Minutes of Meetings of the Board of Trustees of the State University of New York  
June 29, 2020

The Board of Trustees of the State University of New York met on June 29, 2020 via conference call pursuant to a notice sent by the Office of the Secretary of the University on June 25, 2020.

**June 29, at 12:00 pm**

**Trustees Present:**
Chairman Tisch, Vice Chair Perales, Trustee Belluck, Trustee Kay, Trustee Lewin, Trustee Litow, Trustee Ostro, Trustee Staller, Trustee Socarides, Trustee Duffy, Trustee Burke and Trustee Spiro.

**Trustees Absent:**
Trustee Spielvogel, Trustee Fogal, and Trustee Corngold

**Others Present:**
Chancellor Johnson, Sandra Casey, Robert Megna, Tod Laursen, and Terrance Pratt

**CONVENING OF PUBLIC MEETING**
Chairman Tisch convened the Public Meeting at 12:00 pm, which was held via conference call. Mr. Pratt then called the roll of members, at which time Chairman Tisch declared a quorum.

Chairman Tisch than called for a motion to convene in Executive Session

**CONVENING OF EXECUTIVE SESSION**
At 12:01 pm, Chairman Tisch called for an Executive Session under provisions of Section 105 of the Public Officers Law

Upon motion by Trustee Lewin  
Seconded by Trustee Belluck  
It was unanimously agreed to convene Executive Session

**RECONVENING OF PUBLIC MEETING**
The Board returned to public session at 12:56 pm  
Following actions were taken in Executive Session: Approval of consent agenda resolutions

**Resolution: Establishing an Endowed Professorship at the State University of New York at Buffalo**

(2020-27)

Resolved that the action of the State University of New York at Buffalo Council, establishing an endowed professorship named the “Donald A. and Patricia A. Coates Professor in Innovation
Resolution: Establishing an Endowed Scholarship at the State University of New York at Buffalo

(2020-28)

Resolved that the action of the State University of New York at Buffalo Council, establishing an endowed scholarship named the “the “Albert and Loraine Boehlecke Memorial Medical Scholarship,” in the University’s Jacobs School of Medicine and Biomedical Sciences, be, and hereby is, approved.

Resolution: Establishing an Endowed Chair at the State University of New York at Buffalo

(2020-29)

Resolved that the action of the State University of New York at Buffalo Council, establishing an endowed chair named the “David and Jane Chu Chair in Drug Discovery and Development” in the University’s School of School of Pharmacy and Pharmaceutical Sciences, be, and hereby is, approved.

Resolution: Establishment and Naming of two Cree Endowed Faculty Chairs at SUNY Polytechnic Institute

(2020-30)

Resolved that the establishment and naming the Cree Endowed Faculty Chairs as the “John Palmour SUNY Polytechnic Institute Endowed Faculty Chair” and the “John Edmond SUNY Polytechnic Institute Endowed Faculty Chair” at SUNY Polytechnic Institute, be, and hereby is, approved.

Resolution: Establishment and Naming of the Cree Wolfspeed Scholarship program at SUNY Polytechnic Institute

(2020-31)

Resolved that the establishment and naming the “Cree Wolfspeed Scholarship” at SUNY Polytechnic Institute, be, and hereby is, approved.

Chairman Tisch addressed the group and complimented the hard work of SUNY employees and thanked Chancellor Johnson for her strong and inspired leadership.

Chairman Tisch turned the floor over to Trustee Litow

Secretary Pratt called for to the approval of the minutes.

APPROVAL OF MINUTES

Approval of Minutes of the Board of Trustees of the State University of New York from May 29, 2020 via conference call, Secretary of the University asked the board if there are any changes or amendments to the minutes.

Secretary asked for a motion to approve
Upon motion by Trustee Lewin
Seconded by Trustee Duffy

MINUTES – June 29, 2020 BOT
Secretary declared that the minutes are approved.

Secretary Pratt asked for the approval waiver of 7-day notice provision
Upon motion by Trustee Lewin
Seconded by Trustee Duffy
Secretary declares that the waiver has been approved.

The Chairman then turned the floor over the Chancellor Johnson for appointments.

