; and

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

NOW, THEREFORE, BE IT

RESOLVED, That the five (5) current Brooklyn College faculty in the closing Department of Kinesiology, listed herein, be transferred to the Departments of Biology, Health and Nutrition Sciences, and Secondary Education as indicated below.

AND BE IT FURTHER

RESOLVED, That this faculty action is contingent upon the approval of the closing of the Department of Kinesiology by the Committee on Academic Policy, Programs and Research effective August 25, 2021.

Below is the list of faculty to be transferred:

<table>
<thead>
<tr>
<th>Name</th>
<th>Current Rank</th>
<th>Tenure</th>
<th>Former Department</th>
<th>New Department</th>
<th>New Seniority Date</th>
<th>College Appointment Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>Dunbar, Christopher</td>
<td>Professor</td>
<td>Yes</td>
<td>Kinesiology</td>
<td>Biology</td>
<td>08/25/21</td>
<td>09/01/1990</td>
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<td>Leung, Raymond W.</td>
<td>Associate Professor</td>
<td>Yes</td>
<td>Kinesiology</td>
<td>Health and Nutrition Sciences</td>
<td>08/25/21</td>
<td>09/01/2007</td>
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<td>Zeng, Howard</td>
<td>Associate Professor</td>
<td>Yes</td>
<td>Kinesiology</td>
<td>Secondary Education</td>
<td>08/25/21</td>
<td>09/01/2003</td>
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<tr>
<td>Cai, Patricia</td>
<td>Lecturer</td>
<td>CCE</td>
<td>Kinesiology</td>
<td>Health and Nutrition Sciences</td>
<td>08/25/21</td>
<td>08/27/2014</td>
</tr>
</tbody>
</table>
EXPLANATION:

Brooklyn College’s academic administration worked with department chairs of the receiving departments and faculty of the transferring department to find the best intellectual and academic fit for each faculty member and the programs in which they teach. The new departmental appointments were approved by each of the departments.
Board of Trustees of The City University of New York

RESOLUTION TO
Extend The Period of the
Chancellor’s Emergency Relief Fund to June 30, 2022

June 7, 2021

WHEREAS, The Board of Trustees of The City University of New York (the “University”) established the Chancellor’s Emergency Relief Fund by resolution on March 30, 2020, to provide financial assistance and support to University students in the greatest need across the University’s 25 campuses during the economic crisis triggered by the COVID-19 pandemic; and

WHEREAS, The Board of Trustees voted on October 26, 2020, to extended the period of the Chancellor’s Emergency Fund to June 30, 2021; and

WHEREAS, A large portion of the University’s student population is economically vulnerable in the best of times and is even more vulnerable during the ongoing public health crisis; and

WHEREAS, The Chancellor’s Emergency Relief Fund has raised more than $10 million, distributed $6.3 million to more than 12,000 students in need, and will distribute the remaining funds by the end of 2021-2022 academic year; and

WHEREAS, The recipients include students who (i) have a family income profile of high need (zero family contribution on their financial aid packages); (ii) are within 12 credits of completing their degree; (iii) are student parents; (iv) are undocumented students; (v) are students in foster care; (vi) had owed fees and debts to the University that prevented from them from registering for classes; and/or (vii) are international students who are ineligible to receive state or federal assistance including relief from the CARES Act; and

WHEREAS, The University anticipates there will be continuing need for additional student financial assistance and support in the 2021-2022 Academic Year due to the continuing economic crisis resulting from COVID-19 pandemic; and

WHEREAS, The Chancellor is authorized to (i) solicit pledges for the Chancellor’s Emergency Fund of up to $15 Million and (ii) accept individual donations up to and
whereas, There continues to be keen public and private interest in donating and pledging to the Chancellor’s Emergency Relief Fund.

now, therefore, be it

resolved, That the Board of Trustees hereby approves the extension of the period of the Chancellor’s Emergency Relief Fund from June 30, 2021 to June 30, 2022; and

be it, further

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

be it, further

resolved, That the Chancellor be, and hereby is authorized to solicit pledges of up to $20 Million, on or before June 30, 2022 and it being understood that any funds pledged by a donor should be reported monthly to the Board of Trustees; and

be it, further

resolved, That the Chancellor be, and is hereby authorized to accept individual donations up to and including $1,000,000 prior to June 30, 2022, and be it understood that this authorization shall continue to supersede Board of Trustees Policy 3.05 - Trust and Gift Funds, Acceptance and Administration up and until, June 30, 2022, and such donations shall be subject to a post audit and shall be reported to the Board of Trustees on a weekly basis; and

be it, further

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

be it, further

resolved, That in addition to the report required July 15, 2021, the Chancellor shall provide to the Board of Trustees by July 15, 2022 a report of all expenditures made through June 30, 2022.

