Minutes of the meeting of the Board of Higher Education of the City of New York

Held

January 27, 1975

At the Board Headquarters Building
535 East 80 Street - Borough of Manhattan

The Chairman called the meeting to order at 4:45 p.m.

There were present:

Alfred A. Giardino, Chairman
Francesco Cantarella
Vincent R. FitzPatrick
Gurston D. Goldin

Etta G. Grass, Acting Secretary of the Board

Rita E. Hauser
Vinia R. Quinones
Marta Valle

Chancellor Robert J. Kibbee
President Milton G. Bassin
President William M. Birenbaum
President James A. Colston
President Candido de Leon
President Edgar D. Draper
President Leon M. Goldstein
President John W. Kneller
President Leonard Lief
President Robert E. Marshak
President Joseph S. Murphy
President Harold M. Proshansky
President Donald H. Riddle

President Kurt R. Schmeller
President Herbert M. Sussman
President Richard D. Trent
President Edmond Volpe
President Jacqueline G. Wexler
President Clyde J. Wingfield
Professor David Valinsky
Mr. Jay Hershenson
Deputy Chancellor Seymour C. Hyman
Vice-Chancellor Mary P. Bass
Vice-Chancellor Julius C.C. Edelstein
Vice-Chancellor Anthony Knerr
Vice-Chancellor J. Joseph Meng
Vice-Chancellor David Newton

The absence of Mr. Jacobs, Mr. Murphy and Mr. Williams was excused.
Upon motions duly made, seconded and carried, the following resolutions were adopted or action was taken as noted: (Calendar Nos. 1 through 7)

**NO. 1. CHANCELLOR’S REPORT:** RESOLVED, That the Chancellor’s Report for January 27, 1975 (including Addendum Items) be approved, as amended as follows:

(a) **PART AA:** Add the following appointment:

<table>
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<tr>
<th>DEPT., UNIT, TITLE</th>
<th>NAME</th>
<th>EFFECTIVE</th>
<th>SALARY</th>
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<tbody>
<tr>
<td>Bx. Comm. Coll.</td>
<td>Philip Foglia (2)</td>
<td>2/1/75-6/30/75</td>
<td>$14,300/A</td>
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<td>Safety &amp; Security</td>
<td>Asst. to HEO</td>
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Bylaw Section 11.14B waived.
(2) Approved by the HEO SCREENING COMMITTEE

(b) Item B-1.A. 15.8 BOROUGH OF MANHATTAN COMMUNITY COLLEGE - AWARD OF CERTIFICATE OF CONTINUOUS EMPLOYMENT, EFFECTIVE 9/1/75: Title “Instructor” to be deleted and title “Lecturer (Full-Time)” to be added for all individuals listed therein.

(c) Items listed in PART E - ERRATA, to be withdrawn or changed, as indicated.

**NO. 2. COMMITTEE ON ADMINISTRATIVE AFFAIRS:** RESOLVED, That the following resolutions approved by the Committee on Administrative Affairs be adopted:

**A. BYLAW AMENDMENTS - ACADEMIC DUE PROCESS:**

Mrs. Quinones, on behalf of the Committee on Administrative Affairs, served notice of proposed amendments to the bylaws, Section VII, with respect to Academic Due Process.

At this point, the Board heard Dr. Irwin H. Polishook, First Vice President of the Professional Staff Congress, who spoke in opposition.

Notice of these proposed amendments was noted. Under the bylaws action will not be taken until the next meeting.

**B. ADMISSION OF VETERANS: 1. MATRICULATION PROCEDURES:**

RESOLVED, That all student veterans whose high school averages qualified them to enroll as matriculated students, but who were enrolled as non-matriculated students because of their failure to meet the previous admissions application deadlines be fully matriculated effective with the Summer Session, 1974.

EXPLANATION: Currently each college has individual requirements by which these non-matriculated veterans become matriculated. This resolution would establish uniform standards of matriculation for those veterans who missed the previous application deadline, and therefore, eliminate the inequities that presently exist in the system.

**2. LATE REGISTRATION:**

RESOLVED, That all veterans of the U.S. Military Service with no previous college experience be permitted to file matriculation applications at any time prior to the date that registration is scheduled to begin and that the normal University-established dates for filing such applications shall not apply; and be it further
RESOLVED, That in the event the filed application is lacking in supporting data at the time of scheduled registration, the veteran, subject to space limitation, shall be admitted as a conditional matriculant pending receipt of such supporting data, provided, however, that the veteran has presented evidence of a high school diploma or equivalent; and be it further.

RESOLVED, That upon receipt of the supporting documentation to complete the application, the veteran shall be placed in full matriculation if he/she meets the admissions requirements of the college or if he/she has met the college's academic standards for continued matriculation at the end of the aforementioned semester; and be it further.

RESOLVED, That veterans admitted in accordance with the foregoing resolutions will forfeit their matriculated status if they should fail to provide the documentation required by the college in order to complete the admissions application or if they fail to meet the college's academic standards for continued matriculation; and be it further.

RESOLVED, That the foregoing resolution be effective beginning with students entering in Spring, 1975.

EXPLANATION: Currently veterans are permitted to file late applications; but if such applications are incomplete at the time of late registration, they have no alternative but to register as non-matriculants, be subject to tuition and reapply for a subsequent semester. In keeping with the Board of Higher Education's policy to support veterans' access to higher education, this resolution would eliminate another paper roadblock. The foregoing resolutions are not intended to diminish the established admissions requirements nor the regular processing by the University Application Processing Center of all freshman applications.

C. CITY UNIVERSITY RESEARCH FOUNDATION: 1. DISPOSITION OF PROPERTY:

RESOLVED, That title to all property purchased by the Research Foundation of the City University of New York with funds received under grants, awards or contracts, upon termination of the grant, award or contract, shall be transferred to and vested in the Board on behalf of the college or university unit involved in the particular grant, award or contract, in accordance with supplementary rules promulgated by the Research Foundation, provided however that the Research Foundation shall retain responsibility for such property to the extent necessary to wind up the grant, award or contract, and effect any necessary physical delivery or transfer, and further provided that the terms of the grant, award or contract, and applicable rules and regulations shall control to the extent they may be inconsistent with the provisions of this resolution.

EXPLANATION: The City University Research Foundation administers on behalf of the Board, City University grant and research funds. At the end of a particular grant, award or contract, usual practice is for the college involved to retain or obtain control and possession of any property purchased through the use of such funds. The purpose of this resolution is to formalize the legal transfer of title to such property at the end of the grant, award or contract, and to formally relieve the Research Foundation of responsibility over such property. The Research Foundation has authorized these grant transfers in a resolution dated December 10, 1974.

2. HEW - CUNY PATENT AGREEMENT:

RESOLVED, That the Board authorize the Research Foundation of the City University of New York, on behalf of the Board, to enter into an Institutional Patent Agreement with the United States of America, as represented by the Assistant Secretary (Health and Scientific Affairs) of the Department of Health, Education, and Welfare, pursuant to which the Board of Higher Education and the Research Foundation will obtain a first option to retain principal rights in and to administer inventions made in the course of or under research supported by grants and awards from the Department of Health, Education, and Welfare.
EXPLANATION: Adoption of this resolution will enable the Research Foundation of the City University of New York to enter into an agreement with the U.S. Department of Health, Education and Welfare pursuant to which the Research Foundation on behalf of the City University will obtain first option to retain ownership and patent rights to all inventions conceived by persons working on DHEW grants and contracts with the privilege of the United States of America to use such patents royalty free.

Execution of the agreement also constitutes approval by DHEW of the patent policies and procedures adopted by the Board of Higher Education and the Research Foundation with respect to patents and inventions.

At this point the Board heard Dr. Barry Bressler, a faculty member at Richmond College, who spoke in favor of the Richmond College Interim Governance Plan and Mr. Paul Nelson, a student at Richmond College, and Mr. Jay Hershenson, Chairman of the University Student Senate, who spoke in opposition to the plan.

D. RICHMOND COLLEGE INTERIM GOVERNANCE PLAN:

RESOLVED, That this two-stage plan for academic restructuring and for the development of a permanent governance plan for Richmond College be approved effective January 27, 1975, with the understanding that a referendum on the final and permanent governance plan based on the new structure will be held as soon as possible, and that such permanent plan proposed would be within the spirit and intent of the Board’s guidelines on governance.

NOTE: A copy of this two-stage plan is on file with these minutes in the Office of the Secretary of the Board.

E. CONTRACT WITH LOCAL 384, COVERING GITTLESON EMPLOYEES:

RESOLVED, That the contract negotiated by the University, the Mayor’s Office of Labor Relations, and Local 384 of District Council 37 AFSCME for the titles College Office Assistant (A and B), College Secretarial Assistant (A and B) and College Administrative Assistant, for the period July 1, 1974 to June 30, 1976 be approved in principle.

EXPLANATION: This contract succeeds the contract which expired on June 30, 1974 and is the result of intensive negotiations between the parties. The economic component of this settlement conforms to the pattern of increases and Cost of Living Adjustments contained in all agreements reached by the City of New York in the current “round” of negotiations. The contract was ratified by local 384 by mail ballot on January 3, 1975 by a vote of 1,724 to 142.

NO. 3. COMMITTEE ON ACADEMIC AFFAIRS: RESOLVED, That the following items approved by the Committee on Academic Affairs be adopted:

A. BARUCH COLLEGE - B.B.A. OR B.A. IN STATISTICS AND AN M.B.A. IN STATISTICS, OPERATIONS RESEARCH OR COMPUTER METHODOLOGY:

RESOLVED, That the Four Year Accelerated Degree Program leading to a B.B.A. or B.A. in Statistics and an M.B.A. in Statistics, Operations Research or Computer Methodology to be offered at Baruch College, be approved effective September 1975, subject to financial ability.

EXPLANATION: This accelerated degree program is designed for high caliber students who are able to undertake advanced work at an early stage and to start a graduate level program in the second semester of the junior year. By enabling qualified students to advance more rapidly in their academic achievements, the program will attract to Baruch talented students who might not otherwise consider attending City University. The program is similar to combined degree programs offered at other units of the University which enable exceptional students to complete the requirements for the M.A. degree within four years. The proposed program should not involve any additional costs. To the extent that costs are incurred, they will be absorbed in the college’s regular budget.
B. THE CITY COLLEGE - B.A. IN URBAN LEGAL STUDIES:

In moving the resolution, Dr. Goldin commented on its features of particular significance with respect to educational policy and developments in the University and requested that the Board “instruct the Chancellor to monitor the admissions procedures to this program in order to ensure a rigorous adherence to the policy of the BHE.”

Mrs. Quinones opposed this request limited to a particular program unless it were broadened to apply to all programs of the University including the Open Admissions Program.

At this point, the Board heard Mr. Jack M. Elkin, Chairman, Metropolitan Council of the American Jewish Congress, who asked that the Board defer approval of the Program until both the Board and the public were fully satisfied that the admissions criteria and procedures to be followed were completely non-discriminatory.

President Robert E. Marshak read into the record a statement from former Chief Judge of the Court of Appeals of the State of New York Stanley Fuld, who urged approval of the Program.

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

RESOLVED, That the Program in Urban Legal Studies leading to the B.A. Degree, to be offered by City College, be approved effective September 1975, subject to financial ability.

EXPLANATION: This cooperative law program will combine a complete law school training with the study of the liberal arts and sciences in an integrated, six-year curriculum designed to train lawyers who will serve communities that presently lack adequate legal services. The program will introduce professional legal training to students at a point early in their educational careers in order to assess their interest in and capacity for the full-time pursuit of a legal career while they are still in their undergraduate years. Students entering the program will follow a three-semester sequence of courses designed to serve as an introduction to the legal process, legal analysis and the use of legal materials. During their second and third year, students will take a series of courses in Criminal and Constitutional Law which will be presented from the perspective of sociology and political science, on the one hand, and from a legal perspective on the other. Also included in the program are general education requirements similar to those of the City College Freshman Honors Program. At the end of the third year students who maintain high academic standards and meet the normal standards of character and aptitude prerequisite to enter into law school will be admitted to the New York Law School. Upon completion of one year in Law School they will be granted the B.A. from City College; after two additional years they will qualify for a J.D. Degree from New York Law School. The program will be administered jointly by City College and the New York Law School.

It is projected that the first year costs of this program will be about $77,000. By 1979-80 when the program has reached a steady-state enrollment of about 140 FTE students, the annual costs will be on the order of $110,000. All monies expended on this program will come from the City College regular operating budget. No additional monies will be appropriated.

C. THE CITY COLLEGE - B.F.A. IN MUSIC, THEATER, DANCE AND FILM:

RESOLVED, That the Bachelor of Fine Arts Degree to be offered by the City College be approved effective September 1975; and be it further

RESOLVED, That the Master Plan be so amended; and be it further

RESOLVED, That the programs in Music, Theater, Dance, and Film leading to the B.F.A. degree, to be offered by City College be approved effective September 1975, subject to financial ability.

EXPLANATION: In September 1972, the BHE approved a resolution to construct and equip a Center for the Performing Arts at City College to provide a central facility for general academic and community use related to the Performing Arts. To carry out the goals of the Center, the City College has developed B.F.A. programs in Music, Theater, Dance and Film which will attract, identify, audition and train highly talented students for careers in the performing arts. The B.F.A. degree is needed for these students because it requires only one quarter of the academic work to be in the area of liberal arts and sciences, whereas the B.A. degree requires that three quarters of the work be in the liberal arts and sciences. The B.F.A. thus permits the inclusion of a
greater number of technical courses which are necessary to train students for careers in the performing arts. In stressing performance and production, the B.F.A. also serves to certify preparation for, and proficiency in, organizing, directing, and performing in cultural programs on a full-time professional basis.

The B.F.A. programs have been designed to meet the needs of a multi-ethnic student population and to serve the cultural needs of the surrounding community. They will articulate with programs in the City University Community Colleges and with M.F.A. programs in the senior colleges. It is expected that 250-300 students will participate in the program when it is in full operation. The programs at the Davis Center for the B.F.A. are projected to cost about $410,000 annually or $2,000 per FTE after enrollment has reached 275 headcount students. Of the total cost, about $250,000 will be paid by non-tax-levy sources including the Davis fund income. The remaining $162,000 projected annual expense will be paid from the regular operating budget of the College. These funds will come primarily from those disciplines which complement the activities of the Davis Center. The participating departments are Speech and Theatre, English, Music, Art, and Physical Education. The scale of operations in the BFA program will depend upon the College's ability to secure outside contributions in support of its activities at the Davis Center. These non-tax-levy funds will be used to pay for artists-in-residence, music lessons, guest lecturers, and so on.

D. MEDGAR EVERS COLLEGE - B.S. IN PUBLIC ADMINISTRATION:

RESOLVED, That the program in Public Administration leading to the B.S. Degree to be offered at Medgar Evers College be approved, effective September 1975, subject to financial ability.

EXPLANATION: This program will prepare graduates for middle management positions in urban public and quasi public agencies. The curriculum is designed to develop in students the ability to define and analyze urban administrative problems and to provide the basic skills needed to deal with these problems. The course work, which includes 39-41 credits in public administration, is geared to actual agency problems and situations. The program also provides a strong background in the social sciences and includes a sustained field experience of at least two semesters which is linked to classroom study. The program design meets the needs of both part-time and full-time students and has been developed in close cooperation with a number of public and quasi public agencies. The proposed costs for this program are $157,282 in 1974-75 and rise to $341,183 in 1978-79. No special equipment or facilities are required, and the costs for the program will be borne by the College's existing budget. No additional monies from CUNY funds will be required.