**Resolution: Appointment of Dr. Stephen H. Kolison, Jr. as President of State University College at Fredonia**

(2020-32)

Resolved that the appointment of Dr. Stephen H. Kolison, Jr. as President of the State University of New York College at Fredonia, effective on or about August 17, 2020, be and hereby is, approved. Dr. Kolison will receive a salary of $275,000 for this service. Dr. Kolison will reside in the Fredonia’s House which is located immediately adjacent to campus and have use of a campus owned automobile or automobile allowance.

Chairman asked for a motion to approve
Upon motion by Trustee Lewin
Seconded by Trustee Duffy
Chairman declares that the resolution is approved.

Dr. Kolison addressed the group with words of appreciation.

**Resolution: Appointment of William D. Reuter as Interim President of Erie Community College**

(2020-33)

Resolved that the appointment of William D. Reuter as Interim President of Erie Community College, by the Erie Community College Board of Trustees, effective July 1, 2020, and hereby is, approved. This interim appointment is approved and will continue only until January 1, 2021, or earlier if the Board of Trustees, by resolution, approves the appointment of a permanent president before that time; and, be it further

Resolved Mr. Reuter will not be eligible for, or be considered as a candidate for, the position of permanent president; and, be it further,

Resolved the Erie Community College Board of Trustees should immediately launch a search for the permanent president.

Chairman asked for a motion to approve
Upon motion by Trustee Lewin
Seconded by Trustee Duffy
Chairman declares that the resolution is approved.

**Resolution: Appointment of SUNY Leadership Positions**
Whereas on June 3, 2020, Chancellor Kristina M. Johnson was appointed President of Ohio State University, and will be stepping down, making it necessary to designate an individual to fulfill the responsibilities of the Office of the Chancellor; and

Whereas it is anticipated that a new Chancellor will be considered and appointed in the future by the Board of Trustees; and

Whereas in similar past transition periods such as this the Board of Trustees has designated a senior officer of the University as Officer-in-Charge to perform the duties of the Office of the Chancellor in addition to continuing duties otherwise assigned; and

Whereas it is imperative that, in addition to an Officer-in-Charge to direct the operations of the University, there is also clear leadership in our academic programs through appointment of a Chief Academic Officer; now, therefore, be it

Resolved that Senior Vice Chancellor and Chief Operating Officer Robert Megna be appointed Officer-in-Charge effective immediately to serve until such time that a new Chancellor is appointed and takes office or that the Board takes other action with respect to the Office of the Chancellor; and be it further

Resolved that Dr. Tod A. Laursen, in addition to his prior-appointed role as Provost and Senior Vice Chancellor, be appointed Chief Academic Officer of the University effective immediately to serve until such time that a new Chancellor is appointed and takes office or that the Board takes other action with respect to the Office of the Chancellor; and be it further

Resolved that the following Senior Officers of the University be appointed to hold the following titles:

Eileen G. McLoughlin Senior Vice Chancellor for Finance and Chief Financial Officer

Johanna Duncan-Portier Senior Vice Chancellor for Community Colleges and the Education Pipeline

Robert Haelen Senior Vice Chancellor for Capital Facilities & General Manager of the Construction Fund

Teresa Miller Senior Vice Chancellor for Strategic Initiatives and Chief Diversity Officer

Sandra Casey General Counsel-in-Charge

Paul N. Patton Senior Vice Chancellor and Chief Human Resources Officer

Dr. Jinliu Grace Wang Senior Vice Chancellor for Research and Economic Development

Leo Rosales Vice Chancellor for Press and Communications
Chairman asked for a motion to approve
Upon motion by Trustee Lewin
Seconded by Trustee Duffy
Chairman declares that the resolution is approved.

The Chancellor moved on to Service Commendations

Resolution: Special Service Commendation for Erie Community College President Dan Hocoy
(2020-35)

Whereas Dan Hocoy has served Erie Community College since July 2017 as President; and

Whereas under President Hocoy, Erie Community College has made significant forward strides including:

- completed a comprehensive re-brand of ECC;
- initiated several new private-public partnerships;
- restored the college to good accreditation standing with the Middle States Commission on Higher Education;
- brought fiscal stability to the institution with balanced budgets, new sources of non-tuition revenue and a historic high in college reserves;
- his “Students First” approach resulted in increased student persistence and retention as well as new student services; and
- will soon be starting his new position as President of Metropolitan Community College’s Longview campus and vice chancellor of strategic initiatives in Missouri; now, therefore, be it

Resolved that the Board of Trustees of the State University of New York recognizes President Dan Hocoy’s leadership at Erie Community College, and wishes him all the best in his future endeavors.