explanation: Given the unprecedented and enduring public health and economic crisis posed by the COVID-19 pandemic and the severe impact it has had on our community, the University recommends the continuation of the Chancellor’s Emergency Relief Fund as a means to mitigate the financial impact on our students. There is still
interest from potential funders and our students’ needs will no doubt continue through June 2022.
Board of Trustees of The City University of New York

RESOLUTION TO
Authorize Replacement of Fire Alarm Panels in
10 Buildings at Lehman College

June 8, 2021

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

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

WHEREAS, The existing fire alarm panels at Lehman College’s Carman Hall, Davis Hall, Gillet Hall, Old Gym, Music Building, Speech & Theatre, Shuster, Fine Arts, Concert Hall and Library (the “Lehman College Buildings”) are approximately 22 years old, no longer serviceable, and replacement parts are not manufactured. As such, the fire alarm panels need to be replaced (the “Lehman College Fire Panel Replacement Project”); and

WHEREAS, Siemens is the manufacturer of the Fire Alarm Systems in the Lehman College Buildings and the only vendor that can design and install the fire alarm panels; and

WHEREAS, CUCF has revised its procurement guidelines to prohibit manufacturers from allowing third-party vendors to service certain building systems, including escalators and elevators, but some systems such as building management and fire alarm systems continue to be proprietary; and

WHEREAS, The New York State Office of General Services (“OGS”) has instituted a series of requirements contracts to ensure that the State of New York is charged a reasonable and competitive price for work related to these proprietary systems; and
WHEREAS, OGS and Seimens have entered into a design-build requirements contract, which specifies pricing for both materials and installation; and

WHEREAS, Funding for an amount not to exceed $1,000,000 has been appropriated to CUCF for the replacement of the Lehman College Fire Panel Replacement Project with one hundred percent (100%) being provided by the State of New York.

NOW, THEREFORE, BE IT:

RESOLVED, That the University’s Board of Trustees request CUCF to provide funding for the replacement of the Lehman College Fire Panel Replacement Project in an amount not to exceed $1,000,000.

EXPLANATION: The existing fire alarm panels at the Lehman College Buildings are approximately 22 years old, no longer serviceable, and replacement parts are no longer manufactured. As such the fire alarm panels need to be replaced. The design is expected to be completed by December 2021, and construction is scheduled to commence in January 2022 and be completed by December 2022.
Board of Trustees of The City University of New York

RESOLUTION TO
Authorize a Second Lease Amendment Agreement with BVK 55 West 125th Street LLC, as Landlord, at 55 West 125th Street, New York, for The CUNY Graduate School of Public Health & Health Policy

June 8, 2021

WHEREAS, The City University of New York (the “University”) currently leases, for and on behalf of The CUNY Graduate School of Public Health & Health Policy (“SPH”), approximately 38,904 square feet of space (the “Existing Premises”), in the building located at 55 West 125th Street, New York, New York (the “Building”), pursuant to a Lease dated on or about June 20, 2014 (the “Original Lease”), as amended by First Lease Amendment Agreement dated January 29, 2016 (the “First Lease Amendment”, and collectively, with the Original Lease, the “Existing Lease”), between BVK 55 WEST 125TH STREET LLC, a Delaware limited liability company, successor in interest to 55 FEE LLC, as landlord (the “Landlord”), and the University, as tenant; and

WHEREAS, The term of the Existing Lease currently expires on November 30, 2030 (the “Expiration Date”); and

WHEREAS, The University also currently leases an additional 2,937 square feet of ground floor space in the Building from the Landlord for use by the University Central Office and SPH pursuant to a separate Lease dated April 24, 2018 with the Landlord; and

WHEREAS, The University desires to enter into a second lease amendment agreement (the “Second Lease Amendment Agreement”) for and on behalf of SPH, as tenant, to add 8,800 square feet on the the eighth (8th) floor of the Building (the “Additional Premises”), to the Existing Lease for a term to commence after the substantial completion of certain work to be performed by Landlord at Tenant’s cost to reconfigure the Additional Premises to accommodate Tenant’s new layout and to expire on the Expiration Date, with an annual base rent for the Additional Premises for lease years 1 to 5 of $426,800 ($35,566.67 monthly) ($48.50/SF) and annual base rent for lease years 6 to Expiration Date of $480,120 ($40,010.67 monthly) ($54.65/SF); and
WHEREAS, Under the Second Lease Amendment Agreement, the Landlord is responsible for the cost of cleaning and operating the Building, and the University is responsible for the cost of submetered electric (without an administrative surcharge), the proportional share of real estate taxes over the base year 2021/2022, and all other terms and conditions being the same as the Existing Lease.

