MINUTES OF THE MEETING OF THE BOARD OF HIGHER EDUCATION OF THE CITY OF NEW YORK

HELD

NOVEMBER 23, 1970

AT THE STUDENT UNION BUILDING
BROOKLYN COLLEGE – BOROUGH OF BROOKLYN

The Chairman called the meeting to order at 6:10 p.m.

There were present:

Frederick Burkhardt, Chairman
David I. Ashe
Herbert Berman
Porter R. Chandler
Jean-Louis d’heilly
Norman Henkin
Minneola P. Ingersoll
Robert Ross Johnson
Francis Keppel

James Oscar Lee
John A. Morsell
Jack I. Poses
Luis Quero Chiesa
Barbara A. Thacher
Eve Weiss
Nils Y. Wessell
Arleigh B. Williamson

N. Michael Carfora, Secretary of the Board
Arthur H. Kahn, General Counsel

Chancellor Albert H. Bowker
Actg. Pres. Jerome B. Cohen
President John W. Kneller
President Robert E. Marshak
President Joseph P. McMurray
Actg. Pres. David Newton
Dean Harold M. Proshansky
President Donald H. Riddle
President Herbert Schueler
President Richard Trent
President Jacqueline G. Wexler
President Milton G. Bassin
President William M. Birenbaum

President James A. Colston
President Edgar D. Draper
President Nasry Michelen
President Theodore Powell
President Kurt R. Schmeller
President Joseph Shenker
Dr. Robert S. Hirschfield
Mr. Richard Lewis

Deputy Chancellor Seymour C. Hyman
Vice-Chancellor Julius C.C. Edelstein
Vice-Chancellor Timothy S. Healy
Vice-Chancellor T. Edward Hollander
Vice-Chancellor Bernard Mintz

The absence of Miss Canino, Mr. DeNovellis and Mr. Nunez was excused.
NO. 1. 1971-72 BUDGET REQUEST: Upon motion duly made, seconded and carried, the following resolution presented by Mr. Poses, on behalf of the Committee on Budget and Finance, was adopted:

WHEREAS, The Chancellor has submitted a Budget Request, after consultation with the Colleges, to the Committee on Budget and Finance; and

WHEREAS, The Board’s Committee on Budget and Finance held a public hearing on the proposed budget on November 18, 1970; and

WHEREAS, The aforesaid Committee had made its own study of the Budget Request and has taken into account the views expressed at the public hearing; and

WHEREAS, The Committee had considered carefully the competing demands for funds for the Colleges and other programs of the University as well as the financial requirements for meeting the increased enrollment of the University in 1971-72; therefore be it

RESOLVED, That the Board of Higher Education approve an operating budget for the City University in the amount of $465.5 million for the fiscal year 1971-72, as detailed in the proposed budget; and be it further

RESOLVED, That the Board authorize the Chancellor to submit such approved budget to the Mayor on November 23, 1970.

EXPLANATION: The budget of $465.5 million recommended by the Committee on Budget and Finance for 1971-72 represents an increase of $142.6 million over the University’s modified budget of $322.9 million for 1970-71.

The increase comprises the following increases (offset by decreases totaling $0.3 million):

- $47.2 million in mandatory increases (additional funds for obligatory salary increases and existing contracts)
- $84.0 million in increased workload (funds required for new enrollments under existing or approved programs)
- $9.7 million in deficiency adjustments (funds requested to overcome past deficiencies in the funding of University programs in relation to Master Plan goals or other established standards)
- $1.7 million for new programs (funds requested for development of new schools and addition of programs approved under the Master Plan)

The increase represents an additional $2.0 million over the increase recommended by the Chancellor to the Budget and Finance Committee and reflected in the Chancellor’s Budget Request.

This increase comprises the following amounts:

- $1.9 million in mandatory increases for meeting interest and amortization of necessary debt service as reported in the Annual Report of the City University Construction Fund on November 15, 1970
- $7.7 million in increased workload for financial aid, representing funds required to gain an additional $3.5 million of Federal funds to support work study in the colleges.

NOTE: A complete copy of the Budget Request is on file with these minutes in the Office of the Secretary of the Board.
NO. 2. COMMITTEE ON LAW: (a) Upon motion duly made, seconded and carried, the following amendment to the bylaws was adopted:

Section 8.13. PROCEDURE FOR COLLEGE COMMITTEES ON FACULTY PERSONNEL AND BUDGET; ALL COMMITTEES ON FACULTY PERSONNEL AND BUDGET IN THE CITY COLLEGE; AND ALL COMMITTEES CONCERNED WITH APPOINTMENTS AND PROMOTIONS IN THE UNIVERSITY GRADUATE DIVISION:
Each committee concerned with instructional staff appointments, reappointments, reappointments with tenure, and promotions, shall keep minutes of its proceedings conforming insofar as is practicable to Roberts' Rules of Order, Revised. The actions of the committee shall be by secret ballot and the results of the balloting shall be duly recorded in its minutes. All records of the proceedings with respect to a candidate shall be filed in the candidate's Administration File, available only to the committees and individuals responsible for the review and recommendation of appointments, reappointments, promotions, and tenure. It shall be the duty and responsibility of the president, or his designee, to communicate to the candidate the action of the committee but no reason shall be assigned for a negative recommendation. The affirmative recommendation of the committee shall be submitted to the president in accordance with the procedures set forth in the bylaws of the Board.

Section 8.13 is renumbered Section 8.14.

(b) (1) Upon motions duly made, seconded and carried, the following amendments to the bylaws were adopted:

Section 1. Section 6.5 of the bylaws is hereby amended to read as follows:

Section 6.5 APPOINTMENTS WITHOUT TENURE. Nothing contained in this article shall be construed as conferring or permitting tenure, or service credit toward the achievement of tenure in the positions of chancellor, deputy chancellor, vice-chancellor, president, vice-president, university dean, university associate dean, university assistant dean, dean, associate dean, assistant dean, department chairman, chief librarian, principal, supervisor, distinguished professor, visiting professor, visiting associate professor, visiting assistant professor, adjunct professor, adjunct associate professor, adjunct assistant professor, adjunct lecturer, higher education officer, higher education associate, higher education assistant, assistant to higher education officer, research associate, research assistant, clinical assistant, lecturer (full-time), lecturer (part-time), instructor appointed after October 1, 1968; business manager, assistant business manager, assistant to business manager, all positions in the Early Childhood Centers Programs, or any other instructional position not included on the permanent instructional staff, except that prior service as a full-time lecturer or lecturer (full-time) may be considered toward the award of tenure to persons in a title on the permanent instructional staff. Appointment to any such nontenure-bearing position, or removal therefrom, however, shall not deprive the person so appointed or removed of tenure in the highest position on the staff held with tenure prior to his appointment to such office, or conjointly with such office, nor shall such appointment or removal deprive any person of service credit toward the achievement of tenure under the provisions of this article. All persons appointed chancellor, deputy chancellor, president, vice-chancellor, vice-president, university dean, university associate dean, university assistant dean, dean, associate dean, assistant dean, or
principal, if not already appointed to a position on the permanent instructional staff, may be appointed to an appropriate instructional position.

Section 2. Subdivision h of Section 6.6 of the bylaws is hereby repealed.

[h. In the event of adverse Board action on a recommendation for appointment or reappointment, or reappointment with tenure, or reappointment with an administrative certificate of continuous employment, notice of intention not to reappoint shall be given to the candidate as soon thereafter as practicable.]

Section 3. Subdivision i of Section 6.6 is renumbered subdivision h.

Section 4. Subdivision f of Section 6.0 of the bylaws is hereby amended to read as follows:

f. A position held by a person who has received an administrative certificate of continuous employment may be abolished or discontinued by the Board for reasons which are not discriminatory against a particular person or persons. In the event that the position of a lecturer (full-time) in a department is to be abolished or discontinued, the person who last received his administrative certificate of continuous employment shall be the person whose position is first to be abolished, except that for special educational reasons which are not discriminatory against a particular person or persons, [this rule may be waived by the Board] the position of a person next most junior may be abolished or discontinued.

Section 5. Section 7.6 of the bylaws is hereby amended to read as follows:

Section 7.6 INVESTIGATION AND HEARING. The committee shall conduct the investigation and hearing according to such rules as the College Personnel & Budget Committee may from time to time establish. The committee shall not be bound by the rules of evidence observed in courts of law. There shall be a transcript of the hearing.