Resolution: Special Service Commendation for SUNY ESF Interim President David Amberg
(2020-36)

Whereas David Amberg has served SUNY ESF since June 2018 as Interim President; and

Whereas under Interim President Amberg’s leadership, SUNY ESF has achieved many significant forward growth, including:

- successfully implementing an inclusive, unique, interdisciplinary, and collaborative process. Branded the “ESF Discovery Challenge,” faculty, staff and students engaged in three working groups leading to recommendations to support ESF’s human resources, ensure a
sustainable financial future, and leverage the campus’s strengths in addressing global issues in environmental science and sustainability;

• submission of a five-year, $5 million/year work force development proposal to the Regional Economic Development Council to fund ESF’s graduate programs;

• establishment of a First Year Experience Task Force to address issues of student success and retention;

• launching its first online bachelor’s degree program in Sustainability Management;

• establishing plans to increase enrollment growth by moving to targeted enrollment for programs with capacity and a new branding and marketing strategy on Thorburn Consulting analysis;

• securing $5.75 million grant from the NYS Department of Environmental Conservation, creating the first-of-its-kind, NYS Center for Sustainable Materials Management at ESF, and leading New York’s strategy for the recycling crisis, including developing a major partnership with Syracuse University to manage the State’s Recycling Right campaign; and

• greatly improving and fostering relationships and dispelling suspicion between the administration and faculty, allowing campus to productively tackle a number of contentious issues that would have compromised the College’s ability to perform and succeed at the highest levels; now, therefore, be it

Resolved that the Board of Trustees of the State University of New York recognizes Interim President David Amberg’s outstanding leadership at SUNY ESF, and wishes him the best as he returns to Upstate Medical University, where he will resume his responsibilities as Vice President for Research.

Resolution: Special Service Commendation for SUNY Fredonia Interim President Dennis Hefner

(2020-37)

Whereas Dennis Hefner has served SUNY Fredonia since June 2019 as Interim President; and

Whereas under Interim President Hefner’s leadership, SUNY Fredonia has made significant forward strides including:

• the preparation of a 4-year plan to eliminate Fredonia’s $9.5 million structural deficit. Using a combination of additional revenues from definable programs and baseline cuts that are known well in advance, implemented a plan that will cut an additional $2.1 million over the next three years;

• securing $50 million in additional design, construction, and equipment funds from the Construction Fund for completion of the second floor of Houghton and renovation of Fenton and Thompson Halls;
implementation of a budget reduction plan for 2020-21 for a total savings totaling $3,029,463;

• leading the campus through a successful virtual Middle States Accreditation Review;

• construction of a solar panel array on Fredonia’s campus – the largest array of any SUNY comprehensive college;

• providing SUNY Fredonia with sound leadership through challenging times; and

• restoring campus confidence among faculty and staff in the leadership at Fredonia; now, therefore, be it

Resolved that the Board of Trustees of the State University of New York recognizes Interim President Dennis Hefner’s outstanding leadership at SUNY Fredonia, and wishes him all the best in his future endeavors.

Resolution: Special Service Commendation for Stony Brook University Interim President Michael Bernstein

Whereas Michael Bernstein has served Stony Brook University since June 2019 as Interim President; and

Whereas under Interim President Bernstein’s leadership, Stony Brook University has made improvements including:

• commitment to facilitating the success, accomplishment, and advancement of faculty, staff, and students; promoting diversity and inclusive excellence; and demonstrating prudent stewardship for all resources, human, financial, and environmental, during his time as president;

• with the onset of the COVID-19 pandemic, Dr. Bernstein brought together a leadership team and several topic specific working groups to respond to the pandemic and develop campus solutions;

• Facilitating continued growth in our externally-funded research portfolio. Recent report to the NSF Higher Education Research and Development (HERD) Survey documented record institutional highs for “R and D” expenditures and for federal agency grants and contracts;

• Securing a series of major gifts in support of the University, including a $5 million commitment to endow a center and program in creative writing and film, $7 million to further endow an institute for physical and quantitative biology, and $4 million to expand the pediatric emergency department at Stony Brook University Hospital;

• providing Stony Brook with sound leadership through challenging times; and
Resolved that the Board of Trustees of the State University of New York recognizes Interim President Michael Bernstein’s outstanding leadership at Stony Brook, and wishes him the best as he resumes his responsibilities as Provost and Senior Vice President for Academic Affairs.