E. TERMINATION OF UPPER DIVISION PROGRAM - B.S. IN NURSING - JOHN JAY COLLEGE:

1. WHEREAS, on June 18, 1973, Cal. No. 7J, the Board approved the establishment of an Upper Division Program leading to the B.S. in Nursing at John Jay College, subject to financial ability, and

WHEREAS, Funding for this program is not available, therefore be it

RESOLVED, That the Board terminate the B.S. in Nursing Program at John Jay College, effective with the end of the fall semester in January, 1975.

2. WHEREAS, The students of the Nursing Program at John Jay College have amassed credit toward their baccalaureate degrees at John Jay College, and

WHEREAS, The John Jay Program is being terminated effective January 31, 1975, and

WHEREAS, These students will have to complete the requirements of the Senior College to which transfer is arranged which may increase the number of credits normally needed for the degree,

BE IT RESOLVED, That subsequent to Transfer any excess credit needed to complete the baccalaureate degree be not subject to the normal fees charged.

EXPLANATION: The above resolution (1) which appeared on the agenda of the meeting of the Board held on December 16, 1974 was tabled and referred to the Committee on Academic Affairs.
A number of meetings with the students have taken place. The University Dean for Academic Affairs met with all the students and faculty of the John Jay Nursing Program on November 29, 1974. The University Coordinator for Health Affairs met three times with the same group on December 10, 12 and 18, 1974. Through these meetings a thorough dialogue between the students and administration has taken place. A complete understanding of the students' concerns has been obtained.

All thirty students of the John Jay program chose to transfer to other existing baccalaureate Nursing Programs in the University. Twenty-six chose the Hunter School of Nursing; two chose the City College Nursing Program; and two chose the Lehman College Nursing Program. All students have been admitted to the program of their choice.

The Colleges involved have been requested and have agreed that no loss of credit will occur upon transfer and that no placement or challenge exams will be necessary. The students will be informed of these decisions by the Department of transfer after receiving formal letters of acceptance.

To insure that students will not have to pay fees for excess credits to complete their baccalaureate degrees, the staff of the Office of Academic Affairs recommended the adoption of resolution (2).

**F. LaGuardia Community College - A.A. Program for Education Associate with Concentration in Bilingual Education:**

RESOLVED, That the program for Education Associate with a concentration in Bilingual Education leading to the A.A. Degree be approved, effective September, 1975, subject to financial ability and the approval of the State University Trustees.

EXPLANATION: At present, LaGuardia Community College offers a program for Education Associate leading to the A.A. Degree. However, this program is open to paraprofessionals already employed in the City school system. To meet the growing need for adequately trained teaching personnel to work in schools comprised largely of Spanish speaking children, LaGuardia now proposes to make the existing program accessible to recent high school graduates as well as paraprofessionals and to include a specialization in Bilingual education. Students who complete the program will be prepared to work in schools as teachers aides or to continue work for the Bachelors Degree in education at York College or Brooklyn College where articulation arrangements have been made. The program thus provides a career ladder in Bilingual Teacher Preparation in accordance with the needs of the New York School system. The projected costs for this program are $24,366 in 1975/76, of which $6,500 is for equipment. The budget for 1976/77 is $36,840, and for 1977-78, $53,474. Support for this program will come from LaGuardia Community College's existing budget, and no additional monies from CUNY funds will be required. LaGuardia Community College views this program as a model for the development of other programs such as Greek, Italian, and other appropriate language areas.

**G. Weekend Seminar Program - Queensborough Community College:**

RESOLVED, That the Weekend Seminar Program to be offered at Queensborough Community College be approved, effective September, 1975, subject to financial ability.

EXPLANATION: There are many adults who would like to obtain a college education but find it difficult to participate in academic programs scheduled during the week. This program represents an attempt to make higher education accessible to this group. The curriculum consists of 6 two-semester seminars in the Arts; Humanities; Life Sciences; Physical and Mathematical Sciences; Communication Sciences; and Languages. The seminars, which include independent study, award a total of 50 credits and fulfill the specific distribution requirements (except for Physical Education and Speech) for the A.A. degree. Individual seminars in the program will also be open to students already enrolled in the college who meet the requirements of the program and who wish to substitute one or more of the seminars for regular college distribution requirements in that area. It is anticipated that establishment of this program will free some faculty from their teaching during the regular day and evening sessions. These savings plus a modest contribution from the college's operating budget should allow the program to be undertaken. However, the offering of the program will be contingent upon the availability of funds and the college's ability to support the program from its regular budget.
NO. 4. COMMITTEE ON FISCAL AFFAIRS AND PLANNING: RESOLVED, That the following resolutions approved by the Committee on Fiscal Affairs and Planning be adopted:

I. FISCAL RESOLUTIONS:

A. RENEWAL OF NDSL BILLING SERVICE CONTRACT:

RESOLVED, That the Board of Higher Education authorize the Central Office to exercise its option to renew the contract for furnishing National Defense/Direct Student Loan (NDSL) billing services with Academic Financial Services Association (AFSA), originally approved February 25, 1974 (Calendar Item 3A), for a period of one (1) year commencing April 1, 1975; and be it further

RESOLVED, That the Board of Higher Education authorize the Central Office to extend the operation of AFSA to include the Nursing Student Loan Program in accordance with an option provided in the existing contract; and be it further

RESOLVED, That the total contract price for the second year renewal be increased from $135,000 to an amount estimated at $210,000 to provide for the required processing of new and active student loan accounts ($35,000) and the addition of Nursing Loan accounts to the billing files (at an estimated cost of $40,000).

EXPLANATION: The United States Government (Department of Health, Education and Welfare) has made it mandatory for all participating colleges to make a bona fide attempt to bill and collect repayments of the National Defense/Direct Student Loan Program. It is, therefore, necessary to continue to contract for billing services. Extension of the AFSA agreement to cover the Nursing Loan program will eliminate the need for the colleges to maintain a manual billing service, will standardize student loan collection procedures throughout the University, and will minimize the need for extensive training of staff because of familiarity with AFSA procedures. Funds for this contract are provided by Federal Government reimbursement of administrative expenses.

B. COMMUNITY COLLEGE OPERATING BUDGETS - FISCAL YEAR 1974-75:

RESOLVED, That the Board of Higher Education approve the adjusted operating budget for fiscal year 1974-75 for the Community Colleges as indicated below:

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<tr>
<th>Board of Higher Education</th>
<th>Operating Budget as Adopted by The City of New York</th>
<th>Adjusted Operating Budget as Presented to The State University of New York</th>
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<tr>
<td>Community Colleges</td>
<td>$141,706,600</td>
<td>$169,700,000</td>
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EXPLANATION: The City of New York approved budgets for each community college for 1974-75 in its Expense Budget, as indicated in the column entitled "Operating Budget as Adopted by The City of New York." The City also approved budgets for the College Discovery Program, as well as unallocated amounts for enrollment and other increases held centrally in University Programs. The budget contained in the column entitled "Adjusted Operating Budget as Presented to the State University of New York" reflects the addition of these amounts to the approved Community College budgets. The State University of New York has requested a Board resolution approving these allocations on a University basis for their approval for purposes of State Aid. This resolution complies with that request and also with Chapter 708, Sec. 6, Laws of 1973 of the State of New York, which permits City University Community Colleges to file for State Aid as a single unit.
II. CAMPUS PLANNING AND DEVELOPMENT RESOLUTIONS:

A. ROOF RENOVATION OF SHEPARD HALL - THE CITY COLLEGE:

RESOLVED, That the Board of Higher Education authorize The City College to award a contract to E. Daskal Corp., in the amount of $259,600 (the low bidder), for furnishing all labor and material, tools and equipment required for the work necessary to complete roof renovation, Shepard Hall, North Campus, which is $69,600 over the cost limitation of $190,000 as approved by CP-10027, May 13, 1974, chargeable to Capital Project HN 203-042-0607-12-53; and be it further

RESOLVED, That the Bureau of Budget authorize increase in cost limitation in the amount of $69,600 for implementation of work required.

EXPLANATION: On May 13, 1974, CP Certificate 10027, chargeable to HN 203, was issued by Bureau of Budget approving funding within a cost limitation of $190,000. The cost estimate projected by the College as approved on Board resolution February 25, 1974, Cal. No. 2g, was in the amount of $300,000 for implementation of related work. Bids were opened on November 6, 1974, with the low bidder, E. Daskal Corp., responding in the amount of $259,600; the high bid by Simpson Metal was $353,420. The low bidder exceeded the authorized amount as indicated in the referenced CP Certificate by $69,600.

The renovation of the Shepard Hall roof has, due to continuous cutbacks of cost estimates presented by the College, been subject to restoration by priority. This pending acquisition will be the last in a series. The Dean of Campus Planning has advised that it is impossible to continue this process and that it is not practical nor in the best interest of the College to partially award this pending acquisition or to further delay implementation of the related work.

It is respectfully requested, therefore, that CP Certificate No. 10027 be amended to include the increase in cost as reflected in the low bid and authorize the expenditure for this pending acquisition in the amount of the low bid of $259,600.

It is brought to your attention that by contract mandate, award, if any, must be made within forty-five (45) days from the date of bid opening. If this time frame is not adhered to, the low bidder has the privilege of withdrawing his bid.

B. CONSTRUCTION OF CENTER FOR PERFORMING ARTS (AARON DAVIS HALL) - THE CITY COLLEGE:

RESOLVED, That the Board of Higher Education accept contract drawings, specifications and final cost of $5,193,911 for the construction of the Aaron Davis Hall, the Center for the Performing Arts, on the South Campus of The City College, as prepared by A.W. Geller and Associates and E.D. Ehrenkrantz and Associates, Architects; and be it further

RESOLVED, That the City University Construction Fund be requested to accept the aforesaid document and authorize the Dormitory Authority of the State of New York to invite bids and award contracts for the said construction; and be it further

RESOLVED, That the Board authorize the execution of an interim supplemental note agreement to finance a total project cost not to exceed $7,262,292 (including furnishings, fees, contingencies, etc.).

EXPLANATION: On February 25, 1974 (Cal. No. 2E) the Board approved preliminary plans, specifications and cost estimate of $4,637,421 (Jan., 1974). Subsequently, the Budget Bureaus of the City and State were requested to approve a construction (bid) cost limitation of $5,193,911 which included a then estimated cost escalation allowance. Each Bureau subsequently authorized an amount of $4,920,000, the difference reflecting a lower cost escalation estimate. The Bureaus have agreed to consider approval of up to the $5,193,911 amount after the bids have been received and evaluated.

The preliminary January 1974 estimate of $4,637,421, if escalated by the current Turner Construction Cost Index of 1.2294 to the February 1975 bid date, would indicate a bid estimate of $5,701,299.
The Architect's final estimate, dated December 19, 1974, including the cost of general conditions work, is $5,392,800. To meet the cost limitation of $5,193,911 certain items of work estimated at $304,800 are to be bid as "add alternates." Subtracting these items from the estimate of $5,392,800, the adjusted estimate would be $5,088,000. If satisfactory bids are received, as many of the "add alternates" will be included in the project as permitted within the established cost limitation of $5,193,911.

The final plans, specifications and cost estimates have been reviewed by and meet the approval of the Office of Campus Planning and Development, the Dormitory Authority and the College, in all aspects of design and function.

C. EXCAVATION AND FOUNDATION WORK - YORK COLLEGE:

RESOLVED, That the Board accept final plans, specifications and cost estimate of $2,234,950 as of bid date of January, 1975 for Excavation and Foundation work, for the York College Academic Core project as prepared by Gruzen and Partners, Architects; and be it further

RESOLVED, That the City University Construction Fund be requested to accept the aforementioned contract documents and estimate of cost and to authorize the Dormitory Authority to invite bids and to award contracts for the work.

EXPLANATION: The Contract presently considered comprises the second package in "Fast Track" construction procedures for the York College Academic Core project.

Because of current unusually protracted steel deliveries, the first package (Structural Steel, Steel Stairs and Metal Deck Contract Documents) was completed and advertised for bid prior to the Excavation and Foundation documents. These packages will be closely coordinated to permit a continuous construction operation. This will minimize the effect of continuing cost escalation, and permit more rapid completion of campus facilities.

The preliminary construction cost estimate (as of May 1974) for the Excavation and Foundation work was $2,006,163 which, when escalated to bid date, projects a bid estimate of $2,192,879.

The final estimate of $2,234,950 is above the preliminary escalated estimate by $42,071. This is due to refinement of the Excavation/Foundation design and changes in requirements of Electrical Vaults during the contract document phase. The architect will adjust future bid packages to compensate for this overage to maintain the approved construction cost limitation of $51,974,267.

The plans for the Excavation/Foundation Contract have been received and accepted by the College, the University Office of Campus Planning and Development and The Dormitory Authority of the State of New York. It is recommended that the final plans, etc., be accepted and authorization to invite bids and to award contracts for the construction be granted.

D. SUPPLEMENTAL AGREEMENT H - CITY UNIVERSITY ISSUE:

RESOLVED, That the approval of the Board on June 18, 1973 (Cal. No. 12A) which approved an Agreement of Lease dated as of June 20, 1973 (Senior College Issue) and an Agreement of Lease dated as of June 20, 1973 (Community College Issue) be amended to rescind the Board's approval of the first (Senior College) Lease Agreement; and be it further

RESOLVED, That the approval of the Board on November 25, 1974 (Cal. No. 4.I.F.) which approved an Agreement of Lease dated November 18, 1974 (Senior College Issues) is hereby rescinded; and be it further

RESOLVED, That the form and substance of the proposed supplemental Agreement H, dated as of December 17, 1974, which document bears title page which reads: "DORMITY AUTHORITY OF THE STATE OF NEW YORK AND CITY UNIVERSITY CONSTRUCTION FUND AND BOARD OF HIGHER EDUCATION IN THE CITY OF NEW YORK—SUPPLEMENTAL AGREEMENT H DATED AS OF DECEMBER 17, 1974 (CITY UNIVERSITY ISSUE)" is hereby approved; the Chairman of the Board is hereby authorized and directed to execute such Supplemental Agreement and to cause the seal of the Board to be affixed thereto; and the Secretary of the Board is hereby authorized to affix his signature thereto in attestation of such seal; and be it further
RESOLVED, That notwithstanding any other provision of this resolution, prior to the execution of such Supplemental Agreement H, changes, insertions and omissions may be made to such Supplemental Agreement as may be approved by the Chairman of the Board, and the execution by said Chairman of such Supplemental Agreement containing such changes, insertions and omissions, and the attestation by the Secretary of the Board shall be conclusive evidence of such approval.

EXPLANATION: The proposed Supplemental Agreement dated December 17, 1974, to the Agreement of Lease dated June 12, 1967 will provide for financing of new senior college facilities and will supersede the Senior College Lease Agreement dated June 20, 1973 and November 18, 1974.