Section 6. Section 9.9 of the bylaws is hereby amended to read as follows:

Section 9.9 GRIEVANCE. Where a person is adversely affected by a decision of the department, or the college, or of any committee thereof, and he considers himself aggrieved within the terms and conditions of an existing collective negotiation agreement, he may avail himself of the procedures set forth in said agreement.

Section 7. These amendments shall take effect immediately.

Section 8. Subdivision a of Section 8.7 of the bylaws is hereby amended to read as follows:

Section 8.7 FACULTY COUNCILS, EXCEPT IN THE UNIVERSITY GRADUATE DIVISION. a. In every college or school of a college except in the University Graduate Division in which the faculty shall exceed one hundred members
there shall be a faculty council. The faculty council shall consist of the president, the vice-president, deans, the registrar, the business manager and two delegates from each department where available. One such delegate shall be the department chairman. The other shall be a person of faculty rank elected by the department. In addition, delegates-at-large, equal to the number of instructional departments, shall be elected. The method of nomination and election of delegates-at-large shall be determined in each college or school by the faculty council provided such delegates-at-large have faculty rank or faculty status. Vacancies shall be filled in the same manner for the unexpired term. Each of the above delegates, except the department chairman, shall be elected for a three-year term in May of the appropriate year by secret ballot of the members entitled to vote in each department, following the initial term of office to which they were elected.

Section 9. Subdivision a of Section 8.11 of the bylaws is hereby amended to read as follows:

Section 8.11 THE REVIEW COMMITTEE ON FACULTY PERSONNEL AND BUDGET IN THE CITY COLLEGE. a. In The City College there shall be a Review Committee on Faculty Personnel and Budget. The chairman of this committee shall be the president of the college. The members of this committee shall be the vice-president, the dean of students and the respective deans of faculty of the College of Liberal Arts and Science, The School of Education, the School of Engineering, the School of Architecture and the School of Nursing. This committee shall exercise the functions assigned in subdivisions b, c and d of Section 8.10 to the Committee on Faculty Personnel and Budget in the other colleges, except that the Review Committee on Faculty Personnel and Budget shall also receive and consider recommendations from the committees on Faculty Personnel and Budget of the several constituent schools of The City College.

Section 10. These amendments shall take effect immediately.

Section 11. Subdivision g of Section 15.3 is hereby amended to read as follows:

g. The Faculty-Student Disciplinary Committee shall consist of three faculty and three student members plus a chairman. The faculty members shall be selected by lot from a panel of six elected annually by the appropriate faculty body from among the persons having faculty rank or faculty status and the student members shall be selected by lot from a panel of six elected annually in an election in which all students registered at the college shall be eligible to vote. In the event that the Student or Faculty Panel, or both are not elected, the President shall have the duty to select the panel or panels which have not been elected. No member of the Committee shall serve more than two consecutive terms. The Chairman of the Committee shall be selected by the Committee from among the remaining members of the panels and shall have the power to vote in case of a tie. A quorum shall consist of at least two students-and two faculty members. Persons who are to be participants in the hearing as witnesses or have been involved in preferring charges or who may participate in appeals procedures or any other persons having a direct interest in the outcome of the hearing shall be disqualified from serving on the hearing panel. A lawyer from the General Counsel's Office of the Board may be present to act as legal advisor to the Committee.
Section 12. These amendments shall take effect immediately.

NOTE: Matter in brackets to be deleted, matter in bold type new.

(2) Upon motions duly made, seconded and carried, amendments to the bylaws adding subdivision 'I' to the definitions and amending Section 15.2 were tabled.

(c) No report given.

NO. 3. COMMITTEE ON TRUSTS AND GIFTS: Mr. Poses, on behalf of the Committee on Trusts and Gifts, presented the report of the Committee dated October 21, 1970.

NOTE: The report is on file with these minutes in the Office of the Secretary of the Board.

Upon motions duly made, seconded and carried, the following resolutions were adopted or action was taken as noted:

NO. 4. SUBLEASE OF SPACE - COLLEGE DISCOVERY PSYCHOLOGICAL AND SOCIAL SERVICES UNIT: RESOLVED, That the Board authorize the sublease until June 30, 1973, of approximately 1,200 square feet of space at the Manhattan Urban Center, 2090 Seventh Avenue, New York, New York, for the relocation of the College Discovery Psychological and Social Services Unit at an annual rental of $5,700 plus an initial payment not to exceed $5,090 for renovation work required; and be it further

RESOLVED, That the Department of Real Estate be requested to arrange for the rental of the aforesaid space.

EXPLANATION: The rental is proposed to relocate the 1,200 square feet now leased at 135 Hamilton Place, Manhattan. The present location leased for a three year period which began on January 1, 1969 at an annual rate of $3,180 has proven to be inadequate for the needs of the Psychological and Social Services Unit. Concurrent with approval of a new lease arrangement the Department of Real Estate will negotiate for the termination of the present lease commitment at 135 Hamilton Place.

NO. 5. RENTAL OF SPACE-DIVISION OF TEACHER EDUCATION: RESOLVED, That the Board approve the rental of approximately 18,000 square feet of space to permit the consolidation of the units of the Division of Teacher Education (excluding the Doctoral Program) now located at 535 East 80th Street and 33 West 42nd Street, subject to approval of the terms and conditions of the lease by the Committee on Campus Planning and Development; and be it further

RESOLVED, That the Department of Real Estate be requested to negotiate for the rental of the space.

EXPLANATION: The consolidation of the Teacher Education Division, while representing a net reduction of space, will permit a more efficient operation. The space vacated at the Graduate Center and at Central Office will provide some relief for their activities.

NO. 6. RENTAL OF SPACE-CITY UNIVERSITY RESEARCH FOUNDATION: RESOLVED, That the Board approve the rental of approximately 7,000 square feet of space for the City University Research Foundation, subject to approval of the terms and conditions of the lease by the Committee on Campus Planning and Development; and be it further

RESOLVED, That the Department of Real Estate be requested to negotiate for the rental of the space.
EXPLANATION: The space needs of the Graduate Division have indicated the advisability of relocating the Research Foundation from 33 West 42nd Street. Moreover, the contract between the Research Foundation and the Board of Higher Education specifies that the Board will provide facilities and other supportive services to the Foundation. This space will provide for the staff enlargement undertaken during the past six months to meet the expanded mission assigned to the Foundation by the Board of Higher Education effective July 1, 1970.

NO. **MASTER PLAN REPORT - YORK COLLEGE**: RESOLVED, That the Board of Higher Education indicate its general acceptance of the Master Plan Report and Recommendations for the Development of Physical Facilities for the York College Campus as prepared by Snibbe, Tafel, Lindholm, Architect/Planner, in accordance with the terms of a contract for the development of said plan; and be it further

RESOLVED, That Table 12-2 of the 1968 Master Plan of the Board of Higher Education be modified to delete the tentatively listed indication for facilities under Senior Colleges, Item 8, York College, and in place thereof include the proposed new facilities indicated in the aforesaid Master Plan Report, as follows:

<table>
<thead>
<tr>
<th>Item</th>
<th>Description</th>
<th>Net</th>
<th>Gross</th>
<th>Building</th>
<th>Site Work</th>
<th>Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Administration and Student Center</td>
<td>78,455</td>
<td>144,828</td>
<td>6,951,000</td>
<td>153,200</td>
<td>7,105,000</td>
</tr>
<tr>
<td>2</td>
<td>Library, Humanities, Social Science, Education, SEEK, Instructional Resources and Student Center</td>
<td>293,324</td>
<td>469,774</td>
<td>21,139,800</td>
<td>1,049,100</td>
<td>22,189,000</td>
</tr>
<tr>
<td>3</td>
<td>Natural Science and Mathematics</td>
<td>169,337</td>
<td>284,624</td>
<td>14,800,500</td>
<td>181,800</td>
<td>14,982,300</td>
</tr>
<tr>
<td>4</td>
<td>Fine Arts-Theatre</td>
<td>78,260</td>
<td>119,752</td>
<td>6,107,400</td>
<td>653,300</td>
<td>6,760,700</td>
</tr>
<tr>
<td>5</td>
<td>Auditorium</td>
<td>25,850</td>
<td>38,775</td>
<td>1,977,500</td>
<td>148,300</td>
<td>2,125,800</td>
</tr>
<tr>
<td>6</td>
<td>Physical Education</td>
<td>94,145</td>
<td>137,962</td>
<td>6,208,300</td>
<td>468,900</td>
<td>6,677,200</td>
</tr>
<tr>
<td>7</td>
<td>Bridge</td>
<td>739,971</td>
<td>1,185,715</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>8</td>
<td>Garage</td>
<td>226,080</td>
<td>4,747,700*</td>
<td>246,000</td>
<td>246,000</td>
<td></td>
</tr>
<tr>
<td>9</td>
<td>Parking Cars</td>
<td>250</td>
<td></td>
<td>250</td>
<td></td>
<td></td>
</tr>
<tr>
<td>10</td>
<td>Dormitories, Commons</td>
<td>282,580</td>
<td>12,794,300*</td>
<td>276,000</td>
<td>276,000</td>
<td></td>
</tr>
<tr>
<td>11</td>
<td>Athletics Tennis Courts</td>
<td>9,920</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>12</td>
<td>Paving-Planting-Acres</td>
<td>3,500</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

*Cost of garages and dormitories not included in total since source of financing is indeterminate.

