Tentative Agenda

1. CALL TO ORDER
2. STATEMENT OF COMPLIANCE WITH THE OPEN PUBLIC MEETINGS ACT
3. ROLL CALL
4. RESOLUTION TO CONDUCT CLOSED SESSION – October 6, 2021
5. CLOSED SESSION
6. RESUMPTION OF OPEN SESSION
7. INDUCTION OF MEMBER TO THE BOARD OF GOVERNORS
8. MATTERS PRESENTED BY THE CHAIR
9. MATTERS PRESENTED BY THE PRESIDENT
10. REPORT OF THE RUTGERS UNIVERSITY–CAMDEN CHANCELLOR
11. COMMITTEE ON ACADEMIC AND STUDENT AFFAIRS – September 27, 2021
12. COMMITTEE ON FINANCE AND FACILITIES – September 27, 2021
13. COMMITTEE ON AUDIT – September 22, 2021
14. COMMITTEE ON HEALTH AFFAIRS – September 15, 2021
15. COMMITTEE ON INTERCOLLEGIATE ATHLETICS – October 4, 2021
16. CONSENT AGENDA
   a. Approval of Minutes of the Board of Governors – June 22, 2021 and September 13, 2021
   b. Proposed Recommendation to Membership on the Board of Managers of the New Jersey Agricultural Experiment Station
   c. Committee on Academic and Student Affairs – September 27, 2021
      (1) Faculty Appointment with Tenure Recommendations
      (2) Proposed Resolution Approving Revisions to University Policy 10.1.14: Establishment of and Appointment to Endowed Faculty Positions
      (3) Proposed Resolution Approving Revisions to University Policy 60.5.5: Faculty Personnel Actions-Procedures
      (4) Proposed Resolution Approving Revisions to University Policy 10.2.11: Code of Student Conduct
   d. Committee on Finance and Facilities – September 27, 2021
      (1) Proposed Resolution Ratifying Single Source Contract with Adobe, Inc. for Licenses for the Full Suite of Creative Cloud Applications
      (2) Proposed Resolution Authorizing a Sole Source Contract with FEI Company to Provide a Tundra 100 kV, FEG Cryo-Transmission Electron Microscope
      (3) Proposed Resolution Authorizing a Single Source Contract with Infinity BiologiX to Provide Bio Specimen Sample Collection and Processing, Storage and Analytical Service, and Scientific and Technical Support in Both Research and Clinical Areas
      (4) Proposed Resolution Authorizing Single Source Contracts with Charles River, Taconic, Jackson Labs, and Envigo to Provide Research Animals in Support of Rutgers Research
      (6) Proposed Resolution Approving the Removal of the Name Joseph P. Bradley from Bradley Hall on Newark Campus
   e. Committee on Health Affairs – September 15, 2021
      (1) Minutes of the University Behavioral Health Care Leadership Committee Meetings of April 20, 2021, May 18, 2021, and June 15, 2021
      (2) University Behavioral Health Care Staff Appointments, Reappointments and Clinical Privileges of May 18, 2021, June 15, 2021, and July 27, 2021
      (3) University Behavioral Health Care’s Quality Improvement Report for the Fourth Quarter of 2020
Tentative Agenda

17. REPORT OF THE EXECUTIVE VICE PRESIDENT – CHIEF FINANCIAL OFFICER AND UNIVERSITY TREASURER
   a. Joint Committee on Investments – July 30, 2021 and September 23, 2021

18. REPORT OF THE UNIVERSITY SENATE

19. OLD BUSINESS

20. NEW BUSINESS

21. ADJOURNMENT
PROPOSED RESOLUTION
APPROVING REVISIONS TO UNIVERSITY POLICY 10.1.14:
ESTABLISHMENT OF AND APPOINTMENT TO ENDOWED FACULTY POSITIONS

WHEREAS, on June 16, 2020, Rutgers, The State University of New Jersey, established a procedure for submitting documentation to the Board of Governors for the establishment of and appointment to Endowed Faculty Positions; and

WHEREAS, it is now necessary to implement revisions to University Policy 10.1.14 to reflect recent changes to administrative titles, replacing Senior Vice President for Academic Affairs and Assistant Vice President for Academic Affairs with Executive Vice President for Academic Affairs and Associate Vice President for Academic Affairs respectively; and

WHEREAS, the appendix to University Policy 10.1.14, which states the deadline for submitting materials to the Office of the Executive Vice President for Academic Affairs will be six weeks prior to the Committee on Academic and Student Affairs meeting, needs to be amended to refer, and link, to the “EVPAA Submission Deadlines” document to better align with the changing schedules of the Board of Governors and its committees; and

WHEREAS, on September 27, 2021, the Committee on Academic and Student Affairs of the Board of Governors reviewed and endorsed the revisions to University Policy 10.1.14 and recommended approval by the Board of Governors.