Resolution: Special Service Commendation for SUNY Purchase Interim President Dennis Craig (2020-39)

Whereas Dennis Craig has served SUNY Purchase since August 2018 as Officer-in-Charge, then since August 2019 as Interim President; and

Whereas under Interim President Craig’s leadership, SUNY Purchase has achieved many significant forward growth, including:

• working with Shared Governance, established a series of standing meetings between Executive Committees’ of the Purchase College Senate and the Faculty at Large with the President’s Cabinet;

• deployment of the police body camp program for UPD;

• gave his full commitment to a number of issues and programs such as Presidential Search, Diversity Equity Inclusion – Dismantling Hate program, Purchase Pulse – a survey at the beginning of his term which asked for feedback PRODiG, Town Halls for Students and Faculty/Staff, and focused on enrollment/admissions;

• working with the new College Council and Council Chair;

• spearheading response to Covid-19;

• has worked selflessly with the full support of the cabinet and trust in him has been rewarded time and again; and

• has focused to improve communications and transparency during difficult times with governance and the community as whole; now, therefore, be it

Resolved that the Board of Trustees of the State University of New York recognizes Interim President Dennis Craig’s outstanding leadership at SUNY Purchase and wishes him the best as he resumes his responsibilities as Vice President for Student Affairs and Enrollment Management.

Chairman asked for a motion to approve
Upon motion by Trustee Lewin
Seconded by Trustee Duffy
Chairman declares that the resolution is approved.
Chairman requested that the Secretary read the final adoption resolution

Resolution: Amendments to 8 NYCRR Part 587: State University System Administration Vehicular and Pedestrian Traffic and Parking Regulations (2020-40)

Resolved that 8 NYCRR Part 587 is repealed, and a new Part 587 is adopted, to read as Attachment A so provides.

Chairman asked for a motion to approve
Upon motion by Trustee Lewin
Seconded by Trustee Duffy
Chairman declares that the resolution is approved.

Chairman Tish turned the floor over to Trustee Staller

Finance and Administration Committee Report

Trustee Staller moved to the consent agenda

Resolution: Residence Hall Program Bonds Issue for State Fiscal Year 2020/21 & 2021/22 (2020-41)

Whereas pursuant to Resolution 95-181, adopted September 20, 1995, the State University of New York and the Dormitory Authority of the State of New York (“DASNY”) entered into a Lease and Agreement, dated as of September 20, 1995, in support of a financing program for State University residence halls and related facilities (“1995 Lease and Agreement”); and
Whereas pursuant to Resolution 2003-82, adopted September 16, 2003, and in connection with a restructuring of the residence hall program, DASNY and the State University entered into an Eighth Supplemental Lease and Agreement, dated as of September 24, 2003, amending and restating in its entirety the 1995 Lease and Agreement (the “2003 Lease and Agreement”); and
Whereas pursuant to Resolution 2013-014, adopted March 19, 2013, authorizing the restructuring of the financing program for the State University in accordance with Chapter 57 of the Laws of New York 2013, Part B, the State University and DASNY executed the 2013 Lease Amendment and 2013 Financing and Development Agreement; and
Whereas as a result of the COVID 19 pandemic, Governor Andrew M. Cuomo declared a State disaster emergency for the entire State of New York on March 7, 2020 and SUNY transitioned from on-campus to remote-based instruction for the remaining portion of the 2020 Spring Semester; and
Whereas SUNY campuses and System Administration continually demonstrate high quality oversight of the program; and
Whereas the ultimate duration and scope of adverse health and economic consequences of the COVID 19 pandemic are generally unknown, the Board recognizes it is critically important and prudent to exercise strategic forward-looking risk management that places the SUNY residential hall program in the best financial position should the pandemic have a prolonged existence; and
Whereas the Board considers the restructuring of the residential hall program debt to make available near-term cash flow relief to the campuses over a one (1) year or two (2)-year period where the campuses will have no or low debt service payments to be prudent risk management; and

Whereas in order to restructure the upcoming debt, DASNY expects to issue one or more series of revenue bonds (the “Bonds”) to refund certain existing bond indebtedness; now, therefore, be it

Resolved that the Chancellor, or designee, provided she is satisfied with the need, terms and adequate market access, be and hereby is authorized to undertake and complete the restructuring of debt service payments currently due or in the next two fiscal years, through the issuance of new refunding bond indebtedness; and, be it further

Resolved that the Chancellor, or designee, be and hereby is authorized, in the name and on behalf of the State University to negotiate, execute, deliver and/or approve the following documents, and any other documents necessary in connection with the sale and issuance of the Bonds:

a) Preliminary Official Statement and Official Statement to be distributed in connection with the offering and sale of the Bonds; and

b) Agreement to Provide Continuing Disclosure; and

c) any further instruments, agreements, certificates, evidence of indebtedness or other documents which may be necessary or appropriate to complete the issuance of the Bonds or to carry out the foregoing.