EXPLANATION: The 1968 Master Plan of the Board of Higher Education included in Chapter 12, Planning for Physical Facilities, the following statement under Item 1, Basic Assumptions and Procedures:

“Nevertheless, the City University has embarked on implementation of a policy of master planning for each of its institutions. Utilizing the advice of a professional advisory committee, and following intensive interviews, the University has selected twelve architect/ planner teams after an extensive search. Each of these teams has been assigned to develop a total architectural concept for a single campus. Their assignments range from institutions still in the site selection stage to the oldest establishments needing study of partial replacement as well as expansion of facilities. These architect/planner teams have direct and continuing contact with the president and faculty of the institution they are studying.

“The resulting campus master plan will be based on the academic program as developed within each institution. The office of the University Dean for Campus Planning and Development will introduce such guidance as may be needed to maintain congruence with the University’s total enrollment, academic and financial commitments. The central authority has the further responsibility of developing space guidelines and bases of comparison so that space planning will be consistent within the University for similar uses. This complex study also involves justification of these space guidelines as compared to parameters utilized by other public and private institutions. The study of these basic planning assumptions is being carried on in cooperation with the New York State Education Department. A paramount consideration throughout is the active policy of the Board of Higher Education to encourage institutional autonomy and avoid stereotyping of programs.”

Also in Chapter 12, under Item 3, Specific Building Plans, the following is indicated:

“Table 12-2 includes a revision of the listing of the specific projects as they appeared in previous issues of the City University Master Plan. The table has been revised only in those cases where planning or construction has advanced to a point where such revision is significant. Certain specific projects that have been advanced in plan-ringing have been added.”
"The University and the colleges are in the process of developing campus master plans. Therefore, it is not possible at this time to establish the total list of individual facilities needed for any one of the campuses. However, Table 12-2 does include many facilities that were identified as essential prior to the start of the local master planning processes. This table will be altered as the campus master plan for each institution develops."

A specific campus development plan for York College has now been completed by the indicated architect/planner firm under the direction of the University and in concert with the College.

The York College Master Plan, based on the 1968 Master Plan of the City University, is designed to accommodate an enrollment of 6,253 Full Time Equivalent Day students, including 5,000 full time day session undergraduates in 1975.

Approximately 1,195,715 gross square feet has been established to meet this program. As the College has no existing permanent facilities this will all be new construction. The cost for buildings and site development has been estimated as of November 1970 at $62,425,900.00.

The recommended plan provides an appropriate initial step prior to the detailed planning of new individual physical facilities for the York College Campus and the Board’s acceptance, in principle, of this overall plan is recommended in order that specific steps toward its implementation may proceed.

Upon motions duly made, seconded and carried, the following resolutions were adopted or action was taken as noted: (Calendar Nos. 8 through 39)

THE CITY UNIVERSITY
(Calendar Nos. 8 through 15)

NO. 8. ORAL REPORT OF THE CHANCELLOR: The Chancellor presented the following report:

I want to give a short report about tenure—because there has been a good deal of turmoil about it, as you know. I wrote to the Presidents asking that tenure be examined very carefully this year. Last year we examined the tenure recommendations and were not very impressed by the quality of the faculty that were being recommended for tenure. I suggest that as a general rule, we ought to have a policy of recommending for tenure approximately half the people originally appointed, and although the ratio isn’t quite right for this year—that would give us about 400, but we have 500 this year—it is about the right number that we ought to be tenuring.

There is a good deal of variety in the tenure recommendations both in percentage and in the basic quality. We will try to report on this in more detail. We have been getting tenure recommendations up to today. I would say that the quality of recommendations in the senior colleges seems to be substantially better this year. There were only a few people this year who were judged to be weak. We had in 1968 over 1,200, nearly 1,300 people who were appointed either to a tenure-bearing position or who were lecturers at that time and are eligible after five years for a certificate of continuous employment. Seven hundred and eighteen were in fact appointed this year and eligible for tenure, and of those, 536 have been recommended, a drop of only 182.

City College, as you can see, had the smallest percentage and had both this year and last year a pretty tight review, without any particular prompting, I might add. Lehman did a very good job in our judgment. Brooklyn and Queens had, in our opinion, too many in the field of Teacher Education. When you look at the tenure there are two fields that bother us. One is Teacher Education because we believe there are going to be big changes in that field in the future. And the sciences seem to be over-tenured.

The community college picture was somewhat different. We seem to have two kinds of faculty—outstanding and very outstanding. The teaching information that we get is almost worthless, and I am going to talk of that later because we do have to tighten up.
This is the picture. We are quite pleased with the recommendations and the results of review in the senior colleges on the whole. We have a long way to go in the community colleges.

NO. 9. FEES FOR FOREIGN STUDENTS: WHEREAS, The Board of Higher Education at its meeting of October 26, 1970, approved changes in the bylaws eliminating the one percent tuition-free quota for foreign students previously authorized by Article XVI, Section 16.1c and Section 16.4c; and

WHEREAS, The Board's bylaws (Article XVI, Section 16.3a and Section 16.4a) state that "qualified students who are not eligible for admission without payment may be admitted upon payment of an established tuition fee;" therefore be it

RESOLVED, That qualified students who are residents of a foreign country who are admitted as either full-time or part-time students in any unit of the University pay instructional fees at the same rates as are charged students who are not residents of New York State under the resolutions adopted by the Board on June 22, 1970 and restated by the Executive Committee on July 6, 1970, as follows:

<table>
<thead>
<tr>
<th>SENIOR COLLEGES</th>
<th>TUITION CHARGE</th>
</tr>
</thead>
<tbody>
<tr>
<td>Full-time</td>
<td>$450 per semester or $35 per credit, whichever is the lesser</td>
</tr>
<tr>
<td>Part-time</td>
<td>$35 per credit</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>COMMUNITY COLLEGES</th>
<th>TUITION CHARGE</th>
</tr>
</thead>
<tbody>
<tr>
<td>Full-time</td>
<td>$400 per semester, or $30 per contact hour, whichever is the lesser</td>
</tr>
<tr>
<td>Part-time</td>
<td>$30 per contact hour</td>
</tr>
</tbody>
</table>

and be it further

RESOLVED, That the above resolution take effect beginning with the February 1971, semester for students enrolling in the University for the first time; and be it further

RESOLVED, That the foregoing resolutions do not apply to foreign students currently enrolled in the senior colleges who were admitted under Article XVI, Section 16.1c in existence prior to October 26, 1970, and furthermore, that they do not apply to foreign students enrolled in the community colleges who were admitted under Article XVI, Section 16.4c; and be it further

RESOLVED, That the foregoing resolutions do not alter the tuition-free status of foreign students currently enrolled in the senior colleges who transferred from the community college under the provisions of Article XVI, Section 16.2 as amended October 26, 1970.

EXPLANATION: One of the resolutions adopted by the Board on June 22, 1970, authorized an increase in the rate of tuition charged out-of-State students. The resolutions proposed above would require foreign students matriculating for the first time in the Spring of 1971 to pay tuition at the same rate as out-of-State students.
NO. 10. BLANKET TUITION AND FEE WAIVER: RESOLVED, That tuition be waived for students enrolled in graduate and undergraduate courses when such students are participating in or such courses are part of a grant or contract program, the terms of which grant or contract provide for full payment of the costs of the program; and be it further

RESOLVED, That such blanket waiver shall not take effect until a statement has been published in the information section of the CHANCELLOR'S REPORT setting forth: (1) the specific charges to be waived; (2) the number of students affected by the waiver; (3) the source of funds for the waiver; and (4) the amount to be provided out of the grant; and be it further

RESOLVED, That if the terms of the grant or contract include funds to cover the general fee, the college may waive the general fee at registration and receive the funds directly out of the grant; and be it further

RESOLVED, That the foregoing resolutions shall be applicable to grants or contracts affecting courses taken in the Fall semester, 1970, and thereafter.