NOW, THEREFORE, BE IT

RESOLVED, That the University’s Board of Trustees authorize the General Counsel or his designee, and that they hereby are, and each of them hereby is, authorized to sign and deliver the Second Lease Amendment Agreement, together with any and all agreements, documents, and other instruments related thereto, and to take any and all such other actions, as the General Counsel or his designee so acting may deem necessary or appropriate, and that such signature by the General Counsel or his designee shall be conclusive evidence of his or her authority to perform all such acts and to sign and deliver all such agreements, documents and instruments on behalf of the University; and

BE IT, FURTHER

RESOLVED, That any subsequent material changes to the terms and conditions of the Second Lease Amendment Agreement shall be submitted to the University’s Board of Trustees for its consideration and approval.

EXPLANATION: The CUNY Graduate School of Public Health and Health Policy has experienced significant growth and requires this additional space to expand its research programs and capabilities.
Board of Trustees of The City University of New York

RESOLUTION TO
Authorize a New Lease Agreement with Henry Phipps Plaza South, Inc., as landlord, for Baruch College to Operate the Baruch Early Learning Center, at 444 Second Avenue, New York

June 8, 2021

WHEREAS, The City University of New York (the “University”) currently leases, for and on behalf of Baruch College, approximately 3,790 square feet, in the building located at 225 Park Avenue South, New York, New York (the “Existing Premises”), pursuant to a Lease dated as of June 26, 2001 (the “Existing Lease”), between 225 Fourth LLC, a Delaware limited liability company, and the University, as tenant; and

WHEREAS, Baruch College operates the Baruch College Early Learning Center at the Existing Premises with the mission to provide child care services to Baruch College students who would otherwise not be able to attend college without these services; and

WHEREAS, Pursuant to lease extensions and modification agreements dated March 28, 2005 and May 24, 2016, the University exercised options under the Existing Lease to extend the term until June 30, 2021; and

WHEREAS, On March 22, 2021, The University’s Board of Trustees authorized a 1-year extension of the Existing Lease, extending the term thereof to June 30, 2022, to allow the University sufficient time to find a new leased facility and relocate the functions and staff currently located at the Existing Premises to the new leased facility; and

WHEREAS, The University has located a replacement leased facility to accommodate the Baruch College Early Learning Center and desires, as tenant, to enter into a new lease agreement (the “New Lease Agreement”), with Henry Phipps Plaza South, Inc., as landlord (“Landlord”), for and on behalf of Baruch College, for a portion of the ground floor containing approximately 6,416 square feet in the building located at 444 Second Avenue, New York, New York (the “New Premises”), for a term to commence after the substantial completion of certain minor work to be performed by Landlord at Tenant’s cost to the New Premises and to expire on the date occurring fifteen (15) years from the commencement
date, with year 1 annual base rent for the New Premises of $439,496 ($36,624.66 monthly) ($68.50/SF) and 3% annual increases thereafter; and

**WHEREAS**, The Landlord being responsible for the cost of maintenance, repairs, provision of hot and cold water, and snow removal in front of the New Premises, and the University being responsible for the proportional share of real estate taxes over the base year 2022/2023, HVAC maintenance, submetered water (without administrative surcharge) and on other terms and conditions.

**NOW, THEREFORE, BE IT**

**RESOLVED**, That the University’s Board of Trustees authorize the General Counsel or his designee, and that they hereby are, and each of them hereby is, authorized to sign and deliver the New Lease Agreement, together with any and all agreements, documents, and other instruments related thereto, and to take any and all such other actions, as the General Counsel or his designee so acting may deem necessary or appropriate, and that such signature by the General Counsel or his designee shall be conclusive evidence of his or her authority to perform all such acts and to sign and deliver all such agreements, documents and instruments on behalf of the University; and

**BE IT FURTHER**

**RESOLVED**, That any subsequent material changes to the terms and conditions of the New Lease Agreement shall be submitted to the University’s Board of Trustees for its consideration and approval.

**EXPLANATION**: The Baruch College Early Learning Center is an integral service provided to Baruch College students with a mission to provide child care services to students who would otherwise not be able to attend college without child care services. The landlord at the Existing Premises will not offer a lease extension beyond the current expiration date of June 30, 2022. The New Premises is an existing child care facility and does not require extensive construction to accommodate the Baruch College Early Learning Center.
WHEREAS, The City University Construction Fund ("CUCF") is authorized to provide facilities that support the educational purposes of The City University of New York (the “University”); and

WHEREAS, On June 24, 2019, the Board of Trustees previously requested CUCF to manage the construction of Lehman College’s new Nursing Education, Research and Practice Center (the “Lehman Nursing Building”) and to provide funding for such construction in an amount not to exceed $75.0 million (the “June 2019 Authorization”); and