NOW, THEREFORE, BE IT RESOLVED that, upon the recommendation of the Committee on Academic and Student Affairs, the Board of Governors of Rutgers, The State University of New Jersey, approves the attached revisions to University Policy 10.1.14: Establishment of and Appointment to Endowed Faculty Positions, with deletions shown in strikeout and additions underlined; and

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately.

Attachments: Proposed Revisions to University Policy 10.1.14: Establishment of and Appointment to Endowed Faculty Positions

Board of Governors
Rutgers, The State University
of New Jersey
October 6, 2021
PROPOSED RESOLUTION
APPROVING REVISIONS TO
UNIVERSITY POLICY 60.5.5:
FACULTY PERSONNEL ACTIONS-PROCEDURES

WHEREAS, on November 9, 1962, the Board of Governors of Rutgers, The State University of New Jersey, approved the policy on “Faculty Personnel Actions-Procedures” (formerly Book 3.3.7 in the University Regulations and Procedures Manual); and

WHEREAS, this policy has been renumbered as Policy Section 60.5.5 in the University Policy Library and was last revised on June 19, 2014 by Resolution of the Board of Governors to include the process for appointments, reappointments, and promotions of non-tenure-track faculty; and

WHEREAS, this policy also prescribes the composition of the University Promotion Review Committee, the function of which is to advise the President from a university-wide perspective on appointments, reappointments, and promotions involving the award of tenure and on promotions to or within the tenured ranks; and

WHEREAS, the University Promotion Review Committee in its present form was approved by the Board of Governors by resolution dated October 9, 2014, which added to the committee membership the Provost–New Brunswick; and

WHEREAS, it is now necessary to amend Policy 60.5.5 to remove the Senior Vice President for Research and Economic Development (now Senior Vice President for Research) from the committee membership; to replace the Provost–New Brunswick with the Chancellor-Provost–New Brunswick (or designee); and add an eighth tenured faculty member at the rank of Professor or higher to the membership of the University Promotion Review Committee; and

WHEREAS, on September 27, 2021, with the endorsement of Executive Vice President for Academic Affairs Prabhas V. Moghe and President Jonathan Holloway, the Committee on Academic and Student Affairs reviewed the attached proposed revisions to Policy Section 60.5.5 Faculty Personnel Actions-Procedures, and recommended approval by the Board of Governors.

NOW, THEREFORE, BE IT RESOLVED that, upon the recommendation of the Committee on Academic and Student Affairs, the Board of Governors of Rutgers, The State University of New Jersey, approves the attached Policy Section 60.5.5 Faculty Personnel Actions-Procedures, that includes changes to the composition of the University Promotion Review Committee, effective July 1, 2021, with deletions shown in strikeout and additions underlined; and

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately.

Attachment: Proposed Revisions to Policy 60.5.5

Board of Governors
Rutgers, The State University
of New Jersey
October 6, 2021
PROPOSED RESOLUTION
APPROVING REVISIONS TO
UNIVERSITY POLICY 10.2.11: CODE OF STUDENT CONDUCT

WHEREAS, on July 7, 1972, the Board of Governors of Rutgers, The State University of New Jersey, approved the “Code of Student Conduct” policy (formerly Book 4.2.7 in the University Regulations and Procedures Manual); and

WHEREAS, this policy has been renumbered as University Policy 10.2.11 in the University Policy Library; and

WHEREAS, this University Policy 10.2.11 was last revised on December 17, 2020 by Resolution of the Board of Governors; and

WHEREAS, on August 11, 2021, University Policy 10.2.11 was revised and implemented on an interim basis to address recent changes in State law regarding recreational Cannabis; and

WHEREAS, a subsequent review of the revised interim policy by the Advisory Committee on Rutgers’ Response to Sexual Harassment and Sexual Violence, Policies and Procedures Subcommittee, as well as by senior members of Campus Conduct, Title IX, and Student Affairs offices across the University, resulted in necessary adjustments to the policy to address all forms of sexual harassment and sexual misconduct that fall outside the scope of Title IX, as well as for alignment with changes to New Jersey State law related to recreational Cannabis; and

WHEREAS, on September 27, 2021, with the endorsement of Executive Vice President for Academic Affairs Prabhas V. Moghe; Vice Chancellor for Student Affairs, Rutgers University–New Brunswick, Salvador Mena; Vice Chancellor for Student Affairs, Rutgers University–Newark, Corliss E. Thomas; and Vice Chancellor for Student Affairs, Rutgers University–Camden, Mary Beth Daisey, the Board of Governors Committee on Academic and Student Affairs reviewed the proposed revisions to University Policy 10.2.11: Code of Student Conduct, and recommended approval by the Board of Governors.