EXPLANATION: The Board of Higher Education, on June 22, 1970, Calendar No. 60, adopted the following statement of general policy:

"Whenever funds received by the University or an individual college from private, State or City sources specifically cover instructional and other costs for a special program of study or for a clearly defined special group of students, the Board may waive any tuition and fees which would otherwise be imposed on the affected students."

The above resolutions implement this policy through a blanket waiver and by specific conditions to be met in order that the waiver may become effective.

NO. 11. DEFERMENT OF PARAGRAPH IV. FISCAL RESPONSIBILITY OF THE SEEK AND COLLEGE DISCOVERY TRANSFER POLICY: RESOLVED, That the effectuation of Paragraph IV. FISCAL RESPONSIBILITY of the SEEK and College Discovery Transfer Policy, approved by the Board at its meeting held March 23, 1970, Calendar Nos. C7 and 6 be deferred, pending the submission of a substitute formulation.

EXPLANATION: Paragraph IV. FISCAL RESPONSIBILITY of the SEEK and College Discovery Transfer Policy reads as follows:

IV. FISCAL RESPONSIBILITY

1) All SEEK students so transferred will be counted as College Discovery students and will be supported by the College Discovery Program for purposes of stipending, books and fee coverage, and instructional costs. By knowing the number of students by March the College Discovery quotas assigned to the community colleges will take into account these numbers so as not to exceed the overall College Discovery quotas. SEEK students approved for transfer in the Spring Semester will replace the College Discovery students lost through attrition, graduation, and transfer.

2) College Discovery students graduating from the community colleges who are transferring to the senior colleges will have their stipends, books and fees provided by the SEEK Program. Such students are counted as part of that college's overall enrollment and as such instructional costs will be carried in the regular college budget. Such transfer will be handled through the regular transfer policies currently operating, and it will be the responsibility of the College Discovery Coordinator at the sending college to notify the SEEK directors at the receiving college as to who will be transferring. The same time-table noted in Item III. will be followed. It will also be the College Discovery Coordinator's responsibility to provide the SEEK Director with the necessary financial aid data.

Part IV. of the original policy did not take into account certain fiscal, organizational, and legal problems that only became apparent when the first implementation of the transfer policy was initiated. Some of these problems are as follows:

1) A principal eligibility requirement for entry into the SEEK Program is that the applicant reside in an officially designated poverty area in New York City. A principal eligibility requirement for entry into the College Discovery Program is a certain minimum income level for the applicant. A number of cases have been encountered that would result in the disqualification of a SEEK student transferring to College Discovery and vice-versa. This problem must be worked out.
2) Stipend levels for the two programs are not equal. Severe attitudinal problems would arise as a direct result of transferring students from one category to another.

3) The funding formula and the funding basis of the two programs are different. This raises inter-institutional transfer problems and the simple transfer of funds per capita becomes extremely complex. Time is needed to work this out.

4) The funding sources for the two programs differ raising substantial problems which must be resolved.

5) Students have developed strong allegiances and identifications with their particular program, be it SEEK or College Discovery. It is claimed that adjustment problems will arise when transfer takes place; this must be explored at the college level.

**NO. 12. ADVANCED STANDING ADMISSIONS DEADLINE:** RESOLVED, That a uniform date for advanced standing admissions deadline be established in all colleges, and that this date be November 1 for entrance in the Spring semester and March 15 for entrance in the Fall semester.

**EXPLANATION:** In March 1970, the Administrative Council and the Board passed a resolution establishing November 15 as the advanced standing admissions deadline for entrance in the Spring semester. At that time, the Council of Registrars had amended their request to call for a November 1 deadline since the November 15 deadline did not allow sufficient time for the processing of advanced standing applications. The request, however, did not reach the Office of the Vice-Chancellor for Academic Affairs in time for action in March, and subsequently action on the request was inadvertently delayed until now.

**NO. 13. AMENDMENT TO INTERIM STATEMENT ON MAINTENANCE OF CAMPUS ORDER:** RESOLVED, That the Interim Statement on Maintenance of Campus Order adopted by the Executive Committee of the Board of Higher Education at its meeting held August 13, 1970, be amended to read as follows:

**STATEMENT BY THE BOARD OF HIGHER EDUCATION ON THE MAINTENANCE OF CAMPUS ORDER**

**(AMENDMENT TO THE INTERIM STATEMENT OF THE EXECUTIVE COMMITTEE DATED AUGUST 13, 1970)**

In adopting the "student due process bylaws" (Article XV) it was the intention of this Board to provide the means to enable the administration, faculty, and students of each college of the University to administer a system of student conduct and discipline designed to maintain campus order and protect the rights of members of the college community.

The legislation creating the Board of Higher Education granted to the Board the power and the responsibility to govern and administer the college system under its jurisdiction and to prescribe the conditions of student admission, attendance and discharge. Accordingly, the Board, mindful of this responsibility provided in the Bylaws (Section 15.5) that "The Board reserves full power to dismiss or suspend a student or suspend a student organization for conduct which impedes, obstructs or interferes with the orderly and continuous administration and operation of any college, school, or unit of the University in the use of its facilities or in the achievement of its purposes as an educational institution."

The Board believes that in situations involving the enforcement of its Rules and Regulations for the maintenance of Public Order pursuant to Article 128A of the Education Law (popularly known as the "Henderson Rules"), the procedures outlined in Article XV will be inadequate to the protection of individual rights and the maintenance of order at a particular campus and that in such cases the Board has the responsibility to exercise the powers reserved in Section 15.5.

Accordingly, the Board now serves notice that it will exercise its powers under Section 15.5 when the Chancellor determines, on his own motion or when a President so certifies to the Chancellor, that a violation of the Henderson Rules exists, and that such violation constitutes conduct which impedes, obstructs, or interferes with the orderly and continuous administration of a unit of the University in the use of its facilities or in the achievement of its purposes as an educational institution and requests the Chancellor to constitute a hearing panel as hereinafter described. In such cases the Board will invoke the following procedures:

1. Written charges signed by the President, the Acting President or a full dean shall be personally delivered or sent to the student at the address appearing on the records of the college by registered or certified mail. The charges shall contain a complete and itemized statement of the charges being brought against the student including the rule which he is charged with violating and the possible penalties for such violation.

2. Along with the charges, there shall be served upon the student involved a written direction to appear at a time and place to be designated by the Chairman of the hearing panel for a hearing upon such charges and statement of the students rights in the proceeding and possible consequence. The student shall be notified that anything he may say at the hearing may be used against him at a non-university hearing, that he may remain silent at the hearing without assumption of guilt, and that he has a right to have legal counsel and witnesses participate at the hearing.
3. The student shall be notified of the time, place and date of the hearing at least five school days prior thereto unless the student consents to an earlier hearing. The notice may be personally delivered or sent to the student by first-class mail to the address appearing on the college records. In the event the student has been temporarily suspended by the President or a full Dean the hearing shall be scheduled for a date not later than seven school days after the effective date of the suspension.

4. At the hearing the proof in support of the charges will be adduced and the student, with such advisor as he deems appropriate, shall have the opportunity to controvert the charges or to make such explanation as he deems appropriate. Both sides may introduce evidence and cross-examine witnesses. In the event the student does not appear the hearing nevertheless shall proceed.

5. A record of each such hearing by some means such as a stenographic transcript, a tape recording or the equivalent shall be made. The student involved is entitled upon request to a copy of such a transcript without cost.

6. The hearing shall be public or private as the hearing panel as hereinafter provided shall determine, except that the hearing shall be private if the student so requests.

7. As soon after the conclusion of the hearing as may be practical the hearing panel shall make a decision and shall communicate it to the President and to each student involved. The decision shall be that the charges or any of them are sustained or dismissed. If the charges or any of them are sustained, the hearing panel shall state the penalty therefor. The penalty may consist of censure, disciplinary probation, restitution, suspension for a period of time or expulsion. The decision of the hearing panel shall be final except that a suspension for a year or longer or expulsion shall be appealable to a committee designated by the Board. Any appeal under this section shall be made in writing within fifteen days after the delivery of the hearing panel's decision. This requirement may be waived in a particular case for good cause by the Board Committee.