E. AUTHORIZATION OF OFFICIAL STATEMENTS FOR SENIOR COLLEGE BOND ISSUES:

WHEREAS, In connection with the sale, from time to time, of Series of Bonds of the Dormitory Authority of the State of New York, pursuant to the Revenue Bond Resolution adopted June 12, 1967 (City University Issue) or the Revenue Bond Resolution adopted December 17, 1974 (City University Issue) as each has or may be supplemented from time to time, it is necessary that the Dormitory Authority issue an Official Statement with respect to each Series of Bonds (initially in the form of a preliminary or proposed Official Statement and subsequent to the sale of such bonds in the form of a final Official Statement); and

WHEREAS, Each such Official Statement, in both its preliminary or proposed and final forms, must necessarily contain certain information relating to the Board of Higher Education in the City of New York and to the senior colleges governed and administered by the Board; and

WHEREAS, The officers hereinafter set forth are best qualified to examine, appraise and approve the accuracy of any such statement in each such Official Statement;

NOW, THEREFORE BE IT RESOLVED, By the Board of Higher Education as follows:

SECTION 1. The following officers are hereby authorized and directed to examine any statements contained in any Official Statement of the Dormitory Authority relating to a Series of Bonds of the Authority issued pursuant to the above mentioned Revenue Bond Resolution, in its preliminary or proposed and final form, and, upon approval thereof, to deliver a letter to the Dormitory Authority, signed by at least three of such officers, stating in substance that the material contained therein, relating to the Board of Higher Education, The City University of New York and to the senior colleges governed and administered by the Board is true, which letter shall further state that in the opinion of the signers thereof such material is a fair and accurate statement relating to the Board of Higher Education, the City University and to the senior colleges governed and administered by the Board and that no material facts have been omitted. Such officers are as follows: The Chairman of the Board of Higher Education, the Chancellor and the Deputy Chancellor of the City University and the Vice-Chancellor for Budget and Planning.

SECTION 2. This resolution shall take effect immediately.

F. WINDOW REPLACEMENT AT LANGUAGE HALL AND PHILOSOPHY HALL - BRONX COMMUNITY COLLEGE:

RESOLVED, That the Board of Higher Education accept the final contract drawings, specifications and cost estimate of $65,000, as of bid date, for window replacement at Language Hall and Philosophy Hall, Bronx Community College, as prepared by Wank, Adams and Slavin, Architects; and be it further
RESOLVED, That the City University Construction Fund be requested to accept the above mentioned final contract drawings, specifications and cost estimate and to authorize the Dormitory Authority of the State of New York to invite bids and award contracts for the work.

EXPLANATION: Heretofore, the Board of Higher Education at its September 23, 1974 meeting, Cal. No. 3 (III) J, approved the selection of Wank, Adams and Slavin, Architects, for the preparation of bidding documents for a number of items of urgent renovation and repair work at Bronx Community College. The window replacement at Language and Philosophy is estimated to cost $65,000, as of bid date.

G. NORTH SITE CAMPUS SITE WORK - KINGSBOROUGH COMMUNITY COLLEGE:

RESOLVED, That the Board of Higher Education accept the preliminary plans and outline specifications for North Site Improvement Construction Work at Kingsborough Community College at a cost not to exceed the Budget limitation of $1,100,000, as prepared by Katz, Waisman, Weber, Strauss and Warmer, Burns, Toan and Lunde, Associated Architects; and be it further

RESOLVED, That the City University Construction Fund be requested to accept the aforesaid preliminary plans, etc. and to authorize the Dormitory Authority to enter into an agreement with the Consultants for the completion of final plans, bid documents, etc. for the work.

EXPLANATION: The North Site Improvement Contract is the final contract for the phase I Construction Program for Kingsborough Community College. The work of this construction package involves the site and landscape development of approximately ten acres at the northerly end of the site. The work includes specifications, estimates and contract documents for paving, filling, storm water drainage, grading, roads, paved areas, walks and seeding. The cost limitation for this construction package falls within the total approved project limitation.

NO. 5. MEDICAL PROFESSORS - BIOMEDICAL PROGRAM - THE CITY COLLEGE: RESOLVED, That the following resolutions, approved by the Committee on Fiscal Affairs and the Committee on Administrative Affairs, be approved:

(1) RESOLVED, That the Memorandum of Understanding between the Board of Higher Education and the Professional Staff Congress, dated December 20, 1974, in regard to certain titles in The City College Biomedical Program be approved.

EXPLANATION: The Board of Higher Education at its meeting on December 17, 1973 (Cal. No. 2) approved six new professional titles for The City College Biomedical Program. It was recognized that special salary scales would have to be established in order to attract the highly qualified medical personnel needed to make the Program effective.

Accordingly, the following Memorandum of Understanding was signed by the Chancellor and the Vice-Chancellor for Faculty and Staff Relations on behalf of the Board of Higher Education, subject to its approval, and by the President and Executive Director of the Professional Staff Congress:

MEMORANDUM OF UNDERSTANDING

WHEREAS, The Board of Higher Education of the City of New York ("the Board") and the Professional Staff Congress/CUNY ("PSC") are desirous of reaching an understanding in the matter involving the titles established for the Center for Biomedical Education of The City College of New York, it is now therefore agreed:

1. The Board recognizes the PSC as the exclusive negotiating representative for members of the instructional staff in the following titles:

   Medical Professor (Basic Sciences)
   Associate Medical Professor (Basic Sciences)
   Assistant Medical Professor (Basic Sciences)
   Medical Professor (Clinical)
   Associate Medical Professor (Clinical)
   Assistant Medical Professor (Clinical)
2. The Board and the PSC agree that the following salary ranges shall be applicable to the titles:

- Medical Professor (Basic Sciences) $30,000-40,000
- Associate Medical Professor (Basic Sciences) $25,000-35,000
- Assistant Medical Professor (Basic Sciences) $20,000-30,000
- Medical Professor (Clinical) $39,000-54,000
- Associate Medical Professor (Clinical) $34,000-45,000
- Assistant Medical Professor (Clinical) $30,000-40,000

3. The Terms and Conditions of employment for the above titles shall be those contained in the bylaws of the Board and the written policies of the Board and, in addition, the following provisions only of the current Agreement between the Board and the PSC shall be applicable to the Medical Professorial titles:

   - Article 3 - Unit Stability
   - Article 4 - Check-off and Agency Shop
   - Article 8 - Non-Discrimination
   - Section 20.3 - Informal Procedure for Handling Complaints
   - Article 26 - Welfare Benefits
   - Article 27 - Retirement

Positions taken by the parties in respect of this item shall not constitute a precedent.

4. This memorandum having been agreed upon by the Chancellor and Vice-Chancellor for Faculty and Staff Relations on behalf of the Board and by the President and Executive Director of the PSC shall become effective upon its adoption by the Board of Higher Education.

5. This Memorandum, with the exception of item 1, shall expire on August 31, 1975. Terms and conditions of employment for Medical Professorial titles shall be topics for negotiation between the parties at the forthcoming negotiations for a subsequent general agreement between the PSC and the Board.

(2) RESOLVED, That appointees to the titles, Medical Professor (Basic Sciences) and Medical Professor (Clinical), in The City College Biomedical Program shall be employed on a calendar year (Il-month) basis and effective September, 1974, shall receive compensation based on the salary ranges established in the Memorandum of Understanding adopted by the Board (January 27, 1975, Cal. No. 5.1.); and be it further

RESOLVED, That as a condition precedent to employment in the titles of Medical Professor (Basic Sciences) and Medical Professor (Clinical), each appointee shall agree that fees deriving from clinical practice of medicine shall be the property of The City of New York and shall be remitted thereto.

EXPLANATION: These resolutions establish employment practices which are comparable to those in medical programs elsewhere. Pursuant to the resolutions, appointees may conduct an outside practice, but the fees deriving therefrom are to be property of the City while the appointee is compensated by salary. The fees are not attributed as income to the appointee.

NO. 6. UNIVERSITY REPORT: The Chancellor reported that bids had been received below the bid estimates on the York College excavation project and on the next phase of the Hunter College Building Program.

NO. 7. GENERAL DISCUSSION: (a) Dr. Goldin read into the record the following statement about the need and the obligation to preserve and nourish the exercise of academic freedom in the University:
I had originally intended, as Chairman of the Committee on Academic Affairs, to make some extensive observations about the quality of academic freedom in our University and our solemn obligation to preserve and nourish the exercise of this freedom.

Mr. Chairman, I would hope that it is really unnecessary to make any exhortation on the need to maintain intellectual freedom on our campuses, and our responsibility to ensure that scholars and teachers in our University are protected in their exercise of it.

In my opinion, Mr. Chairman, this freedom can be compromised, if not fatally subverted, not only by overt reprisals for its exercise, but also by the covert retribution represented by the threat or fear of punishment. The value of freedom of thought and expression within our academic community is not diminished, in any way, because error may, at times, arise from its exercise.

I hope that this Board, in view of recent well-publicized incidents, reaffirms its absolute commitment to the principle of academic freedom.

(b) The Chairman congratulated Jay Hershenson on his reelection as Chairman of the University Student Senate.

In accordance with the previous announcement made by the Chairman that at the completion of the formal agenda, the Board would hear persons who had requested permission to speak on the subject of budget reductions, the formal meeting was terminated at 5:40 P.M. The members of the Board then heard a list of speakers representing the Professional Staff Congress, faculty and students at different colleges.

ETTA G. GRASS
Acting Secretary of the Board
The Chairman called the meeting to order at 4:55 p.m.

There were present

Alfred A. Giardino, Chairman
Franklin H. Williams, Vice-Chairman

Vincent R. FitzPatrick
Gurston D. Goldin
Rita E. Hauser

Harold M. Jacobs
James P. Murphy
Vinia R. Quinones

Etta G. Grass, Acting Secretary of the Board

Chancellor Robert J. Kibbee
President Milton G. Bassin
President William M. Birenbaum
President James A. Colston
President Edgar D. Draper
President Leon M. Goldstein
President John W. Kneller
President Leonard Lief
President Robert E. Marshak
President Joseph S. Murphy
President Harold M. Proshansky
President Donald H. Riddle
President Kurt R. Schmeller
President Joseph Shenker

President Herbert M. Sussman
President Richard D. Trent
President Edmond Volpe
President Jacqueline G. Wexler
President Clyde J. Wingfield
Professor David Valinsky
Mr. Jay Hershenson
Deputy Chancellor Seymour C. Hyman
Vice-Chancellor Mary P. Bass
Vice-Chancellor Timothy S. Healy
Vice-Chancellor Anthony Knerr
Vice-Chancellor J. Joseph Meng
Vice-Chancellor David Newton
Vice-Chancellor Peter S. Spiridon

The absence of Ms. Valle and Mr. Cantarella was excused.
Upon motions duly made, seconded and carried, the following resolutions were adopted or action was taken as noted: (Calendar Nos. 1 through 8)

NO. 1. CHANCELLOR'S REPORT: RESOLVED, That the Chancellor's Report for February 24, 1975 (including Addendum Items) be approved:

(a) PART D - ADDENDUM: Add the following item:

D.4. CENTRAL OFFICE - CONTRACT FOR PROFESSIONAL STUDY: RESOLVED, That the Chancellor be authorized to use up to $40,000 of funds available in the City University Fund for a study of public attitudes towards City University and to enter into a contract with the firm of Ruder and Finn for such study.

EXPLANATION: The Board authorized a professional survey of public attitudes towards the University as part of the program of external and internal communications (November 25, 1974, Cal. No. 3). Discussions have been held with a number of qualified organizations and Ruder and Finn have been selected to undertake the survey.

(b) Items listed in PART E - ERRATA, to be withdrawn or changed as indicated.

At this point Cal. No. 3 was considered.

NO. 2. COMMITTEE ON ACADEMIC AFFAIRS: RESOLVED, That the following item be adopted:

A. HUNTER COLLEGE - B.A. DEGREE IN CHINESE LANGUAGE AND LITERATURE:

RESOLVED, That the program in Chinese Language and Literature leading to the B.A. Degree, to be offered at Hunter College, be approved effective September, 1975, subject to financial ability and the approval of the State Education Department.

EXPLANATION: This program will provide a well-balanced curriculum in Chinese language and literature with due emphasis on the classical and modern periods. Thus, the program will prepare students for further studies in Chinese language and literature, in Chinese or area studies, or in comparative linguistics or literature, as well as for professional careers in government, business, industry or education. In view of the emerging normalization of relations with China, there is urgent need for persons able to speak and read Chinese with facility. This program will produce such persons, who are now in short supply, at a time when business, industry and the professions increasingly require their services. Implementation of the program will entail moderate additional costs. Approval is contingent upon the willingness of the college to absorb this cost in its regular budget.

NO. 3. COMMITTEE ON ADMINISTRATIVE AFFAIRS: RESOLVED, That the following items approved by the Committee on Administrative Affairs be adopted:

The Chairman explained that since the Committee meeting had had to be canceled because of the illness of the Committee Chairman, these items were not reviewed by the Committee. Instead they would be discussed by the full Board. Discussion of these items was then opened to the floor.

Mr. Jay Hershenson, Chairman of the University Student Senate, was heard in opposition to the consideration of these items on the ground that the cancellation of the Committee meeting had deprived the faculty and student representatives of an opportunity to provide input.

The Chairman and other members of the Board explained that the Board had the prerogative to sit as a committee of the whole and since the floor had been thrown open to discussion, there was opportunity for input at the Board meeting. No objection was presented to the substance of the items.
A. THE CITY COLLEGE - REORGANIZATION OF THE COLLEGE OF LIBERAL ARTS AND SCIENCE:

RESOLVED, That the College of Liberal Arts and Science (CLAS) of The City College be reorganized to the effect that the following positions will be created: three Divisional Deans, a Dean of General Education and Guidance, and an Assistant Dean of Curricular Guidance; and that the following positions will be eliminated: Dean of the College of Liberal Arts and Science, Associate Dean for Humanities, Associate Dean for Science, Associate Dean for Social Science, Associate Dean for Freshman and Sophomore Programs, and Director of Curricular Guidance; and be it further

RESOLVED, That this reorganization be effective by September 1, 1975.

EXPLANATION: The CLAS of The City College is presently comprised of 25 departments and several centers, institutes, and programs. The administrative structure has been under study by several committees of the Faculty Council for a number of years. The proposed reorganization is based upon the Spring 1974 recommendations of a special committee of the Council, and is endorsed by the full Faculty Council and President of The City College.

The reorganization of CLAS will result in more economical use of administrative time as it will eliminate one administrative position. The net cost increase of the reorganization will be $1,500.00.

B. CUNY AS EMPLOYER PARTY TO CITY OF NEW YORK LABOR RELATIONS ORDERS AND CONTRACTS:

RESOLVED, That the University elects to be covered by the provisions of Labor Relations Order No. 74/46 which provides for cash payments upon the accidental death of a covered employee; and be it further

RESOLVED, That the University elects to be covered by the provisions of Personnel Order No. 74/48 which provides for uniformity of Welfare Fund contributions; and be it further

RESOLVED, That the University elects to be covered by the provisions of Labor Relations Order No. 74/78 covering payments of shift differentials and holiday premiums, provided that modifications to this order are made which will make satisfactory adjustment to current University practices with regard to the Fair Labor Standards Act and shift differentials, to University holiday schedules, and to practices with regard to work performed on a night shift preceding a holiday; and be it further

RESOLVED, That the University elects to be covered, as an employer party, by the provisions of Labor Relations Order No. 74/90 and such other Labor Relations Orders affecting University employees which provide for training fund contributions; and be it further

RESOLVED, That the Chancellor or his designee be authorized to elect compliance, on behalf of the Board of Higher Education, with regulations and provisions established on a City-wide basis that are consistent with the Board of Higher Education policies and the Board’s election, of June 24, 1968 (Cal. No. 6), to be bound by the rules of the Office of Collective Bargaining with regard to the non-instructional staff labor relations.