**Resolution: Approval of Initial 2020/21 Appropriated Core Budget Allocations (2020-42)**

Whereas in accordance with NYS Education Law §355(4)(c), the Board of Trustees has authority to allocate annual appropriations among the state-operated and statutory colleges and programs of the State University of New York; and

Whereas potential impacts to the ability of the State of New York to provide direct State tax support to the State University of New York is currently unknown, however a minimal amount of $75,120,550 is required to allow operations to begin for the new academic year for those programs or entities that do not generate outside revenue or have such revenue held in State University operating accounts; and

Whereas Chapter 50 of the Laws of 2020 provides for core instructional support for the State University consisting of $1,811,940,800 in State University income from tuition and other revenue and $110,723,000 of other State University revenue, of which $1,717,458,096 is being allocated initially to allow for State-operated campuses to begin operations in the new year, as outlined in the attached documents; and

Whereas it is expected that the remaining support and spending authority will be distributed at a later date by this Board, therefore, be it

Resolved that the initial core operational budget allocations by campus and program set forth in the attached documents be, and hereby are, approved for the State University for the 2020/21 University fiscal year beginning July 1, 2020, in a total amount of $1,792,578,646; and, be it further
Resolved once the impact of the current pandemic on the economy and the State of New York are known, as well as the resultant impact on the SUNY System, are known, the Board of Trustees will pass a subsequent resolution allocating remaining support and authority by campus and University-wide program, as appropriate; and, be it further.

Resolved that the Chancellor, or designee, be, and hereby is, authorized to modify the allocations provided for herein (excepting the statutory colleges), in accordance with Resolution No. 86-48 adopted March 26, 1986, and to develop and transmit to the Director of the Budget and to the Chairs of the Senate Finance Committee and Assembly Ways and Means Committee a financial plan consistent with the allocations provided for in this resolution.

Resolution: Amendments to 8 NYCRR Part 602.8(c) (State Operating Assistance for Community Colleges) and 8 NYCRR Part 602.13 (Annual Financial Report)

Whereas in order to provide state operating assistance to the State University of New York ("SUNY") and City University of New York ("CUNY") community colleges for the 2020/21 fiscal year, it is necessary to adopt, on an emergency basis, amendments to Part 602.8(c) of Title 8 of the Official Compilation of Codes, Rules and Regulations of the State of New York ("NYCRR") pertaining to state operating assistance for community colleges, and to publish a Notice of Emergency Adoption and Proposed Rule Making pursuant to the State Administrative Procedure Act; and

Whereas Chapter 53 of the Laws of 2020 also provides that the formula for state financial assistance for operating expenses of the community colleges of SUNY and CUNY is to be developed jointly with the CUNY Board of Trustees, subject to the approval of the Director of the Budget; and

Whereas Chapter 53 of the Laws of 2020 also eliminates the 2019/20 "floor" provided to community colleges and returns the state support model to one based on volume, and holds the per full-time equivalent ("FTE") funding at $2,947/FTE; and

Whereas Chapter 53 of the Laws of 2020 also provides that the Director of the Budget has the authority, upon a declaration that the State is fiscally "imbalanced" at several points in the state fiscal year, to make reductions in planned support for community colleges and other entities supported in part by Direct State Tax Support; with initial reports indicating that such reductions could be as much as 50 percent dependent on federal actions to support states in the midst of the current pandemic; and

Whereas based on initial enrollment numbers for 2020/21, it was estimated that 27 colleges would have experienced a loss of $18.3M in Direct State Tax Support versus the prior year, with three (3) benefiting slightly. However, following a refreshed survey of enrollment expectations for 2020/21 in early April, these projections are adjusted to reflect 27 colleges facing a $27.7M loss on a year-to-year basis, with three (3) increasing by a total of $0.2M; now, therefore, be it
Resolved that the Chancellor, or designee, be, and hereby is authorized and directed to prepare, in accordance with provisions of the State Administrative Procedure Act, a Notice of Emergency Adoption and a Proposed Rulemaking, as well as any re-issuance of such Notice of Emergency Adoption as may be necessary during the pendency of the Proposed Rulemaking, to amend both 8 NYCRR section 602.8(c) and 8 NYCRR section 602.13, to read as follows (brackets denote old material to be deleted; underlining denotes new material to be added):

Section 602.8(c)

(c) Basic State financial assistance.