8. The hearing panel shall consist of such persons as the Chancellor may designate. One such person shall be designated by the Chancellor as the presiding officer. One person shall be a student selected from a roster submitted by the University Student Senate, but such student shall not be from the college attended by the student under charges. One person shall be a member of the permanent instructional staff selected from a roster submitted by the University Faculty Senate, but such faculty member shall not be from the college attended by the student under charges. In the event that no roster has been submitted by the University Student Senate or by the University Faculty Senate, or in the event that no person on one or the other of such rosters is available or willing to serve in a particular case, the Chancellor shall designate a student or a member of the permanent instructional staff, as the case may be, to serve on the hearing panel. The presiding officer shall be in charge of the hearing and shall make such rulings in the course of the hearing as he deems appropriate for a fair hearing. The presiding officer shall be empowered to proceed in the absence of the faculty member or student member, or both.

9. A request by the President that a hearing panel be constituted under the provisions of this statement shall not affect the power of a president or full dean temporarily to suspend a student or temporarily suspend the privileges of a student organization as provided in Section 15.5 of the bylaws.

10. In the event that a student is suspended or expelled under these procedures or the procedures of Section 15.3 of the bylaws and the suspension or expulsion is subsequently vacated on appeal or by the courts, the college will provide at no cost to the student the academic services lost as a result and will delete the suspension or expulsion from the student's academic record.

**NO. 14. APPOINTMENT WITH WAIVER OF THE BYLAWS:** RESOLVED, That Gerald Glick be appointed Assistant to Business Manager in the University Budget Office, Central Services, for the period 9/29/70-6/30/71, at the salary rate of $11,855 per annum, subject to financial ability; and be it further RESOLVED, That the bylaws of the Board be waived to effectuate this appointment as Mr. Glick does not possess the baccalaureate degree.

EXPLANATION: The candidate for appointment has acquired 90 credits toward a degree by his attendance at New York City Community College and Baruch College. He has thirteen years experience in the area of accounting statistics and budget analysis for Schenley Industries, Inc. which has been verified.

The candidate's background suitably lends itself to the need of the University Budget Office for budget analysts. The candidate's duties and experience covered the supervisory nature of his assignment. He directed and instructed budget assistants in the preparation of budget reports for management. His assignment with the University Budget Office will be of a similar nature.

**NO. 15. APPOINTMENT OF VICE-CHANCELLOR FOR BUDGET AND PLANNING:** RESOLVED, That the Board approve the appointment of Frank J. Schultz as Vice-Chancellor for Budget and Planning at the salary of Professor, $29,800 per annum, plus $6,000 per annum as administrative supplement, for a total of $35,800, subject to financial ability, for the period 12/1/70-6/30/71, with duties and responsibilities defined as follows:
To serve as the Chancellor's Assistant in the area of budget and planning and to coordinate and expedite all actions centered in the Office of the Chancellor dealing with budget and planning.

HUNTER COLLEGE
(Calendar Nos. 16 through 19)

NO. 16. RENTAL OF SPACE: RESOLVED, That the Board authorize the rental of approximately 6,800 square feet of additional space for the Hunter College Institute of Health Sciences, subject to approval of the terms and conditions of a lease by the Committee on Campus Planning and Development; and be it further

RESOLVED, That the Department of Real Estate be requested to negotiate for the rental of the aforesaid space.

EXPLANATION: Renovation work in 32,700 square feet at 100-106 East 107th Street and 105 East 106th Street, when completed in January 1971, will provide an initial facility for the Institute which is now functioning in the Hunter College building. The present proposal to lease an additional 6,800 square feet of space immediately adjacent to the 32,700 square feet will provide additional facilities to more adequately accommodate the faculty, administration and students of the Institute.

NO. 17. APPOINTMENT OF PROFESSOR: RESOLVED, That Elizabeth M. Sewell be appointed Professor in the Department of English for the period 2/1/71-8/31/71 (without pay 7/71), at the salary rate of $21,240 per annum, subject to financial ability.

NO. 18. APPOINTMENT OF ACTING PRINCIPAL OF THE ELEMENTARY SCHOOL: RESOLVED, That Gertrude K. Dever be appointing Acting Principal of the Hunter College Elementary School for the period 9/1/70-8/31/71, at the salary rate of $21,945 per annum, subject to financial ability; and be it further

RESOLVED, That Miss Dever be granted a leave of absence from her position as Critic Teacher in which tenure is held, without pay but with increment credit.

NO. 19. APPOINTMENT OF ADJUNCT ASSISTANT PROFESSORS WITH WAIVER OF THE BYLAWS: RESOLVED, That the following appointments as Adjunct Assistant Professors be approved for the period 9/1/70-1/31/71, as indicated, subject to financial ability; and be it further

RESOLVED, That the bylaws of the Board be waived to effectuate these appointments as the candidates do not possess the Ph.D. degree.

<table>
<thead>
<tr>
<th>NAME</th>
<th>DEPARTMENT</th>
<th>SALARY RATE</th>
</tr>
</thead>
<tbody>
<tr>
<td>Melser, John Daniel</td>
<td>Curriculum &amp; Teaching</td>
<td>6 SH, $300/SH</td>
</tr>
<tr>
<td>Gross, Alfred</td>
<td>Economics</td>
<td>90 hrs.; $19/hr.</td>
</tr>
<tr>
<td>Del Rio, German</td>
<td>Romance Languages</td>
<td>135 hrs.; $20/hr.</td>
</tr>
</tbody>
</table>

EXPLANATION: MELSER, JOHN DANIEL: Mr. Melser comes from New Zealand and holds the equivalent of a doctoral degree from there. He will bring his expertise to the service of Hunter and CUNY.

GROSS, ALFRED: Mr. Gross has been deemed to have at least the equivalent of the Ph.D. by virtue of his possession of the following degrees and credentials: B.S., J.D., C.P.A.

DEL RIO, GERMAN: Mr. Del Rio will be an excellent new member of our teaching staff. He has a long, good record of teaching in five colleges. He expects his doctorate to be completed this year.
BROOKLYN COLLEGE
(Calendar Nos. 20 through 25)

NO. 20. REAPPOINTMENT WITH TENURE INVOLVING WAIVER OF THE BYLAWS:
Item tabled.

NO. 21. APPOINTMENT OF PROFESSOR: RESOLVED, That Marvin Fox be appointed
Professor of Judaic Studies, with tenure, effective 9/1/71, at the salary rate of $29,800 per annum, subject to
financial ability.

NO. 22. DESIGNATION AS DEAN OF STUDENTS: RESOLVED, That Hilary A. Gold,
Associate Professor of Education, be designated as Dean of Students for the period 2/1/71-6/30/71, with
compensation of $4,000 per annum over and above his regular academic salary, subject to financial ability. (Note:
Dean Gold has been serving as Dean of the School of General Studies.)

NO. 23. UNIFORMED GUARD SERVICE: RESOLVED, That the Board of Higher Education
approve the contract documents and authorize Brooklyn College to advertise for, receive and open bids, and
award a contract to the lowest bidder for furnishing uniformed guard service as required for the buildings and
campus areas of Brooklyn College, in the estimated amount of $130,000, chargeable to Brooklyn College tax
Code 042-4500-403-01/71, subject to financial ability; and be it further
RESOLVED, That the Mayor be requested to approve and authorize the expenditure of the estimated amount of
$130,000, for the proposed contract.

EXPLANATION: This contract will provide approximately 18 full-time uniformed guards through June 30, 1971. The number of
incidents, thefts, etc. in buildings and on campus indicate that a greater number is required, but limited financial ability does not
permit more. It is anticipated that the service provided will materially decrease incidents, thefts, etc.
It is understood that this authorization will cover Brooklyn College’s authority to issue all orders to release guarantee percentages,
note extra work orders, and grant extensions of time in accordance with the provisions of Cal. No. 2b (Revised Contract
Procedures), clause No. (4), adopted by the Board on 4/30/64.

NO. 24. ESTABLISHMENT OF NEW DEPARTMENT: RESOLVED, That, effective September 1,
1971, there be established at Brooklyn College a new department to be called the Department of Judaic Studies;
and be it further
RESOLVED, That, pending the transfer of personnel to this department or the appointment of new staff
members, and the designation of a department chairman, an interim Appointments Committee, composed of the
Dean of the Faculties, the Coordinator of Interdisciplinary Program in Judaic Studies and three staff members
designated by the President of Brooklyn College, be established to make recommendations for appointments to
the new department.