NOW, THEREFORE, BE IT RESOLVED that, upon the recommendation of the Committee on Academic and Student Affairs, the Board of Governors of Rutgers, The State University of New Jersey, approves the attached University Policy 10.2.11: Code of Student Conduct, with deletions shown in strikeout and additions underlined; and

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately.

Attachment: Proposed Revisions to University Policy 10.2.11: Code of Student Conduct

Board of Governors
Rutgers, The State University
of New Jersey
October 6, 2021
PROPOSED RESOLUTION
RATIFYING SINGLE SOURCE CONTRACT WITH ADOBE, INC. FOR LICENSES FOR THE FULL SUITE OF CREATIVE CLOUD APPLICATIONS

WHEREAS, in its ongoing effort to address faculty and student needs supporting instruction, research, and publication, Rutgers Office of Information Technology (“OIT”) routinely reviews available software products to assess what should be made available to the Rutgers community; and

WHEREAS, Rutgers has observed that Adobe, Inc. offers a convenient and popular suite of products, called the Adobe Creative Cloud suite, to help students prepare for industry standards in digital editing, to help faculty create and enhance scholarship and publication, and to help achieve more effective digital design techniques in instruction, marketing, and communications; and

WHEREAS, during June 2021 Rutgers OIT was able to negotiate a proposed three-year contract with Adobe at an enterprise level for 18,500 faculty/staff licenses and over 70,700 student licenses at an annual cost not to exceed $1,784,360 – which equates to $20.00 per license per year and results in a considerable savings compared to fees otherwise paid by faculty, staff, and students for similar applications; and

WHEREAS, although this proposed contract exceeded the delegated authority granted to University Procurement Services (“UPS”) in the University’s Procurement and Payment Policy for Waiver of Bids, UPS determined it was time sensitive and squarely supported the University’s missions, and, as a result sought emergency approval to enter the proposed contract with Adobe; and

WHEREAS, J. Michael Gower, Executive Vice President–Chief Financial Officer and University Treasurer, followed the emergency procedure for time-sensitive waivers of bid contracts by obtaining approval to proceed with this contract from the Chair of the Committee on Finance and Facilities and from the Chair of the Board of Governors; and

WHEREAS, Rutgers did execute and enter the contract with Adobe for an annual cost not to exceed $1,784,360 and for term running from July 1, 2021 through June 30, 2024; and

WHEREAS, on September 27, 2021 the Committee on Finance and Facilities reviewed the background information concerning the above mentioned contract and the process that was undertaken to enter into it, and recommended that the Board of Governors of Rutgers, The State University of New Jersey ratify the contract.

NOW, THEREFORE, BE IT RESOLVED that, upon the recommendation of the Committee on Finance and Facilities, the Board of Governors of Rutgers, The State University of New Jersey, ratifies the contract between the University and Adobe as described herein.

Board of Governors
Rutgers, The State University
of New Jersey
October 6, 2021
PROPOSED RESOLUTION
AUTHORIZING A SOLE SOURCE CONTRACT WITH FEI COMPANY
TO PROVIDE A TUNDRA 100 KV, FEG CRYO-TRANSMISSION
ELECTRON MICROSCOPE

WHEREAS, the University seeks to enter into a sole source bid waivered contract with
FEI Company ("FEI"), to purchase a Tundra 100 kV, FEG Cryo-Transmission Electron
Microscope; and

WHEREAS, the Tundra 100 kV, FEG Cryo-Transmission Electron Microscope,
manufactured exclusively by FEI, is a high-resolution cryo-transmission electron microscope
dedicated for single particle analysis data acquisition and protein structure determination, will
aid in research undertaken at New Jersey Medical School, and uses software and equipment
compatible with existing equipment used at the University; and

WHEREAS, Rutgers University Procurement Services, on behalf of the New Jersey
Medical School, Department of Microbiology, Biochemistry and Molecular Genetics, seeks
approval of this sole source bid waivered contract with FEI as described herein in the amount of
$1,265,000; and

WHEREAS, on September 27, 2021, the Board of Governors' Committee on Finance
and Facilities reviewed the documentation supporting the proposed sole source contract with FEI
as described above and agreed to recommend approval of such contract by the Board of
Governors.