EXPLANATION: The above resolutions are consistent with the Board of Higher Education’s election of June 24, 1968 (Cal. No. 6) to be bound by the rules of the Office of Collective Bargaining with regard to the non-instructional staff. The Labor Relations Orders referred to put into effect provisions of the City-wide contract which would be advantageous to non-instructional employees of the University. Each requires that non-majority agencies, including the Board of Higher Education, make a written election to have its employees covered. The restrictions in the resolution regarding Executive Order 74/78 are intended to preserve present University practice and compliance with federal law. The final resolution is intended to authorize the Chancellor or his designee to make any further elections that may be required.
C. CUNY COMPLIANCE WITH FREEDOM OF INFORMATION LAW:

WHEREAS, The Legislature of the State of New York has amended the Public Officers Law to enact a Freedom of Information Law (L.1974, Chs. 578-580), and

WHEREAS, A Committee on Public Access to Records was created thereby, (Section 88 (9) (a) Public Officers Law) for the purpose of promulgating and issuing rules and regulations in conformity with such law, and such regulations have been so promulgated (Ch. 25 NYCRR Part 1401), effective November 29, 1974, and

WHEREAS, Pursuant to such regulations the City University is required to institute rules and regulations establishing procedures for public access to records, in conformity with said law and pursuant to such regulations, it is hereby

RESOLVED, That the Chancellor is hereby directed to establish such procedures for the colleges and the central office.

EXPLANATION: The new Freedom of Information Law requires all public agencies to establish and disseminate regulations in conformity with the law.

The resolution serves as a technical directive to the Chancellor to act in compliance with the law.

NO. 4. COMMITTEE ON FISCAL AFFAIRS AND PLANNING: RESOLVED, That the following Campus Planning and Development resolutions approved by the Committee on Fiscal Affairs and Planning be adopted:

A. LEHMAN COLLEGE - RENTAL OF TEMPORARY STUDENT LIFE BUILDING:

RESOLVED, That the Board approve a contract for the rental, on a lease/purchase basis, of a 25,000 square foot temporary Student Life building to be built at the south end of the Lehman College campus at an annual rental cost of $198,960 ($7.96/S.F.), chargeable to the appropriate tax levy code.

EXPLANATION: The proposed temporary building will provide Lehman College with student government offices (18), counseling offices (6), activity rooms (3), game room (1), study rooms (2), conference room (1), canteen (1), and storage rooms (2).

Contract documents for the rental of this building were advertised by Lehman College and six bids were received on January 10, 1975. The bid was on an annual rental basis for five years with the College having a no cost purchase option upon the expiration of the fifth year of the lease.

On March 25, 1974 (Pal. No. 2.E.) the Board authorized Lehman College to advertise, receive and open bids for the above temporary building. The approved estimated annual cost was $225,000 ($9.00/S.F.).

B. YORK COLLEGE ACADEMIC CORE CAMPUS - FOOD SERVICE EQUIPMENT, SKYLIGHTS, ELEVATORS AND MOVING STAIRS, AND ENGINE GENERATOR SETS:

RESOLVED, That the Board accept final plans, specifications and cost estimate of $3,301,823 as of bid date of March 1975 for Food Service equipment, Skylights, Elevators and Moving Stairs, and Engine Generator Sets for the York College Academic Core Campus Project as prepared by Gruzen and Partners, Architects; and be it further
RESOLVED, That the City University Construction Fund be requested to accept the aforementioned contract documents and estimate of cost and to authorize the Dormitory Authority to invite bids and to award contracts for the work.

EXPLANATION: The contract presently considered comprises the third bid package in the “fast tracked” construction of the York College Academic Core Project. Previously contracts for steel work and for excavation and foundation work have been bid and awarded.

Because of unusually protracted deliveries for the components of this third package, the contract documents for the following items were completed and will be advertised for bid at this time to insure their availability when needed during the period of building construction

  a. Food Service Equipment
  b. Skylights
  c. Elevators and Moving Stairs
  d. Engine Generator Sets

The foregoing will be closely coordinated with the balance of the building construction to permit a continuous operation. This will minimize the effect of continuing cost escalation and permit more rapid completion of the project.

The preliminary cost estimate (as of May 1974) for this work was $3,012,319 which, when escalated to bid date of March 1975, projected a bid estimate of $3,358,136.

The final estimate of $3,301,823 is lower than the preliminary escalated estimate by $56,313.

The difference between the escalated preliminary estimate and final estimate is due to design modifications and differences between anticipated and actual escalation.

The construction cost estimate for this package is within the approved construction cost limitation of $51,974,267.

The plans for the third bid package have been received and accepted by the College, the University Office of Campus Planning and Development and the Dormitory Authority of the State of New York. It is recommended that the final plans, etc., be accepted and authorization to invite bids and to award contracts for the construction be granted.

C. STATEN ISLAND COMMUNITY COLLEGE - ALTERATION PROJECTS:

RESOLVED, That the Board of Higher Education approve final plans, specifications and cost estimate, prepared by the Consultants, Goldfarb & Hecht, and authorize Staten Island Community College to advertise for, receive and open bids, and award to the lowest responsible bidder the contract for the projects below:

1. Air Cooling Entire “B” Building - $262,000.00
2. Mandatory Emergency Lighting & Emergency Generator - $ 80,000.00

TOTAL $342,000.00

Chargeable to Capital Project No. HN-206.

EXPLANATION: Project SI-901-72 provides the air cooling of the entire “B” building. It also provides mandatory emergency lighting in all public areas and emergency generator for the same lights for Boiler Room, pumps and certain fans to keep the vital elements of the college mechanical systems operating. Mandatory emergency lighting and emergency generators are required by law.

This item has been authorized under CP-10056, dated April 11, 1974. Final plans and specifications have been approved by the Office of Campus Planning and Development.
D. KINGSBOROUGH COMMUNITY COLLEGE - EXCHANGE OF PROPERTY WITH NEW YORK STATE ASSOCIATION FOR RETARDED CHILDREN:

RESOLVED, That the Board hereby determines that a certain plot of unimproved real property on Oriental Boulevard, Manhattan Beach, Brooklyn, New York, designated Parcel 1a, as set out in Survey of James F. Deehan, Inc, dated May 2, 1974, used and controlled by Kingsborough Community College, is no longer needed for the purposes of the Board of Higher Education and that a certain plot of unimproved real property, presently owned by the New York State Association for Retarded Children at Manhattan Beach, Brooklyn, N.Y., as set out in Survey of James F. Deehan, Inc., dated August 30, 1974, of at least equal value, is needed for Board purposes as part of the campus of Kingsborough Community College; and it is further

RESOLVED, That the Board of Estimate is hereby requested to determine that the above specified real property of the City of New York is no longer needed for departmental or public purposes; and it is further

RESOLVED, That the Mayor is hereby requested to determine that the above described property of the New York State Association for Retarded Children is needed for a public purpose, to wit, for the use of Kingsborough Community College; and it is further

RESOLVED, That the Board of Estimate is hereby requested to have such property of the City and the Mayor is hereby requested to have such property of the New York State Association for Retarded Children duly appraised by three discrete and disinterested appraisers to be appointed by them, in accordance with Section 384-7.0 of the Administrative Code; and it is further

RESOLVED, That the Board of Estimate be petitioned to direct and the Mayor to order the Corporation Counsel to approve the form of all legal instruments necessary on the part of the City of New York to effect such exchange; and it is further

RESOLVED, That the Board of Estimate and the Mayor be requested to designate and authorize the proper officers to execute and deliver any and all legal documents necessary to effectuate such exchange; and it is further

RESOLVED, That the land so acquired by the City of New York in the proposed exchange be assigned to the Board of Higher Education as part of the campus of Kingsborough Community College.

EXPLANATION: The Department of Health, Education and Welfare of the United States of America, on October 16, 1972, conveyed a parcel of real property on the Atlantic Ocean front to the New York State Association for Retarded Children, Inc., a non-profit corporation, and a larger contiguous parcel of real property to the City of New York for the use of the Board of Higher Education as a campus for Kingsborough Community College. The real property received by the New York State Association for Retarded Children has no access to a public thoroughfare and is consequently unusable. The resolution requests the Board of Estimate of the City of New York to convey a portion of real property received by the City of New York from the United States of America, in exchange for the parcel of real property owned by the New York State Association for Retarded Children in accordance with section 384-7.0 of the Administrative Code. The exchanged property would remain subject to the same terms and conditions presently contained in the deeds from the Department of Health, Education and Welfare. The parcel of real property at the Kingsborough Community College campus to be exchanged is not required by the College and the new parcel to be received in exchange would give the College a more extended and unimpeded frontage on the ocean. The exchange has been orally approved by officials of the Department of Health, Education and Welfare. Final approval is pending.

Mr. Murphy asked to be recorded as not voting.
E. NEW YORK CITY COMMUNITY COLLEGE - SURRENDER OF LAND FOR CONSTRUCTION OF ADDITIONAL FACILITIES:

RESOLVED, That the Board of Higher Education, on behalf of New York City Community College, hereby surrenders to the City of New York jurisdiction over a parcel of improved land known as 55 Johnson Street, Brooklyn, New York, upon which it is intended to construct additional facilities for New York City Community College, with the understanding that said parcel of land and its improvements will be conveyed by the City of New York to the Dormitory Authority of the State of New York, and upon further understanding that said site to be so conveyed will be appropriately described by metes and bounds descriptions as shown by a survey to be prepared by the Dormitory Authority of the State of New York; and be it further

RESOLVED, That the City University Construction Fund be requested to request the Board of Estimate of the City of New York to convey to the Dormitory Authority of the State of New York the aforesaid site and building in accordance with the provisions of Chapter 782 of the Laws of 1966 as amended by Chapter 464 of the Laws of 1972.

EXPLANATION: The Dormitory Authority must have a title interest in sites and buildings financed by it. The present action is in accordance with a section of the City University Construction Fund Act which provides that the City may convey to the Dormitory Authority facilities owned by the City. The City initially acquired title to the subject parcel at the request of the Board. The acquisition cost was financed in the first instance by the City with the understanding that said cost would be reimbursed by the Dormitory Authority when title was conveyed to it. The cost was $900,000 plus the tenant's (Con Edion) cost in replacing the substation facilities located within the building at a cost not to exceed $700,000.

The site will be used for the construction of the Johnson "A" Building now being designed.

F. NEW YORK CITY COMMUNITY COLLEGE - SURRENDER OF LAND FOR RENOVATIONS:

RESOLVED, That the Board of Higher Education, on behalf of New York City Community College, hereby surrenders to the City of New York jurisdiction over land and buildings on the campus of New York City Community College, which facilities are to be renovated for use by the College, with the understanding that said parcels of land and their improvements will be conveyed by the City of New York to the Dormitory Authority of the State of New York, and upon further understanding that said sites to be so conveyed will be appropriately described by metes and bounds descriptions as shown by a survey to be prepared by the Dormitory Authority of the State of New York; and be it further

RESOLVED, That the City University Construction Fund be requested to request the Board of Estimate of the City of New York to convey to the Dormitory Authority of the State of New York the aforesaid site and building in accordance with the provisions of Chapter 782 of the Laws of 1966 as amended by Chapter 464 of the Laws of 1972.

EXPLANATION: The Dormitory Authority must have a title interest in sites and buildings financed by it. The present action is in accordance with a section of the City University Construction Fund Act which provides that the City may convey to the Dormitory Authority at a nominal cost facilities owned by the City.

The parcels involved include the Pearl Street Main Building and the Namn Hall Building, which are to be renovated.
NO. 5. TASK FORCE ON STUDENT ACTIVITY FEES: In introducing Mr. Stanley Goldstein, Co-Chairman of the Task Force on Student Activity Fees, the Chairman reviewed briefly the background and the composition of the Task Force.

Mr. Goldstein then presented the final report of the Task Force to the Board and commended the members of the Task Force for their diligence, energy, good judgment and determination.

In accepting the report, the Chairman thanked the members of the Task Force for their efforts and said that the Board would like to feel free to call upon them for further consultation.

NO. 6. UNIVERSITY REPORT: The Chancellor presented his oral report on several matters of Board and University interest:

(a) Budget:

(1) Community College Funding: The community college funding in the Governor's Executive Budget appears to be $11.5 million short of the 40% funding of the Mayor's certified budget. The University is working with the Legislature and the Budget Office to try to restore 40% funding.

(2) Capital Budget Appropriations: The Governor's Executive Budget failed to include in its first-instance capital appropriations certain capital projects at three colleges due to confusion resulting from the State Budget Office dealing only with the State University Trustees and its failure to confer fully with the City University staff. The University is working both with the Budget Office and the Legislature to reinstate these projects as first-instance appropriations.

(b) State Legislation:

(1) Jurisdiction over City University Community Colleges: A bill has been introduced in the Senate sponsored by Senators Marchi and Bloom and in the Assembly sponsored by Assemblymen Hecht and de Carlo, to remove the City University community colleges from the administrative oversight of the State University Trustees and to make them a de jure part of the City University.

(2) Construction Ceiling: A bill has been introduced in the Senate sponsored by Senators Goodman and Lewis and in the Assembly sponsored by Assemblymen Blumenthal and Flack, to remove the $400 million ceiling on construction projects. Our efforts are hampered by concern in the Legislature about the Dormitory Authority funding. The University is trying to convince the Legislature that the kind of support that is behind the bonds of the Dormitory Authority differs significantly from that behind the U.D.C.

(c) York College Construction:

Favorable bids received on York College construction projects are being held up because of a jurisdictional dispute between the City and the State on the Affirmative Action language to be incorporated in construction contracts. The University is doing what it can to have this dispute resolved within the next week. If the present bids cannot be accepted, the City may lose money.

(d) Contract with Professional Staff Congress:

Negotiations with the Professional Staff Congress for a new contract covering the instructional staff will begin on February 26.
Minutes of Proceedings, February 24, 1975

NO. 7. GENERAL DISCUSSION: The Chairman reported on the following:

(a) Appointment of a Collective Bargaining Committee consisting of the following:

Honorable Rita E. Hauser
Honorable James P. Murphy
Honorable Alfred A. Giardino

(b) Need to resolve the York College construction problem quickly to avoid additional cost to the City if favorable bids already received cannot be accepted since later bids would probably be higher because of rising costs.

(c) Annual Report of the Chairman has been printed and is available. It sets forth the Board’s activities during the past year and includes nature of the courses given by the University, enrollment figures, and a general budget picture.

NO. 8. ACADEMIC PERSONNEL PRACTICE COMMISSION RECOMMENDATIONS: WHEREAS, The Commission on Academic Personnel Practice in the City University of New York, appointed in April 1974, reviewed policies, procedures and practices affecting the faculty members and presented its report to the Board of Higher Education, and

WHEREAS, The report made recommendations on criteria that might apply to “equivalencies” which have resulted in differing points of view as well as recommendations on a number of subjects in the sections entitled “Areas Requiring Further Study,” and “Considerations for Improved Management”; now therefore be it

RESOLVED, That the Chancellor, in consultation with appropriate representatives within City University, study and make recommendations to the Board of Higher Education prior to May 15, 1975 on

1. The question of appropriate criteria for “equivalencies”;

2. The subjects set forth in the “Areas for Further Study” section, namely:

(a) Certificates of continuous employment for lecturers;
(b) Faculty teaching in remedial areas;
(c) Instructors;
(d) Dual professional career system; and

3. The subjects set forth in the “Considerations for Improved Management” section, namely:

(a) Faculty development programs;
(b) Faculty transfers within the City University;
(c) Joint and shared faculty appointments;
(d) Visiting professorships;
(e) Closer articulation with the Board of Education.

Upon motion duly made, seconded and carried, the meeting was adjourned at 5:45 p.m.