EXPLANATION: On June 22, 1970 the Board of Higher Education approved “the first Interdisciplinary program in Judaic
Studies at the City University of New York.” At the opening of the fall term, 1970 Brooklyn College offered 21 courses in Judaic
Studies in which 1049 registrations were obtained. The Spring term of 1971 will offer 31 courses in Judaic Studies.
In order to respond to the students’ needs and interest it is essential that a Department of Judaic Studies be established. This
department then can fully implement the program approved by Faculty Council on March 17, 1970, when the Council established
a curriculum for a major in Judaic Studies.
NO. 25. WAIVER OF BYLAWS ON ILLNESS LEAVE OF ABSENCE: RESOLVED, That the action taken by the Board on 2/24/70 (Item A-1.4.2 of the Chancellor's Report) in granting a Special leave of absence without pay for the period 5/2/70 through 7/31/70 to Betsy M. Carden, Assistant Professor in the Department of Health & Physical Education (Women), be rescinded; and be it further

RESOLVED, That Art. XVI, Sec. 16.2a of the bylaws of the Board of Higher Education be suspended in order that a leave of absence because of illness may be granted with full pay minus the pay of a substitute to Betsy M. Carden, Assistant Professor in the Department of Health & Physical Education (Women), for the period May 2 through May 28, 1970, which period is 19 working days over and above the 80 days with pay to which she is entitled under the bylaws of the Board.

EXPLANATION: Professor Carden developed serious complications during pregnancy; was on the critical list for a month and required hospitalization for three months. Medical insurance provided only scant coverage for blood plasma needs, physicians and private nurses. Inability of parents or relatives to help financially, made it necessary to borrow the maximum from teachers' retirement system and other loan sources.

Professor Carden has now returned to teaching but is heavily in debt and very worried about her finances. I consider this a hardship case and, therefore, on her behalf, appeal for a waiver of the bylaws.

In addition, I wish to point out that under the current bylaws, since she has accumulated 160 days to her credit, there would be no question concerning her pay for this brief period.

YORK COLLEGE
(Calendar No. 26)

NO. 26. RENTAL OF SPACE: RESOLVED, That the Board authorize the rental, on a short term basis, of 1,300 square feet of space for York College in Bayside for use as a Fine Arts studio, subject to approval of the terms and conditions of a lease by the Committee on Campus Planning and Development; and be it further

RESOLVED, That the Department of Real Estate be requested to negotiate for the rental of the aforesaid space.

EXPLANATION: Studio courses in Fine Arts which require the use of easels and drawing boards are currently meeting in an intolerably crowded trailer or, weather permitting, outdoors. The availability of suitable space in the vicinity of the Bayside campus will provide a more suitable facility for the four studio courses included in the curriculum.

HERBERT H. LEHMAN COLLEGE
(Calendar No. 27)

NO. 27. REAPPOINTMENTS WITH TENURE WITH WAIVER OF THE BYLAWS: (a) RESOLVED, That Jerome Charyn be reappointed Assistant Professor with tenure in the Department of English, effective September 1, 1971, at the salary rate of $18,760 per annum, subject to financial ability; and be it further

RESOLVED, That the bylaws of the Board be waived to effectuate this reappointment as Professor Charyn does not possess the Ph.D. degree.

EXPLANATION: Professor Charyn was brought to Lehman College primarily to teach creative writing and to reorganize the creative writing curriculum. In both assignments he has functioned most effectively. In place of the doctorate, which is not directly relevant to his teaching and curricular assignments, Professor Charyn offers an impressive record of well received and respected publications: four novels (publishers: McGraw, Hill; Viking Press; Holt, Rinehart and Winston), a collection of short stories (publisher: Harper and Row), and two anthologies (publisher: Collier Books). In addition, he has published short stories and reviews in such publications as SATURDAY REVIEW, NEW YORK TIMES BOOK REVIEW, COMMENTARY, PARIS REVIEW, and TRANSATLANTIC REVIEW. Finally, he is coeditor of a new literary journal whose first issue is scheduled for publication in December of 1970. Professor Charyn’s publications—directly relevant to his academic assignments—clearly warrant waiver of the doctoral requirement.
(b) RESOLVED, That Fausto Esteves be reappointed Assistant Professor with tenure in the Department of Romance Languages effective September 1, 1971, at the salary rate of $16,760 per annum, subject to financial ability; and be it further

RESOLVED, That the bylaws of the Board be waived to effectuate this reappointment as Professor Esteves does not possess the Ph.D. degree.

EXPLANATION: Though Professor Esteves never formally completed his doctorate for reasons both personal and inammarountable, his graduate education here and in his native Portugal may easily be considered not only the equivalence of a doctorate but even education beyond the doctorate. He is learned not only in Portuguese language and literature but in French, Spanish, and Italian languages and literatures as well. In addition, he has been for many years a concertizing cellist: his knowledge of music and his performing skill enrich the lives not only of his students but of a wider segment of the campus community.

He is a superb teacher of Portuguese and of Spanish literature as well. Of one of his Spanish classes, his department chairman writes, “It was without exception the most thoroughly enjoyable as well as the most professional (in content and approach) of the dozen or more classes I have observed this fall.” He has been most successful in establishing and building the College’s Portuguese offerings. He has a justifiably loyal and enthusiastic student following and is—on the testimony of his chairman—“the most universally liked colleague in the Department.” To replace him as a teacher of Portuguese (and Spanish) would be difficult enough; to deprive our students of contact with a man of his graciousness, humaneness, and culture is unthinkable. Our Department of Romance Languages cannot afford to lose his services.

Since its beginnings, Lehman College has held requests for waiver of the doctorate to an irreducible minimum; in the opinion of the President, a waiver for Professor Esteves is in the best interests of the College.

THE BERNARD M. BARUCH COLLEGE
(Calendar No. 28)

NO. 28. APPOINTMENT OF PROFESSOR: RESOLVED, That Theodore H. Lang be appointed Professor in the Department of Education, for the period 2/1/71-8/31/71, at the salary rate of $29,800 per annum, subject to financial ability.

UNIVERSITY GRADUATE DIVISION
(Calendar Nos. 29 and 30)

NO. 29. CONTRACT - GRADUATE CENTER CLEANING, MAINTENANCE AND UNIFORMED GUARD SERVICE: RESOLVED, That the University Graduate Division of The City University of New York be authorized to advertise for and receive, open bid and award to the lowest responsible bidder the contract for Cleaning-Maintenance-Guard Service for the University Graduate Center at 33 West 42 Street, New York, New York 10036. The contract to be for one year, renewable for a second and third year, at the option of the Board at an estimated cost not to exceed $672,000, chargeable to Codes 042-2200-400-01-72 (Cleaning-Maintenance) and 042-2200-403-01-72 (Guard Services).

EXPLANATION: The increased cost of these contractual services reflects Union negotiated wage increases with no change in the contract originally approved in June, 1968.

NO. 30. APPOINTMENTS WITH WAIVER OF THE BYLAWS: (a) RESOLVED, That Virginia White be appointed Associate Professor in the Dean’s Office, CUNY, UGC, for the period 9/23/70-6/30/71, at the salary rate of $22,620 per annum, subject to financial ability; and be it further

RESOLVED, That the bylaws of the Board be waived to effectuate this appointment as Miss White does not possess the Ph.D. degree.
EXPLANATION: A temporary waiver of the bylaws is requested in order that Miss White, who does not have a Ph.D., may be paid as Associate Professor pending the approval of an H.E. Associate line by the Bureau of the Budget. The H.E. Associate title was approved for Miss White by the H.E.O. Screening Committee on September 29, 1970.

(b) RESOLVED, That Almira Coursey be appointed Associate Professor in the Urban Program and Policies, CUNY, UGC, for the period 7/1/70-6/30/71, at the salary rate of $17,380 per annum, subject to financial ability; and be it further

RESOLVED, That the bylaws of the Board be waived to effectuate this appointment as Mrs. Coursey does not possess the Ph.D. degree.

EXPLANATION: A temporary waiver of the bylaws is requested in order that Mrs. Coursey, who does not have a Ph.D., may be paid as Associate Professor pending approval of H.E. Associate title by the H.E.O. Screening Committee.

Mr. Ashe asked to be recorded as "Not voting."

COLLEGE NUMBER 17
(Calendar Nos. 31 and 32)

NO. 31. PURCHASE OF MULTIMEDIA INSTRUCTIONAL LABORATORY EQUIPMENT:
RESOLVED, That the Board of Higher Education, on behalf of College No. 17, be authorized to advertise for, receive and open bids, and award a contract to the lowest responsible bidder for the purchase of multimedia instructional laboratory equipment at a cost not to exceed $240,000, chargeable to Code No. 42-2000-300-01-71, Equipment General.