NOW, THEREFORE, BE IT RESOLVED that, upon the recommendation of the
Committee on Finance and Facilities, the Board of Governors of Rutgers, The State University of
New Jersey, hereby approves the waiver of bid procurement with FEI and authorizes Rutgers to
execute a contract with FEI, at a total contract cost not to exceed $1,265,000.

Board of Governors
Rutgers, The State University
of New Jersey
October 6, 2021
PROPOSED RESOLUTION
AUTHORIZING A SINGLE SOURCE CONTRACT WITH INFINITY BIOLOGIX TO PROVIDE BIO SPECIMEN SAMPLE COLLECTION AND PROCESSING, STORAGE AND ANALYTICAL SERVICE, AND SCIENTIFIC AND TECHNICAL SUPPORT IN BOTH RESEARCH AND CLINICAL AREAS

WHEREAS, prior to 2020, Rutgers, The State University of New Jersey, utilized Rutgers University’s RUCDR Infinite Biologics lab for various bio specimen and genetic material sample collection, storage, and processing; and

WHEREAS, the RUCDR Infinite Biologics lab was sold to a newly created company called Infinity Biologix LLC (“IBX”) by approval of the Rutgers University Board of Governors on June 16, 2020; and

WHEREAS, Rutgers seeks to enter into a Master Service Agreement with IBX for the provision of all ranges of genetic, biomedical, lab solutions, and other research support services offered by IBX for use by multiple departments and researchers across the entire Rutgers University community; and

WHEREAS, Rutgers and IBX have negotiated a proposed contract that will obligate IBX to provide these services to Rutgers units for a five-year term and with an estimated annual spend (based on Fiscal Year 2021) of at least $7 million subject, however, to actual spending amounts that are expected to exceed such amount because of the receipt of research grant funding and otherwise approved University budgets covering the type of research and operations that utilize the services provided by IBX; and

WHEREAS, Rutgers University Procurement Services seeks approval to enter into this single source contract with IBX as described herein and to authorize two one-year renewals of the contract as necessary for ongoing Rutgers operations in amounts covered by research grant funding and pursuant to approved University budgets; and

WHEREAS, on September 27, 2021, the Board of Governors' Committee on Finance and Facilities discussed the proposed single source contract with IBX as described above and agreed to recommend approval of such contract by the Board of Governors.

NOW, THEREFORE, BE IT RESOLVED that, upon the recommendation of the Committee on Finance and Facilities, the Board of Governors of Rutgers, The State University of New Jersey, hereby approves the waiver of bid procurement process with IBX and authorizes Rutgers to execute a single source contract with IBX as described above for an initial term of five years with two one-year renewals as necessary to support ongoing research and operations and with an annual spending amount to be based on available research grant funding and approved University budgets.

Board of Governors
Rutgers, The State University
of New Jersey
October 6, 2021
PROPOSED RESOLUTION
AUTHORIZING SINGLE SOURCE CONTRACTS WITH CHARLES RIVER, TACONIC, JACKSON LABS, AND ENVIGO TO PROVIDE RESEARCH ANIMALS IN SUPPORT OF RUTGERS RESEARCH

WHEREAS, Rutgers, The State University of New Jersey, seeks to enter into individual Master Service Agreements with four animal breeders, Charles River Laboratories, Inc (Charles River), Taconic Biosciences, Inc. (Taconic), The Jackson Laboratory (Jackson Labs), and Envigo for the provision of live animals for research purposes to support universitywide Rutgers Research; and

WHEREAS, Rutgers University and Charles River, Taconic, Jackson Labs, and Envigo have each negotiated a proposed contract that will allow for the purchase of animal breeds by Rutgers Research each for a five-year term commencing October 1, 2021 and ending September 30, 2026 and each with a onetime five-year term renewal option; and

WHEREAS, Rutgers University Procurement Services seeks approval to enter into a single source contract with each of Charles River, Taconic, Jackson Labs, and Envigo for an estimated five year spend of $2.5 million, $1.25 million, $2.5 million, and $1.25 million, respectively, as described herein, and to authorize a one-time renewal on each contract as necessary for ongoing Rutgers operations; and

WHEREAS, on September 27, 2021, the Board of Governors' Committee on Finance and Facilities reviewed the documentation supporting the proposed single source contracts with Charles River, Taconic, Jackson Labs, and Envigo as described above and agreed to recommend approval of such contracts by the Board of Governors.