ETTA G. GRASS
Acting Secretary of the Board
MINUTES OF THE MEETING OF THE BOARD OF HIGHER EDUCATION OF THE CITY OF NEW YORK

HELD

MARCH 24, 1975

AT THE BOARD HEADQUARTERS BUILDING
535 EAST 80 STREET - BOROUGH OF MANHATTAN

In the absence of the Chairman, the Vice-Chairman called the meeting to order at 4:42 p.m.

There were present:

Franklin H. Williams, Vice-Chairman

Francesco Cantarella
Vincent R. FitzPatrick
Gurston D. Goldin
Rita E. Hauser

Harold M. Jacobs
James P. Murphy
Vinia R. Quinones
Marta Valle

Etta G. Grass, Acting Secretary of the Board

Chancellor Robert J. Kibbee
President William M. Birenbaum
President James A. Colston
President Candido A. de Leon
President Edgar D. Draper
President Leon M. Goldstein
President John W. Kneller
President Leonard Lieb
President Joseph S. Murphy
President Harold M. Proshansky
President Donald H. Riddle
President Joseph Shenker
President Harold M. Sussman

President Richard D. Trent
President Edmond Volpe
President Jacqueline G. Wexler
President Clyde J. Wingfield
Professor David Valinsky
Mr. Jay Hershenson
Deputy Chancellor Seymour C. Hyman
Vice-Chancellor Mary P. Bass
Vice-Chancellor Julius C.C. Edelstein
Vice-Chancellor Timothy S. Healy
Vice-Chancellor Anthony Knerr
Vice-Chancellor J. Joseph Meng
Vice-Chancellor David Newton
Vice-Chancellor Peter S. Spiridon

The absence of Mr. Giardino was excused.
Upon motion duly made, seconded and carried, the following resolutions were adopted or action was taken as noted: (Calendar Nos. 1 through 7)

**NO. 1. CHANCELLOR'S REPORT:** RESOLVED, That the Chancellor's Report for March 24, 1975 (including Addendum Items) be approved as amended, as follows:

(a) PART AA: Withdraw appointment of Richard Rode to the Non-Teaching Instructional Staff of Queens College.

(b) Item D.6. Borough of Manhattan Community College: Withdraw all personnel items.

(c) Items Listed in PART E - ERRATA, to be withdrawn or changed as indicated.

**NO. 2. APPROVAL OF MINUTES:** RESOLVED, That the minutes of the Board of Higher Education for the following meetings be approved as circulated:

- January 28, 1974
- February 25, 1974
- March 25, 1974
- April 22, 1974
- May 20, 1974
- June 17, 1974
- July 29, 1974
- September 23, 1974

**NO. 3. COMMITTEE ON ACADEMIC AFFAIRS:** RESOLVED, That the following items be adopted:

**A. BROOKLYN COLLEGE - B.A. (B.S.) M.A. IN ECONOMICS:**

RESOLVED, That the program for a 4 1/2 Year B.A. (B.S.) M.A. in Economics with a joint undergraduate major in Economics and Computer Information Science to be offered by Brooklyn College be approved effective January 1976, subject to financial ability.

EXPLANATION: This accelerated program will provide highly qualified students with a strong background in the application of computer science to economics and accounting and will help to meet the increasing demand for people whose training combines skills in these fields. Graduates will be qualified for careers in a wide variety of professional activities in titles such as systems analyst, applications specialist, programmer analyst, and others. The program will also serve to attract to the college gifted students who might otherwise enroll elsewhere. No additional faculty costs are anticipated for this program. Administrative costs of approximately $5,000 will be required, and the college has agreed to absorb these costs in its regular operating budget.

**B. BROOKLYN COLLEGE - AMERICAN INDIAN INSTITUTE:**

RESOLVED, That the Board of Higher Education approve the establishment of the American Indian Institute at Brooklyn College, effective April 1, 1975.

EXPLANATION: American Indians occupy a position unique among America's minority groups. Although generally associated with the Western section of the country by many people, American Indians in the East played a critical role in the history of the original colonies and the Republic which later formed from them. New York State ranks sixth in American Indian population while New York City ranks third among the cities, with about ten thousand Indians making their homes here.

American Indians have been the subjects of study by many different disciplines, including Anthropology, History, Psychology, Sociology, Art, and Music. The American Indian Institute at Brooklyn College will serve as a focus for all of these disciplines. In addition, the American Indian Institute will maintain relations with other academic and scholarly associations across the country as well as the American Indian community in New York. The Institute will apply for and receive grants for research, the establishment of programs, and the development of resources for the academic and Indian communities. The proposed program does not involve any additional costs to Brooklyn College.
C. MEDGAR EVERS COLLEGE - B.A. IN COMMUNICATION ARTS AND SCIENCES:

RESOLVED, That the program in Communication Arts and Sciences leading to the B.A. Degree to be offered by Medgar Evers College be approved effective January 1976, subject to financial ability.

EXPLANATION: For some time, many in the Central Brooklyn Community have felt the need for a training program in broadcasting and related fields. This program was developed in response to that demand and the mandate of the college "to be responsive to and serve the educational and social needs of the Central Brooklyn Community." The curriculum provides a broad liberal arts background and requires at least 15 credits in writing courses, a statistics course and courses in business management and computer utilization. Graduates of the program will be prepared for a wide range of positions in government, business, broadcasting and other areas of the communications industry. The college has agreed to absorb the costs of this program within its regular operating budget. While it will seek outside support to augment activities in the program, it is understood that no additional funds will be appropriated by the University for it.

D. JOHN JAY COLLEGE OF CRIMINAL JUSTICE - B.A. IN ECONOMICS:

RESOLVED, That the program in Economics leading to the B.A. Degree to be offered by John Jay College be approved effective January 1976, subject to financial ability.

EXPLANATION: This major in economics offers a basic grounding in economic theory and policy with the possibility for specialization in one of three applied fields: 1) Business Economics; 2) Economic Analysis of Social Problems; and 3) Public Sector Economics. These three course areas correspond to the major academic and vocational interests of the John Jay student body and complement related course offerings in other majors. The program is interdisciplinary and is needed to complete the strong social science, urban and public-sector offerings at the college. No additional costs associated with the major are expected in the first year. To the extent that additional costs are required in subsequent years, they will be the result of student demand. The college has agreed to cover these costs out of its existing operating budget.

E. RICHMOND COLLEGE - M.A. IN CINEMASTUDIES:

RESOLVED, That the Three-Year Program in Cinema Studies leading to the B.A. in Dramatic Arts-Film and a M.A. in Cinema Studies to be offered by Richmond College be approved effective January 1976, subject to financial ability.

EXPLANATION: This program will provide students with a scholarly, comprehensive background in film study and familiarity with film production techniques. The program emphasizes film as an art which has close affinities with literary and art history. The program will provide undergraduate majors in this field with an opportunity to continue their studies and will prepare graduates for teaching and for positions in film archives, television research and archive work, film criticism (newspapers and magazines) editorial work for film periodicals, publicity for film distribution companies, film library work, and other positions. The incremental costs for this program are projected to be $22,000 in the first and second years of operation and $43,500 in the third when a new faculty member would be appointed. The college has expressed the willingness to absorb these costs in its regular budget and approval of the program is contingent upon that.

F. RICHMOND COLLEGE - M.A. IN HUMAN DEVELOPMENT:

RESOLVED, That the program for a M.A. in Human Development to be offered by Richmond College be approved effective January 1976, subject to financial ability.

EXPLANATION: The cognitive, biological and cultural factors which affect human development have been largely ignored in the teaching of teachers and in the teaching of elementary school children. The curriculum of this innovative program offers a strong and integrated background in a variety of behavioral sciences and provides an effective means for briefing insight into social and individual dynamics. The program, which includes field work and supervisory seminars, will give early child care workers an understanding of the emotional and cognitive development of children and equip them to be more effective and sensitive teachers. The college estimates that all needs for this program can be met by existing personnel in the first years. If in later years, additional personnel are required, the college has agreed to absorb any expenses in its regular operating budget.
G. LAGUARDIA COMMUNITY COLLEGE - A.S. IN HEALTH SERVICES MANAGEMENT TECHNOLOGY:

RESOLVED, That the Program in Health Services Management Technology leading to the A.S. degree, to be offered at LaGuardia Community College, be approved, effective January 1976, subject to financial ability and the approval of the State University Trustees.

EXPLANATION: This program is an option within the existing business program at LaGuardia and will prepare graduates for careers in hospital administration at a middle management level. It provides a core curriculum in business administration and the administration of health service facilities and qualifies graduates for a variety of positions including Administrative Assistant, Admitting Officer, Purchasing Agent, Assistant Personnel Officer, Assistant Medical Records Administrator, Hospital Unit Manager, and others. The program includes cooperative education internships in which classroom training is applied to health care centers. It is designed to serve both recent high school graduates and medical auxiliary personnel such as ward clerks, unit receptionists and others who seek promotion to managerial levels. The projected costs for this program are approximately $10,000 in 1977-78. The college has indicated that it will absorb these costs in its regular operating budget.

NO. 4. COMMITTEE ON FISCAL AFFAIRS AND PLANNING: RESOLVED, That the following resolutions be adopted:

I. FISCAL RESOLUTIONS:

A. THE CITY COLLEGE - GUARD SERVICE:

RESOLVED, That the Board of Higher Education approve the contract documents and expenditure and authorize The City College to advertise for, receive and open bids and award contract to the lowest responsible bidder for furnishing Uniformed Guard Service including armed service when necessary as required for the buildings and campus areas of The City College for the period July 1, 1975 to June 30, 1976, with an option by the College to renew for one (1) additional year from July 1, 1976 to June 30, 1977 on the same terms and conditions in the estimated amount of $961,893, subject to financial ability, chargeable as follows:

<table>
<thead>
<tr>
<th>Code</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>042-4300-403-01-76</td>
<td>Office Services</td>
<td>$26,450</td>
</tr>
<tr>
<td>Non-Tax levy funds</td>
<td></td>
<td>$961,893</td>
</tr>
</tbody>
</table>

and be it further

RESOLVED, That the Director of the Budget be requested to approve and authorize the estimated Tax Levy expenditure of $935,443, against the stated code for the proposed contract (see policy calendar No. 2(b) 4-4/20/64).

EXPLANATION: For the period July 1, 1973 to June 30, 1974 and July 1, 1974 to June 30, 1975, the Board of Higher Education at its meeting of March 8, 1973 (Cal. No. 1a) adopted a resolution approving the contract documents and expenditure for furnishing related service for the period indicated. The dates stated included an option to renew which was executed by the College. On March 28, 1973, DM Certificate 590 was issued by the Bureau of the Budget in the amount of $848,657. The Wackenhut Corporation, the low bidder, was awarded the contract, identified as contract No. 220216 in equal amount.

The College, in order to increase the efficiency of the service and remain within budget limitation, has conscientiously reviewed its requirement for this service. Reflected in the estimate is a reduction in guard and supervisory hours as opposed to last year's requirement. The decrease in hourly manpower requirement has been made possible by the pending support of security interns, which will be an addition to the security director's staff and should result in an increase in efficiency of the service. The breakdown of this estimate follows:

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>73-74/74-75 Award (includes equipment of $27,360)</td>
<td>$848,657.00</td>
</tr>
<tr>
<td>75-76/76-77 Increase in cost of existing equipment</td>
<td>4,104.00</td>
</tr>
<tr>
<td>75-76/76-77 Cost of new equipment</td>
<td></td>
</tr>
<tr>
<td>Motor Vehicles</td>
<td>5,175.00</td>
</tr>
<tr>
<td>Cushman Motor Scooters</td>
<td>4,140.00</td>
</tr>
<tr>
<td>Walkie Talkies</td>
<td>8,280.00</td>
</tr>
<tr>
<td>75-76/76-77 Anticipated increase in labor (escalation)</td>
<td>65,087.00</td>
</tr>
<tr>
<td>Total</td>
<td>$935,443.00</td>
</tr>
</tbody>
</table>
To further support the indicated reduction in manpower, it has been deemed necessary that additional equipment be added to current requirements. The mobile equipment presently consisting of two motor vehicles has been increased to three in this proposal. The Cushman motor scooters presently consisting of six have been increased to eight. These increases, as well as an increase of 20 in our requirement for Walkie Talkies to a total of 40, have been included in the estimate as set forth in this resolution.

The motor vehicles and Cushmans now in operation have proven to be highly effective for use in patrolling the campus. Their high visibility acts as a deterrent to potential perpetrators. The walkie talkies must be increased in order to provide ready communication and instant response to Campus incidents and are mandated as an instrument of support.

It is anticipated that when this contract is submitted for bid the hourly cost for guard service will rise due to escalated cost in labor and equipment for this type of service.

Request for acquisition of related services covers required security in over 2,256,407 square feet of usable campus space including peripheral buildings as well as space in off-campus facilities.

This is a requirement contract: the estimated budget may or may not be completely encumbered. The indicated non-tax levy funds are for guarding the Student Center and Bookstore and are included as part of the contract in order to assure these facilities of equal rates for services that may be required by them.

B. LEHMAN COLLEGE - GUARD SERVICE:

RESOLVED, That the Board of Higher Education authorize the Business Manager of Herbert H. Lehman College to advertise for, receive and open bids, and award a contract to the lowest responsible bidder for furnishing uniformed guard service at an estimated cost of $543,805 of which $40,700 is chargeable to non-tax levy funds and $503,105 to code 042-5100-403-01-76 and/or such other funds as may be available. subject to financial ability; and be it further

RESOLVED, That the Director of the Budget be requested to approve and authorize the estimated tax-levy expenditure of $503,105 for the proposed contract.

EXPLANATION: As a result of cutbacks made in response to current budget conditions, the total number of hours projected for the 1975-76 contract represents a reduction of some 9249 hours from the amount approved for the previous contract period. The small increase in estimated cost of $15,264, or 2.9%, over the current year's cost is the result of an anticipated escalation in the cost per hour for guard coverage.

C. NEW YORK CITY COMMUNITY COLLEGE - GUARD SERVICE:

RESOLVED, That the Board of Higher Education approve the contract document and specifications, and authorize the New York City Community College to advertise for, receive and open bids and award a contract to the lowest responsible bidder for furnishing Uniformed Guard Service for the period July 1, 1975 to June 30, 1976, with an option by the College to renew for two (2) additional years at the same terms and conditions at an estimated cost of $444,689, chargeable to code 42-6100-403-01-76-25; and be it further

RESOLVED, That the Director of the Budget be requested to approve and authorize the expenditure of $444,689 for the proposed contract. (See also Cal. No. 2 (b)4, 4/20/64.)

EXPLANATION: This contract is for Uniformed Guard Service which is required for security for all buildings of the New York City Community College.

At this point the Vice-Chairman noted that four colleges have followed the lead of John Jay College and increased the use of students to serve along with their professional guard service.
D. GEOGRAPHICAL LIMITATIONS FOR CERTAIN TYPES OF CONTRACTS:

RESOLVED, That business managers, purchasing agents, and other University officers responsible for the drafting of specifications for University contracts are hereby directed to include in such specifications a requirement that bidders reside within fifty miles of New York City in those instances where circumstances, including but not limited to necessity of consultations, presence at site, fragility or perishability of goods, require the proximity of the contractor.

II. CAMPUS PLANNING AND DEVELOPMENT RESOLUTIONS:

A. LEHMAN COLLEGE - CONVERSION OF DAVIS HALL BASEMENT LOCKER ROOMS TO SCIENCE LABORATORIES:

RESOLVED, That the Board of Higher Education approve the awards of the low bids for the construction of the Lehman College conversion of the Davis Hall Basement Locker Rooms to Science Laboratories at the total bid cost of $226,316 chargeable to Capital Project HN-203; and be it further

RESOLVED, That the Director of the Budget be requested to approve the contract documents and amend and increase the total cost limitation from $203,492 authorized under CP-10340 to $237,632 which includes 5% for construction contingencies chargeable to Capital Project HN-203.