(1) Full opportunity colleges. The basic State financial assistance for community colleges, implementing approved full opportunity programs, shall be the lowest of the following:

(i) two-fifths (40%) of the net operating budget of the college, or campus of a multiple campus college, as approved by the State University trustees;

(ii) two-fifths (40%) of the net operating costs of the college, or campus of a multiple campus college; or

(iii) for the current college fiscal year the total of the following:

(a) the [greater] lesser of:

(1) the budgeted or actual number (whichever is less) of full-time equivalent students enrolled in programs eligible for State financial assistance multiplied by $2,947; or

(2) [98 percent of the amount of basic State financial assistance for community colleges approved by the State University of New York Trustees for the 2018/19 academic year] the budgeted or actual number (whichever is less) of full-time equivalent students enrolled in programs eligible for State financial assistance multiplied by the $2,947 amount as adjusted by actions taken by the Director of the State Budget in accordance with the additional authority granted by Chapter 53 of the Laws of 2020. Notwithstanding the preceding, if, following discussion and agreement between the chancellor of the state university of New York, or designee, and the director of the state budget, reductions in funding executed pursuant to Chapter 53 of the Laws of 2020 may be allocated to colleges in an alternative methodology that is in the best interest of the colleges operating under the program of the State University of New York and the SUNY system, then the chancellor may present a plan to do so to the board of trustees for approval and such plan will be used to provide available funding to colleges; and

(b) up to one half (50 percent) of rental costs for physical space.

(2) Non-full opportunity colleges. The basic State financial assistance for community colleges not implementing approved full opportunity programs shall be the lowest of the following:
(i) one third (33 percent) of the net operating budget of the college, or campus of a multiple campus college, as approved by the State University trustees;

(ii) one third (33 percent) of the net operating costs of the college, or campus of a multiple campus college; or

(iii) for the college fiscal year current, the total of the following:

(a) the [greater] lesser of:
   (1) the budgeted or actual number (whichever is less) of full-time equivalent students enrolled in programs eligible for State financial assistance multiplied by $2,457; or
   (2) [98 percent of the amount of basic State financial assistance for community colleges approved by the State University of New York Trustees for the 2018/19 academic year] the budgeted or actual number (whichever is less) of full-time equivalent students enrolled in programs eligible for State financial assistance multiplied by the $2,457 amount as adjusted by actions taken by the Director of the State Budget in accordance with the additional authority granted by Chapter 53 of the Laws of 2020. Notwithstanding the preceding, if, following discussion and agreement between the chancellor of the state university of New York, or designee, and the director of the state budget, reductions in funding executed pursuant to Chapter 53 of the Laws of 2020 may be allocated to colleges in an alternative manner that is in the best interest of the colleges operating under the program of the State University of New York and the SUNY system, then the chancellor may present a plan to do so to the board of trustees for approval and such plan will be used to provide available funding to colleges; and

(b) up to one half (50 percent) of rental cost for physical space.

(3) Notwithstanding the provisions of paragraphs (1) and (2) of this subdivision, a community college or a new campus of a multiple campus community college in the process of formation shall be eligible for basic State financial assistance in the amount of one-third of the net operating budget or one-third of the net operating costs, whichever is the lesser, for those colleges not implementing an approved full opportunity program plan, or two-fifths of the net operating budget or two-fifths of the net operating costs, whichever is the lesser, for those colleges implementing an approved full opportunity program, during the organization year and the first two fiscal years in which students are enrolled.

Section 602.13

(a) Pursuant to section 30 of the General Municipal Law, the annual financial report shall be certified by the chief fiscal officer of the college and shall be filed with the State Comptroller within 60 days after the close of the college fiscal year. The chief fiscal officer is the college treasurer for purposes of this certification.