EXPLANATION: The proposed expenditure is for the initial outfitting of multimedia instructional laboratories which will be utilized in instruction in all areas of the curriculum.

NO. 32. PURCHASE OF LIBRARY: RESOLVED, That the Board of Higher Education, on behalf of College No. 17, be authorized to advertise for receive and open bids, and award a contract to the lowest responsible bidder for the purchase of a library at a cost not to exceed $500,000, chargeable to Code No. 42-2000-338-01-71, Library Books.

EXPLANATION: The proposed expenditure is for the establishment of a Library for College No. 17.

THE CITY UNIVERSITY
(Calendar Nos. 33 and 34)

NO. 33. CHANCELLOR'S REPORT: RESOLVED, That the Chancellor's Report (including Addendum Items) for the month of November, 1970, be approved as amended, as follows:

Items listed in PART H. ERRATA, to be withdrawn or changed, as indicated.
Item A-1.4.1. Reappointments with Tenure—Brooklyn College—Delete the following:
  Classics and Comp. Lit. (SGS), Instructor, Zanetas, Peter
  Library, Instructor, Betancourt, Jose
  Library, Instructor, Maroscia, Marie
Add the following:
Education, Asst. Prof., Giddings, Morsley G.
Education, Asst. Prof., Stiller, Alfred
Education, Instructor, Berger, Gertrude

NO. 34. GENERAL DISCUSSION—POLICY PROPOSALS FOR FUTURE BOARD
CONSIDERATION: It was agreed to hold a special meeting of the Board early in January to continue discussions
on the report of the Ad Hoc Committee For Guidelines on Governance.

HUNTER COLLEGE
(Calendar No. 35)

NO. 35. REAPPOINTMENTS WITH TENURE WITH WAIVER OF THE BYLAWS: (a) RESOLVED,
That Carl Johnson be reappointed Assistant Professor in the Department of Educational Foundations, for the
period 9/1/71-8/31/72, at the salary rate of $19,760 per annum, subject to financial ability; and that he be
granted tenure effective 9/1/71; and be it further
RESOLVED, That the bylaws of the Board be waived to effectuate this reappointment with tenure as Professor
Johnson does not possess the Ph.D. degree.
EXPLANATION: Mr. Johnson holds a Master of Social Work degree. A doctorate in Social Work would not be relevant to the
function in the Department of Educational Foundations which he has been performing with distinction in the past five years.

Mr. Johnson has had experience both as a teacher and as a social worker in Harlem and South Bronx. In the important mission of
preparing teachers for the inner city he has entree into the community and he has relationships with community agencies that are
indispensable in pursuit of the objectives of the program. He has been an important part of Project 120, the program that has won
Hunter College a national award because of its success in preparing teachers for junior high schools in disadvantaged areas. In this
project he has helped orient teacher candidates to East Harlem in a way that no other member of the staff could. He has provided
a similar service to members of the Hunter College National Teacher Corps unit and has also served a number of NDEA institutes
which have focused in one way or another on preparing teachers for schools in difficult urban settings. In addition he has taught
sections of the required course in School and Community with a rare insight into problems of relations with communities
characterized by poverty and presence of large numbers of ethnic minority group members.

(b) RESOLVED, That Edwin Margolis be reappointed Assistant Professor in the Department of Urban Affairs, for the
period 9/1/71-8/31/72, at the salary rate of $16,760 per annum, subject to financial ability; and that he be
granted tenure effective 9/1/71; and be it further
RESOLVED, That the bylaws of the Board be waived to effectuate this reappointment with tenure as Professor
Margolis does not possess the Ph.D. degree.

EXPLANATION: Professor Edwin Margolis was brought into the Department of Urban Affairs when his availability was made
possible by virtue of an assignment he was then assuming in the Chancellor's Office. The newly established Department of Urban
Affairs was then seeking a person to further develop the law aspects and public finance policy aspects of the Graduate Program in
planning curriculum. The criteria for the recruitment of such a person included legal training and experience and practical
experience, the formulation of policy upon which the constraints of the planning tools and the opportunities for creative planning
rests.

Mr. Margolis was almost a perfect fit for the criteria that had been established. He had a sound academic training including
graduate work in the social sciences, a law degree, experience in the practice of local government level, and work experience
which had given him intimate knowledge of the legislative process at City and State levels. Most significantly he had become a
recognized expert in the drafting of the very kinds of public policy which required explanation and explication in the classroom
as to substance and process.

It is totally unlikely that a person with a Ph.D. would be found with this kind of knowledge and experiential background. It
would be gained by a person with a law degree who had extensive practical experience and long public service. Mr. Margolis has
more than the equivalent of this training, especially with regard to the teaching and scholarly expectations the departmental needs
impose upon him.
YORK COLLEGE
(Calendar No. 36)

NO. 36. APPOINTMENT OF PROFESSOR AND DESIGNATION OF DEAN: RESOLVED, That Marcus A. Hairstone be appointed Professor of Biology for the period February 1, 1971 through August 31, 1971, at the salary rate of $26,060 per annum, subject to financial ability; and be it further RESOLVED, That Dr. Hairstone be designated Dean of Continuing Education and Urban Affairs for the period February 1, 1971 through June 30, 1971, with compensation at the rate of $4,000 per annum, subject to financial ability.

NO. 37. RENOVATION OF THE MILES SHOE BUILDING-JOHN JAY COLLEGE: RESOLVED, That the Board approve final plans, specifications and final estimate of cost construction of $5,678,295 as of November 1, 1970 for the renovation of the 2nd, 3rd and 4th floors of the former Miles Shoe Building, as prepared by E.N. Turano, Architects, in compliance with the terms of their agreement with the Dormitory Authority of the State of New York for the preparation of contract documents; and be it further RESOLVED, That the City University Construction Fund be and is hereby requested to approve the aforesaid final plans, specifications and final construction cost estimate of $5,678,295, and to authorize the Dormitory Authority of the State of New York to invite bids and to award contracts for the construction of said facilities; and be it further RESOLVED, That the Note Facility Project C 19.01 be revised to include the following text after the words 'estimated cost': "$5,700,000.00 for such acquisition plus such further amount, if any, as may be ordered to be paid by the Supreme Court of the State of New York in the condemnation proceeding now pending in relation to the acquisition of such property, and a further amount of $11,250,000 for planning, renovation, equipping and miscellaneous costs."

EXPLANATION: On July 27, 1970, Calendar No. 4, the Board of Higher Education adopted a resolution approving preliminary plans, outline specifications and preliminary estimate of cost of facility of $16,533,300 (subject to Final Determination of Acquisition Cost) to a projected date of October 1, 1970, for altering and equipping the building at 425-445 West 59th Street, formerly the Miles Shoe Building.

The final estimate of cost of construction work for renovation of the 2nd, 3rd and 4th floors only which are to be advanced at this time exceeds the preliminary estimate of $5,247,980 for said work by $80,315. This is not considered to be excessive.

To the $5,328,295 has been added an allowance of $350,000 for an on-the-job training program.

An on-the-job training program is to be conducted on this project. It is estimated that twenty-two trainees will be employed for the full duration of the project. Assuming a sixteen month period, including three months of punch list period, twenty-two trainees are estimated to cost $4,550 for each six month training period, including wages and fringe benefits; or a total of $284,000 for the sixteen month period. To this figure has been added approximately 30% for contractors' overhead and profit to be added to the wages and fringe benefits to be paid to the trainees.

It has been recommended that the funds to finance the training program be set up in the form of an allowance to provide for flexibility in arranging for assignment of trainees to the job and also to minimize contractors' uncertainties in estimating the project. A fractional part of this money may be reimbursed by the Manpower and Career Development Agency which is scheduled to undertake the supervision of the training program on the site.

The cost of $5,328,295 divided by the gross square footage of 206,250 sq. ft. = $25.83 per sq. ft. which is considered reasonable for this type of renovation. Although there is some 18,500 square feet of area in the basement it was not included in the calculation since only a minimum of construction work is to be done in the basement.
The plans and specifications have been examined and accepted by representatives of the College and the Office of Campus Planning and Development. The Dormitory Authority considers the documents to be complete and ready for bidding. The facilities are urgently needed and the plans meet our established requirements and therefore approval is recommended.