EXPLANATION: On October 28, 1974 the Board approved the final documents as prepared by Raymond Irrera Associates and authorized the College to advertise, bid, and award said project which was approved under CP-10340 on June 25, 1974 with a cost limitation of $203,492 based on preliminary plans and outline specifications dated March, 1974.

On December 20, 1974 and a rebid of the General Construction Contract in February, 1975 the College received bids for the construction contracts totaling $226,316. The bidding response was excellent and the College finds the low bidders qualified and wishes to award the contracts. The final cost estimate as prepared by the Consultant and based on labor and material costs as of September, 1974 totaled $236,550.

B. ACQUISITION OF NEW CENTRAL OFFICE FACILITY: Item Tabled.

NO. 5. NOTICE DRAFT OF A PROPOSED POLICY STATEMENT ON PERSONNEL PRACTICES:

After the Vice-Chairman had explained that this item was not up for action at this meeting but had been placed on the agenda in an effort by the Board to give advance notice and call it to the attention of interested groups and individuals, the Board heard Professor Irwin Polishook, First Vice-President of the Professional Staff Congress, and Professor David Valinsky, Chairman of the University Faculty Senate, who spoke in opposition to the form and content of the statement.

Notice was given that the Board plans to consider the tentative policy statement at its meeting on Monday, April 28, 1975.

EXPLANATION: On October 28, 1974, the Commission on Academic Personnel Practices, previously appointed by the Board, submitted its report to the Board. That report reviewed and made recommendations on the policies, procedures and practices involved in the recruitment, appointment, promotion and tenuring of faculty in the City University.

Later the Board invited and received comments and reactions to the recommendations contained in the report. These have been studied by the staff of the Chancellor, who has prepared the tentative policy statement for Board consideration. It conforms basically with the recommendations made by the Commission. However, a number of modifications reflecting other opinions and views received are also incorporated.

The nature of some of the more important policy issues in the attached statement, which affirm or modify the original recommendations made by the Commission or other groups are set forth below.
I. The Principal Policy Issues in the Attached Statement on which there is Substantial Agreement:

(1) That department chairmen hold senior rank and be tenured.

(2) That faculty not be allowed to vote in personnel actions involving a rank or status they themselves do not hold.

(3) That personnel judgments be progressively rigorous as faculty move through the reappointment process toward tenure.

(4) That senior faculty assume some responsibility on behalf of their junior colleagues.

(5) That there be continued evaluation of the tenured faculty.

(6) That all new candidates for appointment as Assistant Professor have the Ph.D. degree.

(7) That promotion to Associate Professor be tied to a favorable decision on tenure.

II. Some Policy Issues in the Attached Statement That Would Modify and/or Extend the Recommendations of the Commission:

(1) An additional provision that the Chancellor prepare and make public annual analyses of recruitment and tenure in the University.

(2) That initial appointments for Associate Professors and Professors should be one year instead of for two years as recommended by the Commission but providing that the first reappointment may be for a period of two years.

(3) An extension of the Commission's recommendation that there be "institutional considerations" for tenure so as to allow the presidents to introduce "other institutional factors" than those previously listed.

(4) Request for further study of the process of choosing department chairmen.

III. Some Recommendations of the Commission That Do Not Appear in the Tentative Policy Statement:

(1) That Standing Faculty panels be created. (This was deleted since the Chancellor already has such authority.)

(2) That all new candidates for appointment as Assistant Professor must have the Ph.D. degree, but excepting from that requirement those currently holding full-time appointments at the community colleges as Lecturer and Instructor.

NO. 6. UNIVERSITY REPORT: The Chancellor presented his oral report on matters of Board and University interest.

(a) Budget: There has been no change in the budget situation.

(b) State Legislation: A number of bills have been introduced in the State Legislature to achieve the following:

   (1) Integration of the community colleges into the City University.

   (2) Raise the $400,000 ceiling on community college construction.

   (3) Achieve 40% funding of the community colleges by the State.

(c) Federal Legislation: The 94th Congress will be rewriting the basic legislation affecting higher education in the following areas:

   (1) Vocational Education

   (2) Health Manpower Field

   (3) Student Aid - Representative O'Hara has already reported his version of the bill, and the Chancellor will appear in Washington on April 9 with respect to this matter.

   The University has received from the Federal Government $2-1/2 million more in this area for the coming year than it had previously received.
(d) Medical Education: Deputy Chancellor Hyman is continuing to explore the ramifications of the proposals in this area.

(e) Exploration of the acquisition of the Army Pictorial Center for use on a University-wide basis in the communication arts field.

NO. 7. GENERAL DISCUSSION: With the permission of the Vice-Chairman, Mr. Jay Hershenson, Chairperson of the University Student Senate, read into the record a statement in opposition to the Board's action in February concerning the SEEK Program on the ground that it appeared to indicate not "an administrative adjustment based upon a legal technicality" but a change of policy. After discussion, the Vice-Chairman invited Mr. Hershenson to meet on this matter with himself, the Chairman of the Board, and other Board members.

Upon motion duly made, seconded and carried, the meeting was adjourned at 5:20 p.m.

ETTA G. GRASS
Acting Secretary of the Board
Minutes of Proceedings, April 28, 1975

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

HELD

APRIL 28, 1975

AT THE BOARD HEADQUARTERS BUILDING
535 EAST 80 STREET—BOROUGH OF MANHATTAN

The Chairman called the meeting to order at 4:45 p.m.

There were present:

Alfred A. Giardino, Chairman
Francesco Cantarella
Gurston D. Goldin
Harold M. Jacobs

James P. Murphy
Vinia R. Quinones
Marta Valle

Etta G. Grass, Acting Secretary of the Board

Chancellor Robert J. Kibbee
President William M. Birenbaum
President James A. Colston
President Candido de Leon
President Edgar D. Draper
President Leon M. Goldstein
President James W. Knepler
President Leonard Lief
President James S. Murphy
President Harold M. Proshansky
President Donald H. Riddle
President Kurt R. Schmeller
President Joseph Shenker
President Herbert M. Sussman

President Richard D. Trent
President Edmond Volpe
President Jacqueline G. Wexler
President Clyde J. Wingfield
Professor David Valinsky
Mr. Jay Hershenson
Deputy Chancellor Seymour C. Hyman
Vice-Chancellor Mary P. Bass
Vice-Chancellor Julius C.C. Edelstein
Vice-Chancellor Timothy S. Healy
Vice-Chancellor Anthony Knerr
Vice-Chancellor J. Joseph Meng
Vice-Chancellor Peter S. Spiridon

The absence of Ms. Hauser, Mr. FitzPatrick and Mr. Williams was excused.
Upon motions duly made, seconded and carried, the following resolutions were adopted or action was
taken as noted. (Cal. Nos. 1 through 9.)

**NO. 1. CHANCELLOR'S REPORT:** RESOLVED, That the Chancellor's Report for April 28, 1975
(including Addendum Items) be approved, as amended, as follows:

(a) **PART D - ADDENDUM:** Add the following items:

Item D.6. Borough of Manhattan Community College: (1) RESOLVED, That the following appointments be approved for the period 5/1/75-8/31/75 in the titles and departments and at the salary rates indicated, subject to financial ability:

<table>
<thead>
<tr>
<th>Dept. &amp; Title</th>
<th>Name</th>
<th>Salary</th>
</tr>
</thead>
<tbody>
<tr>
<td>Business Management Asst. Prof.</td>
<td>Europa Brown</td>
<td>$16,780/A</td>
</tr>
<tr>
<td>Asst. Prof. Howard Budner</td>
<td></td>
<td>16,780/A</td>
</tr>
<tr>
<td>Asst. Prof. Emma Spyropoulos</td>
<td></td>
<td>17,630/A</td>
</tr>
<tr>
<td>Cooperative Education Asst. Prof.</td>
<td>Jill Kabat</td>
<td>16,780/A</td>
</tr>
<tr>
<td>Data Processing Asst. Prof.</td>
<td>Patrick Farley</td>
<td>16,780/A</td>
</tr>
<tr>
<td>English Asst. Prof.</td>
<td>Stephen Cogan</td>
<td>19,030/A</td>
</tr>
<tr>
<td>Instructional Resources Asst. Prof.</td>
<td>Lina M. Lowry</td>
<td>17,630/A</td>
</tr>
<tr>
<td>Nursing Asst. Prof.</td>
<td>Rose Atlas</td>
<td>17,630/A</td>
</tr>
<tr>
<td>Asst. Prof.</td>
<td>Virginia Bersamin</td>
<td>17,630/A</td>
</tr>
<tr>
<td>Asst. Prof.</td>
<td>Avor Cave</td>
<td>16,780/A</td>
</tr>
<tr>
<td>Asst. Prof.</td>
<td>Betty Ransey</td>
<td>15,530/A</td>
</tr>
<tr>
<td>Science Asst. Prof.</td>
<td>Constantino Colombo</td>
<td>17,630/A</td>
</tr>
<tr>
<td>Secretarial Science Asst. Prof.</td>
<td>Charlotte Bishop</td>
<td>17,630/A</td>
</tr>
<tr>
<td>Asst. Prof.</td>
<td>Marie Heinz</td>
<td>16,780/A</td>
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<tr>
<td>Asst. Prof.</td>
<td>Diana Kern</td>
<td>17,630/A</td>
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<tr>
<td>Asst. Prof.</td>
<td>Donna Santo</td>
<td>17,630/A</td>
</tr>
<tr>
<td>Student Life Asst. Prof.</td>
<td>Mary Lesesne</td>
<td>16,780/A</td>
</tr>
</tbody>
</table>

(2) RESOLVED, That the following be promoted, effective 5/1/75, in the departments, to the ranks, and at the salary rates indicated, subject to financial ability:

<table>
<thead>
<tr>
<th>Dept.</th>
<th>Name</th>
<th>Salary</th>
</tr>
</thead>
<tbody>
<tr>
<td>Business Management Irving Cohen(10)</td>
<td>$27,700/A*</td>
<td></td>
</tr>
<tr>
<td>Business Management Norman Horwitz</td>
<td>24,700/A*</td>
<td></td>
</tr>
<tr>
<td>Health Technology Franklin Fitz(10)</td>
<td>23,950/A**</td>
<td></td>
</tr>
<tr>
<td>Mathematics Nathan Newman</td>
<td>23,950/A**</td>
<td></td>
</tr>
<tr>
<td>Dept.</td>
<td>Name</td>
<td>Salary</td>
</tr>
<tr>
<td>------------------------------------------</td>
<td>-------------------------------</td>
<td>------------</td>
</tr>
<tr>
<td>Phys. Educ., Health &amp; Rec.</td>
<td>Mayer Rossabi(10)</td>
<td>24,700/A*</td>
</tr>
<tr>
<td>Science</td>
<td>Man-lim Yu</td>
<td>23,950/A**</td>
</tr>
<tr>
<td>Speech Comm. &amp; Theater Arts</td>
<td>Doris Newburger</td>
<td>23,950/A**</td>
</tr>
<tr>
<td>Student Life</td>
<td>Matthew Lanna</td>
<td>25,700/A*</td>
</tr>
</tbody>
</table>

Promotion from Asst. Prof. to Assoc. Prof.:

<table>
<thead>
<tr>
<th>Business Management</th>
<th>Name</th>
<th>Salary</th>
</tr>
</thead>
<tbody>
<tr>
<td>Data Processing</td>
<td>Chaim Ginsberg</td>
<td>19,280/A**</td>
</tr>
<tr>
<td>English</td>
<td>Carol Brandon(10)</td>
<td>22,030/A***</td>
</tr>
<tr>
<td>English</td>
<td>Leonard Jenkin</td>
<td>22,030/A*</td>
</tr>
<tr>
<td>Mathematics</td>
<td>Abraham Kupersmith</td>
<td>20,030/A*</td>
</tr>
<tr>
<td>Modern Languages</td>
<td>Carolyn Prager</td>
<td>22,030/A*</td>
</tr>
<tr>
<td>Music &amp; Art</td>
<td>Lawrence Sher</td>
<td>23,030/A*</td>
</tr>
<tr>
<td>Music &amp; Art</td>
<td>Jaime Montesinos</td>
<td>20,030/A*</td>
</tr>
<tr>
<td>Nursing</td>
<td>Jerrold Schoenblum(10)</td>
<td>19,280/A**</td>
</tr>
<tr>
<td>Nursing</td>
<td>Laurence Wilson(10)</td>
<td>19,280/A**</td>
</tr>
<tr>
<td>Nursing</td>
<td>Elva Christy(10)</td>
<td>22,030/A*</td>
</tr>
<tr>
<td>Nursing</td>
<td>Sylvia Corliss(10)</td>
<td>20,030/A***</td>
</tr>
<tr>
<td>Nursing</td>
<td>Martha Small(10)</td>
<td>20,030/A***</td>
</tr>
</tbody>
</table>


<table>
<thead>
<tr>
<th>Data Processing</th>
<th>Name</th>
<th>Salary</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>John Crotty</td>
<td>13,000/A**</td>
</tr>
</tbody>
</table>

* Individual’s salary at the present rank is identical with a salary at the higher rank. There is no change in salary status.

** Individual’s salary at the present rank is below minimum of the higher rank. The effective salary is the minimum of the higher rank of the 10/1/74 schedule.

*** Individual’s salary at the present rank is not duplicated at the higher rank and is above minimum for that higher rank. The effective salary is the nearest higher salary rate to his/her current salary.

(10) In the opinion of the President this candidate meets the bylaw requirements for appointment to this rank.

(b) Items listed in PART E - ERRATA, to be withdrawn or changed, as indicated.

Brooklyn College: Change Item B-I-A-A.10, p. B.4.2 to indicate that Renate Bridenthal is to be appointed for the period 5/1/75 - 8/31/75.
NO. 2. COMMITTEE ON ACADEMIC AFFAIRS: RESOLVED, That the following resolution be adopted:

A. PRE-NURSING SEQUENCE AND ENTRY CRITERIA FOR NURSING COURSEWORK:

RESOLVED, That, effective September 1975, all students who desire an undergraduate nursing curriculum be placed, prior to any nursing coursework and subsequent to necessary remediation, in a one semester pre-nursing sequence of courses whose content shall be determined and developed by the nursing department, approved by the college and presented to the Committee on Academic Affairs; and be it further

RESOLVED, That waiver of the pre-nursing sequence be at the discretion of the individual nursing department with the number of such waivers not to exceed five percent of the number of students in the pre-nursing sequence; and be it further

RESOLVED, That effective September 1975, each department of nursing establish and maintain for entry into nursing coursework student success indices which shall include, but not be limited to: basic skills’ levels acceptable to the nursing department, a 2.5 scholastic index in the pre-nursing sequence, and satisfactory performance on the National League for Nursing’s pre-nursing test.

EXPLANATION: The pre-nursing sequence and entry criteria into nursing coursework are necessary to insure equal admission’s opportunity for applicants to nursing and to forecast nursing success prior to nursing coursework with clinical components. The anticipated results of this policy include: lowering of nursing enrollments, less crowding of clinical coursework and higher pass-rates on the registered nurse licensing examination.

B. LAGUARDIA COMMUNITY COLLEGE - A.A.S. IN MORTUARY SCIENCE:

At this point the Board heard Mr. Marvin Schick, who spoke in opposition to this program.