(b) The annual financial report shall be in compliance with article 126 of the Education Law, this Subchapter, and the manual for community college business offices, and on the forms and in accordance with instructions promulgated by the State Comptroller.
(c) The State University of New York, which shall also receive copies of the annual financial report, shall review the annual financial report for the purpose of the initial determination of the State liability.

(d) Any overpayment in State financial assistance for operating costs, as determined in the review of the annual financial report, shall be deducted from the second quarterly advance payment of State aid for the succeeding college fiscal year provided, however, that [in no case shall the amount of basic State financial assistance for operating costs received in the 2019/20 academic year be less than 98 percent of the amount of basic State financial assistance for operating costs approved by the State University Board of Trustees for the 2018/19 academic year] such adjustments shall be made in accordance with the availability, or lack thereof, of funding provided by the State of New York following any execution of the Director of the Budget’s additional powers as provided by Chapter 53 of the Laws of 2020.

(e) Any underpayment in State financial assistance for operating costs, as determined in the review of the annual financial report, shall be processed in accordance with sections 602.3 and 602.9 of this Part.

(f) The college shall be subject to audit by the Office of the State Comptroller for the purpose of the final determination of the State liability.

Resolution: Amendments to 8 NYCRR Part 302: Waiver of Application Fees for Military and Military-Connected Students

(2020-44)

(2020-44)

Whereas NYS Education Law section 355 gives the Board of Trustees authority to regulate all tuition and fees at the State-operated campuses of the SUNY System; and

Whereas NYS Governor Andrew Cuomo has recognized SUNY college application fee waivers as a way to recognize the brave New Yorkers who “…have fought to preserve the freedoms and ideals of this state and nation at great personal sacrifice…” and to “help them and their families take the next steps in adapting back to civilian life,” and

Whereas SUNY colleges and universities proudly serve members of the military and recognize the valuable diversity of knowledge and experiences they bring to our campus communities; now, therefore, be it

Resolved that the Chancellor, or designee, be, and hereby is, authorized and directed to prepare, in accordance with the provisions of the State Administrative Procedure Act, a Notice of Emergency Adoption and Proposed Rulemaking, as well as any re-issuance of such Notice of Emergency Adoption as may be necessary during the pendency of the Proposed Rulemaking, with respect to amendments to Part 302 of Title 8 of the Official Compilation of Codes, Rules and Regulations of the State of New York, to read as follows:

8 NYCRR Section 302.18 is amended to read as follows:

302.18 Waiver of application fees for military [veterans and spouses] and military-connected students. The admissions application fee shall be waived for all eligible military veterans, active-duty military, reserve and national guard members, and spouses and dependents of such eligible individuals, [military veterans,] as defined by the chancellor or designee, who apply for admission to a SUNY State-operated campus; and, be it further
Resolved that the Chancellor, or designee, be, and hereby is, authorized to adopt or amend policies, procedures, and/or guidelines which shall not be inconsistent with these regulations, as adopted; and, be it further

Resolved that the Boards of Trustees of SUNY Community Colleges and the independent Boards of Trustees of the New York State Statutory Colleges at Cornell University and Alfred University are strongly encouraged to adopt similar waivers of their application fee.

Trustee Staller asked for a motion to approve
Upon motion by Litow
Seconded by Trustee Duffy
Trustee Staller declares that the resolution is approved.

Chairman Tisch introduced H. Carl McCall to present on Trustee Spielvogel

H. Carl McCall reminisced on the impact that Trustee Spielvogel has had on SUNY.

Resolution: Special Service Commendation to Trustee Carl Spielvogel

Whereas Carl Spielvogel served SUNY and New York State since 2008 as a member of the Board of Trustees of the State University of New York; and

Whereas in that capacity, he served with the highest level of distinction and character, exercising keen judgment, unwavering loyalty, supreme knowledge, and a clear focus on the SUNY mission; and

Whereas Ambassador Spielvogel was Chair of the Trustees’ Communication and External Affairs Committee and led with distinction and inclusivity while ensuring that the committee’s mission of the oversight and improvement of University partnerships and relationships with campus neighborhoods, government agencies, media outlets, business entities, and other relevant community resources. As Chair he held a steadfast commitment to shared governance. He ensured voices of all the stakeholders had the chance to be heard; and

Whereas Ambassador Spielvogel has been a champion for SUNY students, especially our veterans. Through his philanthropic endeavors he created the first SUNY Veterans Affairs conference, bringing together all 64 campuses to have thoughtful conversation to improve educational services to New York State veterans; and

Whereas Ambassador Spielvogel has embodied the mission and principles of the State University of New York throughout his service on the Board; and

Whereas Trustee Spielvogel has truly been an asset to the State University of New York not only as a trustee and a public servant but as a true member of the SUNY family, lifting up the
Resolved that Trustee Spielvogel receives the deepest appreciation, the broadest gratitude, and the highest commendation from his colleagues on the Board of Trustees for his service to the State University of New York.