WHEREAS, In June 2019, the preliminary budget for the construction of the Lehman Nursing Building was $78.7 million, including $70.6 million in construction hard costs and $8.1 million in soft costs (the “Preliminary Budget”); and

WHEREAS, Subsequent to the June 2019 Authorization, the Lehman Nursing Building was submitted for bidding and the lowest responsible bid, when adjusted for proper contingencies, was $8.5 million higher than the Preliminary Budget (the “Bid Increase”); and

WHEREAS, After the June 19 Authorization, the New York City Building Code was amended to require that roofs for new buildings must have solar panels adding approximately $500,000 in construction costs to the Lehman Nursing Building (the “Solar Panel Increase”); and

WHEREAS, The Preliminary Budget inaccurately estimated that special inspections would cost $150,000 when the current estimate is $1,050,000, a $900,000 increase (the “Special Inspections Increase”); and

WHEREAS, The Preliminary Budget only had an estimate for the construction management fee to be paid to the construction manager of $3.6 million but the eventual
negotiated fee after the June 19 Authorization was $6.9 million, a $3.3 million increase (the “CM Fee Increase”; and together with the Bid Increase, the Solar Panel Increase and the Special Inspections Increase, collectively, the “Additional Costs”); and

WHEREAS, The Additional Costs for the construction of the Lehman Nursing Building total $13.2 million; and

WHEREAS, The current projected budget for the Lehman Nursing Building is $91.9 million, including $79.4 million in construction hard costs and $12.5 million in soft costs; and

WHEREAS, Due to a shortfall in the preliminary budget request to the Board of Trustees, coupled with these new Additional Costs, there is an additional $16.9 million required to complete the base building construction work for the Lehman Nursing Building; and

WHEREAS, The current projected budget for the furniture, fixtures and equipment (“FF&E”) necessary for the Lehman Nursing Building is $8.1 million (the “FF&E Cost”); and

WHEREAS, New York State has appropriated up to $90.3 million in capital funding and New York City has appropriated up to $3 million in capital funding so there is sufficient funding for the base building work to construct the Lehman Nursing Building; and

WHEREAS, CUCF will be seeking $6.7 million in additional capital funding to cover the FF&E Cost which funds will not be needed until the base building work for the Lehman Nursing Building is near completion; and

WHEREAS, The University requests that CUCF continue to provide the management, construction and development of the Lehman Nursing Building and the funding therefore, for a total construction project cost not to exceed $100 million.

NOW, THEREFORE, BE IT

RESOLVED, That the University’s Board of Trustees hereby authorizes the additional expenditure of not to exceed $25 million for the total construction project cost for the Lehman Nursing Building not to exceed a total amount of $100 million; and

BE IT FURTHER

RESOLVED, That the University’s Board of Trustees requests CUCF to manage and develop the construction of, and provide funding for, the Lehman Nursing Building, for a total construction project cost not to exceed $100 million.

EXPLANATION: The Lehman College Building will be an approximately 52,289 gross square foot, five-floor building on the site of a parking lot and the former bookstore located between Carman Hall and Davis Hall. The Nursing Department is currently located in the
temporary T3 building on campus which will be demolished to permit expansion of Science Hall as per the Lehman College Master Plan.

The new facility will provide the Nursing Department with state-of-the-art teaching facilities and support nursing pedagogy, which emphasizes campus-based simulation labs in addition to traditional clinical placements in the community. It will also provide for doctoral candidates engaged in nursing research for the College’s newly approved Doctor of Nursing Practice (DNP) program. The Lehman Nursing Building Project will include a simulation lab, classrooms, faculty offices, computer lab, testing center, research labs, administrative and support spaces.

<table>
<thead>
<tr>
<th>Board Authorization</th>
<th>Funding</th>
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<tbody>
<tr>
<td><strong>June 2019 Authorization</strong></td>
<td><strong>Appropriated</strong></td>
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<tr>
<td>Preliminary Budget</td>
<td>$75,000,000</td>
</tr>
<tr>
<td>June 2019 Authorization</td>
<td>$78,700,000</td>
</tr>
<tr>
<td>Preliminary Budget Shortfall:</td>
<td>$3,700,000</td>
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| May 2021 Additional Authorization Request | 2021 Budget - Base Building: | $91,900,000 | FF&E Cost: | $8,100,000 |
| Preliminary Budget Shortfall: | $3,700,000 | Total Project Cost: | $100,000,000 |
| Bid Increase | $8,500,000 | Funding to be Appropriated |
| Solar Panel Increase: | $500,000 | State/City: | $6,700,000 |
| Special Inspections Increase: | $900,000 |
| CM Fee Increase: | $3,300,000 |
| **Total Additional Authorization Requested:** | $25,000,000 |
| **Total Project Cost:** | $100,000,000 | $16,900,000 | $8,100,000 | $6,700,000 |