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

RESOLVED, That the Program in Mortuary Science leading to the A.A.S. Degree, to be offered at LaGuardia Community College, be approved, effective September, 1975, subject to financial ability and the approval of the State University Trustees.

EXPLANATION: This program will serve New York City residents and offer new career opportunities in a profession that traditionally has not been open to everyone who wished to enter into it. Upon completing the academic requirements and passing the State Licensing Examination in Funeral Direction, graduates of the program will be qualified to serve as Registered Resident interns in funeral establishments. After an internship of one year, they will be able to meet the Qualifications for a Funeral Director’s License. The clinical facilities for the program will be based at the Office of the Medical Examiner of the City of New York. In the first year of the program, a full-time coordinator will be hired. In the second year, adjunct teaching time will be required. In the third year, a Mortuary Science Technician will be added to the program. Excluding equipment purchases, the cost per F.T.E. will be $2,305 in the first year, $886 in the second, and $1,436 in the third. About $12,000 worth of equipment is required for undertaking this program, and it is planned that this will be purchased in the first year. The college has agreed to underwrite all of the expenses associated with the program from its regular operating budget and no new funds will be appropriated for it by the University.
C. NEW YORK CITY COMMUNITY COLLEGE - CREDIT CERTIFICATE PROGRAM FOR MACHINE TRANSCRIBERS:

At this point the Board heard Dean William Hamilton of LaGuardia Community College who spoke in opposition to this program and President Herbert M. Sussman and Prof. B. Dubin of New York City Community College who spoke in favor of the program.

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

RESOLVED, That the Credit Certificate Program for Machine Transcribers to be offered at New York City Community College be approved, effective January 1976, subject to financial ability and the approval of the State University of New York.

EXPLANATION: This Certificate program will provide educationally disadvantaged students with an alternative course of study within the Secretarial Science Department. The attrition rate in the Department of Secretarial Science at New York City Community College has been increased by a number of unprepared students who, despite remedial aid, find themselves unable to complete the requirements for the two-year degree. This program, an alternative to dropping out, will provide these students with sufficient skills to start a viable career as typist or machine transcriber. In addition, it provides 11-13 credits in the liberal arts area. The Certificate is intended to recognize achievement at the halfway mark and to encourage those who receive it to continue their academic work for the degree at a later stage in their career. The proposed program requires no new personnel. Total costs per F.T.E. student exclusive of equipment are projected at $1,393 the first year. In 1979-80, the cost per F.T.E. are estimated to be $1,751. A proposal for a grant for the purchase of $19,407 of equipment has been submitted to Vocational Education Act. If the college receives this grant, the equipment will be purchased for the program. Otherwise, no new equipment purchases will be made for this program. The college has agreed to pay all of the other non-equipped costs from its regular operating budget and no new appropriations will be required.

D. APPOINTMENT OF DISTINGUISHED PROFESSORS:

RESOLVED, That the following be appointed Distinguished Professors for the period 9/1/75-8/31/76 in the colleges and departments and at the salary rates indicated, subject to financial ability:

<table>
<thead>
<tr>
<th>College</th>
<th>Name</th>
<th>Department</th>
<th>Salary Rate</th>
</tr>
</thead>
<tbody>
<tr>
<td>Graduate School &amp;</td>
<td>Katz, Jerrold J.</td>
<td>Linguistics</td>
<td>$33,475*</td>
</tr>
<tr>
<td>University Center</td>
<td>Raimondi, Ezio</td>
<td>Comparative</td>
<td></td>
</tr>
<tr>
<td>Queens</td>
<td>Schoenbaum, Samuel</td>
<td>English</td>
<td>$33,475*</td>
</tr>
<tr>
<td>Richmond</td>
<td>Taylor, Harold</td>
<td>Social Science</td>
<td>$33,475*</td>
</tr>
</tbody>
</table>

*Plus a $5,000 supplement for the year as Distinguished Professor

EXPLANATION: Professor Katz is one of the leading philosophers in the area of Shomskyan linguistics today. He has written extensively, and his works are standard reading in the field. He is an active participant in symposia throughout the United States and Europe.

Professor Raimondi is an authority in the field of Italian literature of the medieval, Renaissance and Baroque periods. He has made significant contributions to literary historiography, written many articles in scholarly periodicals and is now co-editor of the international journal Lingua e Stile.

Professor Schoenbaum is one of the foremost world authorities in this country on Shakespeare. A prolific writer, Dr. Schoenbaum is writing the volume on the history of Elizabethan and Jacobean drama for the Oxford History of English Literature. An outstanding teacher, he has received two Guggenheim Fellowships as well as a Senior Fellowship from the National Endowment for the Humanities.
Professor Taylor is renowned for his concern with innovation in higher education and with creative new approaches to the study of world issues. He has played a defining role in organizing the United Nations University and has served as Chairman of the U.S. Committee for a U.N. University since 1973. He also made major contributions to the conception and development of the Friends World College. Dr. Taylor is noted as an outstanding teacher and has many publications to his credit.

The four appointments that are recommended by the Committee on Academic Affairs were previously recruited for designation as Distinguished Professors and, accordingly, the earlier moratorium on appointment of new Distinguished Professors does not apply.

Dr. Goldin stated that a number of members of the University faculty had been awarded Guggenheim and Rockefeller fellowships. He commended their achievement and noted that they had brought honor to the University.

NO. 3. COMMITTEE ON ADMINISTRATIVE AFFAIRS: RESOLVED, That the following resolutions be adopted:

A. BROOKLYN COLLEGE - CLAS SUPPORT OF NYPIRG:
RESOLVED, That the Board of Higher Education approve an increase of $2.00 in the Brooklyn College Student Activity Fee for CLAS students; and be it further
RESOLVED, That this increase be effective beginning with the registration period for the Fall 1975 semester.
EXPLANATION: The $2.00 increase in the Student Activity Fee is recommended by the President following the referendum of the Brooklyn College CLAS student body. The fee is intended to be used to support the activities of the New York Public Interest Research Group, whose purpose is to investigate and research public policy issues of special interest to the student membership and thereafter to determine possible solutions to problems so identified.

B. LEHMAN COLLEGE - RESCISSION OF DEGREE:
RESOLVED, That the Board upon the recommendation of the Lehman College Senate, rescind the Bachelor of Science degree awarded to Mr. George V. Koskotas on January 31, 1974, require that Mr. Koskotas return to Lehman College the Lehman College diploma awarded to him on January 31, 1974, and ratify corrective amendments to Mr. Koskotas' official Lehman College transcript.
EXPLANATION: Subsequent to Mr. Koskotas' graduation from Lehman College, it was alleged that the Fordham and New York University transcripts which Lehman College relied upon in awarding Mr. Koskotas 44 transfer credits were incorrect and that the true transcripts from those universities would have entitled him to 6 transfer credits. After a hearing before the Academic Standards and Evaluation Committee of the Lehman College Senate, that committee recommended degree rescission and specific Lehman College transcript changes, which in turn were ratified by the Lehman College Senate. The Board finds that the allegations have been sustained and determines that the degree be rescinded and required to be returned, and ratifies the college’s decision concerning changes in the Lehman College transcript.

C. QUEENS COLLEGE - DISMISSAL OF CUSTODIAL ASSISTANT:
RESOLVED, That the Board of Higher Education dismiss Mr. Anthony Ballard from his position as Custodial Assistant At Queens College effective April 28, 1975 for misconduct on the grounds of consistent insubordination, inadequate work production, poor work attitude and consistent absenteeism without leave, and approve the suspension without pay of Mr. Anthony Ballard for a 30 day period commencing February 14, 1975.
EXPLANATION: Charges against Mr. Anthony Ballard were made by James C. Pedersen, the Superintendent of Buildings and Grounds at Queens College and filed with President Joseph Murphy. A hearing was held on February 7, 1975 in accordance with Article XIV of the bylaws, at which the accused on notice did not appear (page 3 of transcript). After consideration of the record, the Board concurs in the findings of the Hearing Committee sustaining the charges of consistent insubordination, inadequate work production, poor work attitude and consistent absenteeism without leave. President Joseph Murphy on March 25, 1975 recommended that the Board dismiss Mr. Anthony Ballard from his position as Custodial Assistant based upon the findings of the Hearing Committee. Copies of the record of the Hearing Committee together with the findings and recommendations of the Hearing Committee and the recommendation of the President are on file in the Office of the Secretary of the Board.

The record indicates (pages 7 to 8 and exhibit 3) that Mr. Anthony Ballard was absent without leave from July 9, 1974 through January 10, 1975 for 12 days, with 9 of these days being Fridays or Mondays. The record further shows the accused (1) was absent from his work area without permission and refused to perform work he was directed and required to do on September 23, 1974 (pages 18 to 19 and exhibit 8); (2) was absent from his work area without permission and refused to perform work he was directed and required to do on September 25, 1974 (pages 19 to 20 and exhibit 8); and (3) refused to perform work he was directed and required to do on October 31, 1975 (exhibit 5).

The entire record containing testimony of Mr. John Cabaroy, Custodial Foreman (pp.13 to 22), Mr. Aaron Simpson, Sr. Supervisor to Mr. Cabaroy (pp. 22 to 27), Mr. Napoleon LeGrand, Supervising Foreman (pp. 28 to 36), and Mr. James Pedersen, Superintendent of Buildings and Grounds (pp. 6 to 13), and the accompanying exhibits show consistent insubordination, inadequate work production, poor work attitude and consistent absenteeism without leave by Mr. Anthony Ballard despite numerous warnings by his superiors on these matters.

(Transcript page numbers and exhibit numbers refer to hearing record.)

D. PROPOSED BYLAW AMENDMENTS RE STUDENT AFFAIRS:

Mrs. Quinones, on behalf of the Committee on Administrative Affairs, served notice of the introduction of amendments to Section XV of the bylaws of the Board with respect to student affairs. Notice of these proposed amendments was noted.

EXPLANATION: On April 22, 1974, the Board established a Task Force on Student Activity Fees with the charge "to study existing procedures and make recommendations to the Board on policies to be followed in the setting, collecting, allocating, expending and auditing of student fees." The Task Force was appointed on June 24, 1974, and on February 24, 1975, it presented its report and recommendations to the Board.

The report was circulated and comments on it were invited. These have been received and studied. On the basis of the recommendations made and of the review of comments received by the Committee on Administrative Affairs, the proposed amendments to Section XV of the bylaws were drawn up. Notice is hereby given of their introduction for consideration at the May 27 meeting of the Board.

NO. 4. COMMITTEE ON FISCAL AFFAIRS AND PLANNING: RESOLVED, That the following resolutions be adopted:

I. FISCAL RESOLUTIONS:

A. YORK COLLEGE - UNIFORMED GUARD SERVICE:

RESOLVED, That the Board approve the contract documents, specifications and expenditure and authorize York College to advertise for, receive and open bids and award contract to the lowest responsible bidder for furnishing Uniformed Guard Service including armed guard service as required for the period July 1, 1975 to June 30, 1976,
with an option by the College to renew for one (1) additional year from July 1, 1976 to June 30, 1977 on the same terms and conditions in the estimated amount of $384,855, subject to financial ability, chargeable as follows:

<table>
<thead>
<tr>
<th>Code 042-4900-403-01-76</th>
<th>$369,137</th>
</tr>
</thead>
<tbody>
<tr>
<td>Non-Tax Levy Funds</td>
<td>15,718</td>
</tr>
<tr>
<td></td>
<td>$384,855</td>
</tr>
</tbody>
</table>

and be it further

RESOLVED, That the Director of the Budget be requested to approve and authorize the estimated Tax Levy expenditure of $369,137 against the stated code for the proposed contract (see policy calendar No. 2(b) 4-4/20/64.).

EXPLANATION: Uniformed guard service is essential to the College to provide protection and security of personnel, facilities, equipment, and supplies.

The tax levy cost of the proposed contract reflects the same number of hours as in the current contract. The estimated increase in tax levy cost of $39,137 is due to an expected increase in the rate per hour to be charged by the new vendor.

It is anticipated that where additional guard coverage is required over and above the current level, the College will hire students as guards and HEQ interns as supervisors.

The funds indicated for non-tax levy are for student parking and are included to assure these facilities of equal rates for services that are required.

II. TRUST AND GIFTS RESOLUTION:

A. CITY UNIVERSITY SPECIAL PROJECTS FUND:

RESOLVED, That the Board authorize the Chancellor to continue the expenditure of monies allocated to the City University Special Projects Fund until June 30, 1975. The Chancellor will make a full accounting of these funds to the Committee on Fiscal Affairs and Planning as of June 30, 1975.

EXPLANATION: The City University Special Projects Fund is the last portion of University Trusts and Gifts to be moved from a May 1st through April 30th fiscal year, to a July 1st through June 30th fiscal year. This resolution will permit the smooth transition to a new fiscal year on July 1, 1975.
III. CAMPUS PLANNING AND DEVELOPMENT RESOLUTIONS:

A. BARUCH COLLEGE - THEATRE AND AUDITORIUM BUILDING:

RESOLVED, That the Board approve the appointment of Victor A. Lundy, Architect and O'Brien & Justin, Architects & Planners and Vitto & Robinson Architects, for the design of the project elements identified in the Baruch College Campus Master Plan as:

A. Theatre and Auditorium Building

and be it further

RESOLVED, That the City University Construction Fund be requested to authorize the Dormitory Authority to negotiate and execute a contract with indicated firm for the aforesaid services.

EXPLANATION: The subject architects are recommended for the design of the indicated component of the New Campus. The design of the School of Business, Public Administration and Education, School of Liberal Arts, Administration Building and entire Site Landscaping were, in a previous resolution, assigned to the firm of Kahn and Jacobs/Hellmuth, Obata and Kassabaum, Architects, which will continue to coordinate the effort of this and of the various other firms appointed to design other elements of the Campus.

The project element will provide 36,705 net square feet of programmed space. The building unit will include an estimated 64,356 gross square feet and have an estimated construction cost of $4,948,125 (October 1974). In addition to the aforementioned unit there will be provided a bridge over South Portland Avenue of 6,645 gross square feet with an estimated construction cost of $232,575 (October 1974). The total cost of the building unit and bridge will be $5,180,700.

B. BARUCH COLLEGE - INTERDEPARTMENTAL SUPPORT AND LIBRARY BUILDING:

RESOLVED, That the Board approve the appointment of Walker/Grad, Inc., The Grad Partnership, Architects and Gwathmey Siegel Architects, for the design of the project element identified in the Baruch College Campus Master Plan as:

C. Interdepartmental Support and Library Building

and be it further

RESOLVED, That the City University Construction Fund be requested to authorize the Dormitory Authority to negotiate and execute a contract with indicated firm for the aforesaid services.

EXPLANATION: The subject architects are recommended for the design of the indicated component of the New Campus. The design of the School of Business, Public Administration and Education, School of Liberal Arts, Administration Building and entire Site Landscaping were, in a previous resolution, assigned to the firm of Kahn and Jacobs/Hellmuth, Obata and Kassabaum, Architects, which will continue to coordinate the effort of this and of the various other firms appointed to design other elements of the Campus.

The project element will provide 126,210 net square feet of programmed space. The building unit will include an estimated 185,086 gross square feet and have an estimated construction cost of $10,518,600 (October 1974).
C. BARUCH COLLEGE - PHYSICAL EDUCATION BUILDING:

RESOLVED, That the Board approve the appointment of Haines Lundberg & Waehler, Architects & Richard R. Moger, Architects, for the design of the project element identified in the Baruch College Campus Master Plan as:

E. Physical Education Building

and be it further

RESOLVED, That the City University Construction Fund be requested to authorize the Dormitory Authority to negotiate and execute a contract with indicated firm for the aforesaid services.