A summary of the total project costs is as follows:

- $5,700,000 plus such further amount, if any, as may be ordered to be paid by the Supreme Court of New York in the condemnation proceeding pending in relation to the acquisition of the property at 445 West 59th Street, New York, New York: $5,700,000
- Cost of Construction (as of November 1, 1970) of renovation of the 2nd, 3rd and 4th floors (including $350,000 for on-the-job training): 5,678,295
- Cost of Construction (as of November 1, 1971) of renovation of the 1st floor (including $120,000 for on-the-job training): 1,987,316
- Fees, Surveys, Printing and Miscellaneous Costs (15%): 1,000,000
- Demolition: 100,000
- Contingencies: $5,678,295 X 5% = $283,000
  $1,987,316 X 5% = 99,000
- Furniture and Movable Equipment (to be verified and substantiated): 2,100,000

**TOTAL**: 16,947,811

**NO. 38. NEW SCIENCE FACILITY–YORK COLLEGE**: RESOLVED, That the Board approve final plans, specifications and final estimate of cost of construction of $3,844,000 for the York College New Science Facility as prepared by Snibbe-Tafel-Lindholm, Architects, in compliance with the terms of their agreement with the Dormitory Authority of the State of New York for preparation of contract documents; and be it further

RESOLVED, That the City University Construction Fund be and is hereby requested to approve the aforesaid final plans, specifications and final construction cost estimate of $3,844,000 as of November 1971 and to authorize the Dormitory Authority of the State of New York to invite bids and to award contracts for the construction of said facility; and be it further

RESOLVED, That the Note Facility Project C17.03 be revised to provide a total project estimated cost of $5,586,500.

**EXPLANATION**: On June 22, 1970, Calendar No. 7, the Board of Higher Education adopted a resolution approving preliminary plans, outline specifications and preliminary estimate of cost of construction of $3,148,000 (as of April 1970) for construction of the York College New Science Facility at 94-40 to 94-50 159th Street, Jamaica, Queens, New York. The final estimate of cost of construction of $3,844,000 exceeds the preliminary estimate of cost of $3,148,000 by an amount of $696,000. This differential may be broken down into three parts as follows:

a. Escalation: An escalation of $396,000 may be accounted for almost completely by a rate of escalation of 1.5% per month for a seven-month calendar period.

b. An increase of $50,000 for built-in equipment which originally was assigned to the loose equipment budget but in the best interests of the construction of the project, is felt should be included within the construction contracts.

c. An allowance of $250,000 for an on-the-job training program. An on-the-job training program is to be conducted on this project. It is estimated that fourteen trainees will be employed for the full duration of the project. Assuming an eighteen-month period, including three months of punch list period, fourteen trainees are estimated to cost $4,550 for each six-month training period, including wages and fringe benefits; or a total of $192,000 for the eighteen-month period. To this figure has been added approximately 30% for contractors' overhead and profit to be added to the wages and fringe benefits to be paid to the trainees.

It has been recommended that the funds to finance the training program be set up in the form of an allowance to provide for flexibility in arranging for assignment of trainees to the job and also to minimize contractors' uncertainties in estimating the project. A fractional part of this money may be reimbursed by the Manpower and Career Development Agency which is scheduled to undertake the supervision of training program on the site.
The plans and specifications have been examined and accepted by representatives of the College and the Office of Campus Planning and Development. The Dormitory Authority considers the documents to be complete and ready for bidding. The facilities are urgently needed and the plans meet our established requirements and approval is therefore recommended. A summary of the total project cost is as follows:

<table>
<thead>
<tr>
<th>Description</th>
<th>Cost</th>
</tr>
</thead>
<tbody>
<tr>
<td>Cost of Construction</td>
<td>$3,594,000</td>
</tr>
<tr>
<td>Bid Allowance and Contingencies during Construction (10%)</td>
<td>350,000</td>
</tr>
<tr>
<td>Allowance for on-the-job training</td>
<td>250,000</td>
</tr>
<tr>
<td>Fees for design, supervision of construction, equipment design,</td>
<td>422,500</td>
</tr>
<tr>
<td>and miscellaneous costs, such as printing, borings, surveys</td>
<td></td>
</tr>
<tr>
<td>Equipment. ($810,000 as of 10/69 escalated at 1.5% for 17 months to April 1971)=$1,020,000</td>
<td>970,000</td>
</tr>
<tr>
<td>Less built-in equipment=50,000</td>
<td></td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td><strong>$5,586,500</strong></td>
</tr>
</tbody>
</table>

Upon motion duly made, seconded and carried, the following resolution was adopted:

**NO. 39. AGREEMENT BETWEEN THE DORMITORY AUTHORITY THE CITY UNIVERSITY CONSTRUCTION FUND AND THE BOARD OF HIGHER EDUCATION:** RESOLVED, That the form and substance of an agreement dated November 1, 1970, entitled “Agreement between the Dormitory Authority of the State of New York, The City University Construction Fund and the Board of Higher Education in the City of New York preliminary to future withdrawal of note facilities” be approved and that the Chairman be authorized to execute the same and to affix the seal of the Board thereto.

EXPLANATION: The Annual Certificate of the City University Construction Fund dated October 26, 1970 provides that an amount of $16.9 million will be due the Dormitory Authority for its costs during the fiscal year ending June 30, 1972. Included in this amount is an amount of $1 million to retire Notes used to finance the acquisition of residences for the Chancellor and Presidents of the senior colleges. Adoption of this resolution will authorize the execution of an agreement by which the Authority will be permitted to discharge its obligation with respect to the payment of principal and interest when the aforesaid Notes reach maturity during the next fiscal year.

At this point the Board heard student and faculty representatives of the SEEK Program at Queens College.

Upon motion duly made, seconded and carried, the following actions were taken in Executive Session:

**NO. 40. QUEENS COLLEGE PRESIDENTIAL SEARCH COMMITTEE:** (a) The following report of the Committee was received and noted:

**REPORT OF THE QUEENS COLLEGE PRESIDENTIAL SEARCH COMMITTEE, NOVEMBER 17, 1970**

- Hon. Herbert Berman, Chairman
- Hon. John A. Morsell
- Hon. Luis Quero Chiesa
- Hon. Eve Weiss
- Hon. Frederick Burkhardt, ex officio
- Chancellor Albert H. Bowker
- Dean Sidney Axelrad
- Professor John J. McDermott
- Professor Leo Zippin
- Mr. Warren Levy (student rep)
- Mr. Louis Reichardt (student rep)
- Mr. Glenn Singer (student rep)
- Mr. John J. Clabby (alumni rep)

The search for a president for Queens College began in June, 1970 shortly after Dr. Joseph P. McMurray informed the Board of Higher Education of his intention to resign from the presidency of the College.
The faculty, student and alumni advisors to the Search Committee were selected by their respective constituencies and met as a group with the Chancellor from June until late September. Because of the number of vacancies on the Board and the absence from the City during the summer months of many of the Board members, a formal Board search committee was not appointed by the Chairman of the Board until September 16, 1970. Prior to that time, the Executive Committee of the Board was kept advised by the Chancellor of the activities of the student–faculty–alumni advisory group. (Simultaneously, presidential searches were being conducted for Borough of Manhattan Community College, Baruch College, and York College).

The Committee considered during the course of its deliberations the credentials of more that fifty candidates and of this number interviewed four. The Committee agreed that Queens College was in need of a president with imagination, drive and outstanding administrative ability. Beyond this, it was felt that the needs of the College could be served only by a man who could win the support of the students and faculty by providing outstanding academic leadership for the College.

It is the unanimous opinion of the advisory group and your Committee that Dr. Joseph S. Murphy possesses those qualities and abilities described above and that he would be not only an excellent president for Queens College but also a most impressive asset to the City University of New York.

Therefore, your Committee recommends unanimously that Dr. Joseph S. Murphy be appointed to the presidency of Queens College, effective February 15, 1971, and recommends for the approval of the Board the following:

RESOLVED, That Dr. Joseph S. Murphy be appointed President of Queens College and Professor of Political Science, with tenure, effective February 15, 1971 at an annual salary of $39,800 ($29,800 plus $10,000), subject to financial ability.

(b) Resolution adopted as follows:

RESOLVED, That Dr. Joseph S. Murphy be appointed President of Queens College and Professor of Political Science, with tenure, effective February 15, 1971 at an annual salary of $39,800 ($29,800 plus $10,000), subject to financial ability.

Upon motion duly made, seconded and carried, the meeting adjourned at 10:30 p.m.

N. MICHAEL CARFORA
Secretary of the Board