Chairman asked for a motion to approve
Upon motion by Trustee Lewin
Seconded by Trustee Duffy
Chairman declares that the resolution is approved.

Resolution: Appointment of Special Service Commendation for Dr. Kristina M. Johnson, Chancellor (2020-46)

Whereas Dr. Kristina M. Johnson provided distinguished service as the Chancellor of The State University of New York from September 2017 to August 2020; and
Whereas Chancellor Johnson led the system with a vision grounded in four central pillars: individualized learning, research and innovation, sustainability, and partnerships; and
Whereas Chancellor Johnson advanced SUNY’s commitment to individual student success through initiatives such as SUNY Achieve, which expanded access to evidence-based academic supports, decreased by half the number of students requiring remediation before starting credit-bearing college coursework; and helped increase graduation rates at our two-year community colleges during her tenure; and
Whereas Chancellor Johnson spearheaded a new system-wide platform in SUNY Online that offers an excellent and affordable education for students, in a format that provides the flexibility to fit into both their schedules and learning needs; and
Whereas Chancellor Johnson’s oversight of SUNY Open Educational Resources saved students $47 million in textbook costs; and
Whereas Chancellor Johnson’s leadership successfully steered Governor Andrew Cuomo’s first-in-the-nation Excelsior Scholarships for students who come from households where the cost of tuition may pose formidable challenges to affordability and access to higher education; and
Whereas the diversity of SUNY’s faculty did not reflect the demographics of its students, Chancellor Johnson launched PRODiG—Promoting Recruitment Opportunities for Diversity and Inclusive Growth—with a goal of hiring 1,000 underrepresented minorities and women in STEM by 2030, and spearheaded the creation of PRODiG Fellows, a diverse, mentoring-intensive pipeline into faculty positions for late-ABDs and post-doctoral scholars within SUNY’s comprehensive liberal arts colleges; and
Whereas Chancellor Johnson’s commitment to innovation and entrepreneurship dramatically increased SUNY’s annual research expenditures and expanded SUNY’s involvement in critical national research projects, such as the National Offshore Wind Research and Development
Consortium, a collaboration between SUNY and the New York State Energy Research & Development, and the Electron-Ion Collider, which will be built at the Brookhaven National Laboratory, and managed by Stony Brook University and Battelle; and  
Whereas Chancellor Johnson’s longstanding personal commitment toward mitigating the effects of climate change resulted in a culture of sustainability across the SUNY system, and 400 clean energy and energy efficiency projects, including the Large Scale Renewable Energy project to purchase zero-carbon electricity for 20 campuses and system administration; and  
Whereas Chancellor Johnson worked closely with New York State’s Empire State Development to establish groundbreaking collaborations with IBM, CREE, Applied Materials, and others that will result in next generation transformative technologies and $4.6 billion in research and development investment in New York State; and  
Whereas Chancellor Johnson partnered with other philanthropic organizations to raise the first endowment dollars for the SUNY Impact Foundation, in order to support the most innovative ideas on individual campuses system-wide and to promote the creation of new scholarships and fellowships; and  
Whereas Dr. Johnson has extensive experience in diverse fields, as illustrated by her background; now, therefore, be it:  
Resolved that the Board of Trustees hereby expresses the deepest appreciation, the greatest gratitude, and the highest commendation to Dr. Kristina M. Johnson for her distinguished and dedicated service to The State University of New York.

Chairman asked for a motion to approve
Upon motion by Trustee Lewin
Seconded by Trustee Duffy
Chairman declares that the resolution is approved.

Trustees vocalized their gratitude for Kristina Johnson.

ADJOURNMENT
Chairman Tisch then asked for a motion to adjourn
Motion by Trustee Litow
Seconded by Trustee Duffy
The Chairman declared meeting adjourned at 1:57 pm