NOW, THEREFORE, BE IT RESOLVED that, upon the recommendation of the Committee on Finance and Facilities, the Board of Governors of Rutgers, The State University of New Jersey, hereby approves the waiver of bid procurement process with Charles River, Taconic, Jackson Labs, and Envigo, and authorizes Rutgers to execute single source contracts with each of Charles River, Taconic, Jackson Labs, and Envigo, as described above, for an initial term of five years including a one-time five-year renewal to support ongoing operations, in the estimated amounts noted above and with the actual contract spend amounts to be authorized pursuant to approved University budgets annually.

Board of Governors
Rutgers, The State University of New Jersey
October 6, 2021
PROPOSED RESOLUTION
AUTHORIZING A TWO-YEAR CONTRACT WITH ELSEVIER B.V. FOR THE PURCHASE OF ITS ScienceDirect DATABASE OF SCIENTIFIC JOURNALS AND ELECTRONIC BOOKS

WHEREAS, the Libraries of Rutgers, The State University of New Jersey, are responsible for acquiring access to a broad range of scientific journals to support the research and education mission of the University; and

WHEREAS, the ScienceDirect database is a unique online republication of high-quality journals and electronic books, which are published by and only available from the publisher Elsevier B.V.; and

WHEREAS, the ScienceDirect database is a searchable compilation of electronic journals and electronic books primarily in the fields of science, technology, and medicine, but also in some social science and humanities areas; and

WHEREAS, Elsevier has offered Rutgers a two-year contract extension totaling $6,081,238.53 for the purchase of a continuing subscription to its ScienceDirect database, which price is based, in part, on the number of users within the University community who will have access and the number of journals that will be made available; and

WHEREAS, on September 27, 2021, the Committee on Finance and Facilities reviewed the sole source purchase with Elsevier as described above and agreed to recommend its approval by the Board of Governors.

NOW, THEREFORE, BE IT RESOLVED that, upon the recommendation of the Committee on Finance and Facilities, the Board of Governors of Rutgers, The State University of New Jersey, approves the purchase of the ScienceDirect database subscription as described herein.

Board of Governors
Rutgers, The State University of New Jersey
October 6, 2021
PROPOSED RESOLUTION
APPROVING THE REMOVAL OF THE NAME JOSEPH P. BRADLEY
FROM BRADLEY HALL ON NEWARK CAMPUS

WHEREAS, in 1971, Rutgers University acquired a prominent, seven-story building at 110 Warren Street, Newark, New Jersey for the purposes of accommodating and expanding the academic and administrative operations of the Rutgers - Newark campus; and

WHEREAS, on October 8, 1971, the Board of Governors approved naming the building after Joseph P. Bradley, a member of Rutgers College - Class of 1836, an Associate Justice of the United States Supreme Court from 1870 to 1892, and a Trustee of Rutgers from 1858 to 1892; and

WHEREAS, the long-prevailing popular narrative about Justice Bradley was believed to incorrectly laud him as an advocate for civil rights, and has caused grave concerns among members of the Rutgers Law School, Newark community for decades; and

WHEREAS, in Fall 2020, a committee of faculty, staff, and students appointed by Chancellor Nancy Cantor to research and study this issue intensively has determined that contrary to the contemporary record, Justice Bradley played a role in perpetuating systemic racism and ushering in legalized discrimination in the period after the Civil War; and

WHEREAS, Chancellor Cantor has endorsed the recommendations of the Committee on the Naming of Bradley Hall, and on August 18, 2021 formally requested the University Naming Committee to consider the removal of the name from Bradley Hall; and

WHEREAS, on September 3, 2021, the University Naming Committee approved the proposal to remove the name from Bradley Hall, and thereafter recommended approval to Rutgers President Jonathan Holloway who also approved the action; and

WHEREAS, on September 27, 2021, the Committee on Finance and Facilities reviewed the proposed action and recommended approval by the Board of Governors.

NOW, THEREFORE, BE IT RESOLVED that, upon the recommendation of the President, the University Naming Committee, and the Committee on Finance and Facilities, the Board of Governors of Rutgers, The State University of New Jersey, approves the removal of the name Joseph P. Bradley from the building at 110 Warren Street, and that the building now be known by its address of 110 Warren Street.

Board of Governors
Rutgers, The State University
of New Jersey
October 6, 2021