EXPLANATION: The subject architects are recommended for the design of the indicated component of the New Campus. The design of the School of Business, Public Administration and Education, School of Liberal Arts, Administration Building and entire Site Landscaping were, in a previous resolution, assigned to the firm of Kahn and Jacobs/Hellmuth, Obata and Kassabaum, Architects, which will continue to coordinate the effort of this and of the various other firms appointed to design other elements of the Campus.

The project element will provide 54,430 net square feet of programmed space. The building unit will include an estimated 81,645 gross square feet and have an estimated construction cost of $5,089,500 (October 1974).

D. BARUCH COLLEGE - STUDENT, PERSONNEL SERVICES AND CAMPUS SERVICE BUILDING (INCLUDING CONSTRUCTION FOR CENTRAL ENERGY PLANT HOUSING):

RESOLVED, That the Board approve the appointment of I.M. Pei & Partners, Architects and Prentice & Chan, Ohlhausen, Architects & Planners, for the design of the project element identified in the Baruch College Campus Master Plan as:

F. Student, Personnel Services and Campus Service Building
(including Construction for Central Energy Plant Housing)

and be it further

RESOLVED, That the City University Construction Fund be requested to authorize the Dormitory Authority to negotiate and execute a contract with indicated firm for the aforesaid services.

EXPLANATION: The subject architects are recommended for the design of the indicated component of the New Campus. The design of the School of Business, Public Administration and Education, School of Liberal Arts, Administration Building and entire Site Landscaping were, in a previous resolution, assigned to the firm of Kahn and Jacobs/Hellmuth, Obata and Kassabaum, Architects, which will continue to coordinate the effort of this and of the various other firms appointed to design other elements of the Campus.

The project element will provide 140,910 net square feet of programmed space. The building unit will include an estimated 232,462 gross square feet which includes 25,000 gross square feet for the Central Energy Plant Housing and have an estimated construction cost of $14,815,000 (October 1974).

E. BARUCH COLLEGE - CENTRAL ENERGY PLANT EQUIPMENT, ON-SITE UTILITY WORK AND OFF-SITE SEWER RELOCATION WORK:

RESOLVED, That the Board approve the appointment of Sidney W. Barbanel, Consulting Engineer, for the design of the project element identified in the Baruch College Campus Master Plan as:

Central Energy Plant Equipment and related distribution.

and be it further
RESOLVED, That the City University Construction Fund be requested to authorize the Dormitory Authority to negotiate and execute a contract with indicated firm for the aforesaid services.

EXPLANATION: The subject Engineers are recommended for the design of the indicated component of the New Campus. The design of the School of Business, Public Administration and Education, School of Liberal Arts, Administration Building and entire Site Landscaping were, in a previous resolution, assigned to the firm of Kahn and Jacobs/Hellmuth, Obata and Kassabaum, Architects, which will continue to coordinate the effort of this and of the various other firms appointed to design other elements of the Campus.

The project element will provide the Central Energy Plant Equipment which will be installed in the housing to be constructed as part of Project Element F and together with related distribution will have an estimated cost of $3,283,500. (October 1974).

F. BARUCH COLLEGE - SUPPLEMENTAL INTERIM NOTE AGREEMENT:

RESOLVED, That the Board approve and, subject to the receipt of authorization of the New York State Director of the Budget, authorize the execution of a Supplemental Interim Note Agreement for funding land acquisition and the design of the New Campus of Baruch College in Brooklyn as follows:

Interim Note Facility:
Description: Construction of a New Campus for Baruch College.
Location: A designated site within the Atlantic Terminal Urban Renewal Area, Brooklyn.
Estimated Completion Date: 1980.
Estimated Cost: $10,000,000 (including site acquisition, planning and miscellaneous costs only).

Architect: Various firms.

EXPLANATION: This resolution will authorize an agreement to fund the acquisition of the site and architectural design and other miscellaneous costs required for the campus development.

G. JOHN JAY COLLEGE - PRESIDENT'S RESIDENCE:

RESOLVED, That the Board approve the purchase as a residence for the President of John Jay College, of a cooperative apartment known as Apartment 4A, at 145 Central Park West, New York, N.Y., at a cost of $77,500 plus any incidental legal costs; and be it further

RESOLVED, That the City University Construction Fund, subject to approval of the State Director of the Budget, be requested to take appropriate steps to authorize the Dormitory Authority of the State of New York to acquire the aforesaid residence; and be it further

RESOLVED, That the City University Construction Fund be requested to authorize the expenditure by the Dormitory Authority of up to $25,000 for the cost of renovation and rehabilitation work and for the cost of furnishing of the public rooms; and be it further

RESOLVED, That the City University Construction Fund and Dormitory Authority be requested to take appropriate action to include provision for the aforesaid project in a future supplemental note agreement.

EXPLANATION: On December 19, 1966 (Cal. No. 6) the Board approved the principle of providing residences for college presidents and included such provision in the 1967 Third Interim Revision of its 1964 Master Plan. The Regents of the State of New York, and the Governor, subject to specific approval of each facility by the State Director of the Budget and a limitation of $1.2 million on the aggregate cost of such residences, have approved the Third Interim Revision in this regard.
Heretofore the Board and the City University Construction Fund have authorized the Dormitory Authority to acquire residences for the Chancellor and seven of the senior college presidents. Further, allowances of up to $30,000 for renovation work and up to $20,000 for furnishing of public areas in the residences have been authorized. The total amount heretofore authorized for the acquisition, rehabilitation and furnishing of these residences was $1,095,632.86.

Dr. Goldin was recorded as voting no.

H. HERBERT H. LEHMAN COLLEGE - GYMNASIUM BUILDING:

RESOLVED, That the Board accept final plans, specifications, final estimates of construction cost in the amount of $14,548,000 (as of a projected bid date of March, 1975) for the construction of a Gymnasium building consisting of Health and Physical Education Facilities, Site Construction and Utilities at Herbert H. Lehman College, Bronx, New York, as prepared by Conklin and Rossant, Architects, Farkas and Barron, Engineers in joint venture; and be it further

RESOLVED, That the City University Construction Fund be requested to accept said final plans, etc., and to authorize the Dormitory Authority of the State of New York, subject to the receipt of prerequisite authorization of the New York State Director of the Budget, to invite bids and award contracts for the construction of said facilities; and be it further

RESOLVED, That the Board approve and, subject to the receipt of authorization of the New York State Director of the Budget, authorize the execution of a Supplemental Interim Note Agreement to provide a total project budget (including fees, equipment, contingencies, etc.) in an amount not to exceed $17,718,400.

EXPLANATION: On November 27, 1972, Cal. 5G, the Board of Higher Education adopted a resolution approving preliminary plans, outline specification and estimate of construction (as of August 1972) of $10,276,000 for the Gymnasium and related Site work at Lehman College. The preliminary estimate, if escalated by a factor of 1.395*, would produce a cost of $14,335,570 to this final estimate date of March, 1975.

The architects presented a final cost estimate of $14,548,000 (as of March, 1975) which compares closely to the approved escalated preliminary estimate.

The plans have been reviewed and accepted by the College and the University Office of Campus Planning and Development.

It is recommended that the final plans, etc., be accepted and authorization to invite bids and to award contracts for the construction of these facilities be granted.

*Turner Cost Index of Fourth Quarter 1974

J. HOSTOS COMMUNITY COLLEGE - BUILDING ALTERATIONS:

RESOLVED, That the Board of Higher Education approve the Feasibility Study for the Alteration of 500 Grand Concourse, Bronx, New York for use by Hostos Community College, as prepared by Joseph G. Merz, Architect; and be it further

RESOLVED, That the Board of Higher Education approve the selection of Joseph G. Merz/Mary L. Merz, Architects, for the preparation of complete plans, specifications, cost estimates, etc. necessary for the execution of said Alteration to 500 Grand Concourse; and be it further

RESOLVED, That the Board of Higher Education request the City University Construction Fund to authorize the Dormitory Authority of the State of New York to retain said consultant.
EXPLANATION: In February 1975, The City University of New York selected the firm of Joseph G. Merz, Architect, for a feasibility study to determine design and budget parameters required for the Alteration of 500 Grand Concourse for use by Hostos Community College. Subsequently, the Dormitory Authority of the State of New York contracted with said architect for the preparation of the Feasibility Study.

The Feasibility Study has been completed to the satisfaction of Hostos Community College, the Office of Campus Planning and Development of the City University, and the Dormitory Authority of the State of New York. The Study indicates that the building can be successfully altered to provide for the needs of the College's educational program at a cost of approximately $3,000,000.

The altered facility will provide the necessary spaces for the several educational departments, instructional resources, classrooms, tutorial areas, lecture and conference rooms, administrative areas, student services, support services, mechanical areas and such other spaces as are required by the College for its successful operation. It is anticipated that the work can be completed for use by September 1976.

The selection and retention of an architectural firm for the preparation of design and contract documents is a necessary prerequisite for the successful execution of the projected Alteration Program.

K. KINGSBOROUGH COMMUNITY COLLEGE - NORTH SITE IMPROVEMENT CONSTRUCTION:

RESOLVED, That the Board of Higher Education accept the Phase I Final Plans and Specifications and Final Cost Estimate of $1,218,653.00 which is within the maximum cost limitation of $1,375,000.00 for the North Site Improvement Construction at Kingsborough Community College, Brooklyn, New York, as prepared by Katz, Waisman, Weber, Strauss and Warner, Burns, Toan and Lunde, Associated Architects; and be it further

RESOLVED, That the City University Construction Fund be requested to accept the aforementioned contract documents and estimate of cost and authorize the Dormitory Authority to invite bids and to award contracts for the work.

EXPLANATION: The North Site Improvement Contract is the final contract for the Phase I Construction Program for Kingsborough Community College. The plans for this bid package which is part of the total Site Development Work have been received and accepted by the College, the University Office of Campus Planning and Development and the Dormitory Authority of the State of New York. It is recommended that the final plans, etc. be accepted and authorization to invite bids and to award contracts for the construction be granted.

L. NEW YORK CITY COMMUNITY COLLEGE AND STATEN ISLAND COMMUNITY COLLEGE - APPLICATIONS TO DORMITORY AUTHORITY:

RESOLVED, That the Board authorize the submission of applications to the Dormitory Authority of the State of New York to provide funding, not to exceed the amounts indicated, for the following projects:

<table>
<thead>
<tr>
<th>COLLEGE &amp; PROJECT</th>
<th>PREVIOUSLY AUTHORIZED</th>
<th>ADDITIONAL FUNDING</th>
<th>TOTAL COST</th>
</tr>
</thead>
<tbody>
<tr>
<td>New York City Community College, Johnson Building &quot;A&quot;</td>
<td>5,458,800</td>
<td>49,075,200</td>
<td>54,534,000</td>
</tr>
<tr>
<td>Namm Hall Alterations and Air Conditioning, Pearl St.</td>
<td></td>
<td></td>
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<tr>
<td>Alterations and Mechanical Equipment</td>
<td></td>
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<tr>
<td>Staten Island Community College, Theatre, Music, Library and Instructional Resources Center</td>
<td>1,815,200</td>
<td>19,014,800</td>
<td>20,830,000</td>
</tr>
</tbody>
</table>
COLLEGE & PROJECT  |  PREVIOUSLY AUTHORIZED  |  ADDITIONAL FUNDING  |  TOTAL COST
--- | --- | --- | ---
Staten Island Community College Administration, Medical Technology, Science and Classroom Building  | 1,467,500  | 15,020,500  | 16,488,000
Physical Education, Student Activity, Computer Center, Addition to Science and Technology, Service Tunnels; including Site Work and Parking Area  | 2,265,200  | 25,616,800  | 27,882,000

and be it further

RESOLVED, That the Trustees of the State University and the City and State Directors of the Budget be requested to approve these financing applications; and be it further

RESOLVED, That the Board authorize the Chairman to execute appropriate Interim Supplemental Note Agreements among the Dormitory Authority, the City University Construction Fund and the Board to provide for the financing of the indicated projects.

EXPLANATION: The City University Construction Fund Act requires that applications to the Dormitory Authority for financing CUNY community college projects must be approved by the City and State Budget Directors as well as the Trustees of the State University.

Under date of March 7, 1975 the City Director of the Budget approved the aforeindicated total project costs and it is anticipated that the SUNY Trustees and the State Budget Director will also concur.

On the assumption that funding applications in the amounts indicated will also be authorized by the respective agencies, this resolution also authorizes the execution of appropriate financing documents to permit the award of construction contracts as soon as possible.

M. QUEENSBOROUGH COMMUNITY COLLEGE - TEMPORARY BUILDING CONSTRUCTION:

RESOLVED, That the Board amend its action of December 17, 1973, Calendar No. 3 (II) L (b), approving the contract documents, specifications and expenditure and authorizing Queensborough Community College to advertise for, receive and open bids and award contract to the lowest responsible bidder, for the rental on a lease/purchase basis, of a 20,000 square foot temporary building for a five-year period at an estimated annual cost not to exceed $165,000 ($8.25/per square foot per year) by increasing the annual cost limitation of this building to $195,840 ($9.79/per square foot per year), chargeable to the appropriate tax levy code; and be it further

RESOLVED, That the Board approve a contract for the rental, on a lease/purchase basis, of a 20,000 square foot classroom and laboratory building to be built on the Queensborough Community College Campus at a low bid annual rental cost of $195,840 ($9.79/per square foot per year), chargeable to the appropriate tax levy code; and be it further

RESOLVED, That the Director of the Budget be requested to amend his prior authorization to receive and open bids for the aforementioned temporary building from a total estimated annual cost of $154,200 ($7.71/per square foot per year) to a total annual cost of $195,840 ($9.79/per square foot per year).
EXPLANATION: On December 17, 1973, Calendar No. 3 (III) L (b), the Board approved the rental, on a lease/purchase basis, of a 20,000 square foot temporary classroom and laboratory building, to be constructed on the campus of Queensborough Community College at an estimated total annual cost of $165,000 ($8.25/per square foot per year). On September 13, 1974 the subject temporary building was bid and a low bid price of $243,600 ($12.18/per square foot per year) was received. This bid was rejected.

On March 31, 1975 the proposed temporary building was rebid and four bids were received with a low bid of $195,840 ($9.79/per square foot per year). The bid was on an annual rental basis for five years with the College having a no cost purchase option upon the expiration of the fifth year of the lease.

The proposed temporary building will provide Queensborough Community College with sixteen classrooms and four laboratories and will permit the demolition of twenty-two deteriorated wood temporary structures thereby providing a site of approximately 2.5 acres which can be used for badly needed parking.

N. SUPPLEMENTAL AGREEMENT H - CITY UNIVERSITY ISSUE:

RESOLVED, That the resolution of the Board on January 27, 1975 (Cal. No. 4 II.D.) is hereby amended to read in its entirety as follows:

RESOLVED, That the approval of the Board on June 18, 1973 (Cal. No. 12A) which approved an Agreement of Lease dated as of June 20, 1973 (Senior College Issue) and an Agreement of Lease dated as of June 20, 1973 (Community College Issue) be amended to rescind the Board’s approval of the first (Senior College) Lease Agreement; and be it further

RESOLVED, That the approval of the Board on November 25, 1974 (Cal. No. 4 I.F.) which approved an Agreement of Lease dated November 18, 1974 (Senior College Issue) is hereby rescinded; and be it further

RESOLVED, That in the alternative:

1. The form and substance of the proposed Supplemental Agreement H dated as of December 17, 1974, which document bears the title page which reads: “DORMITORY AUTHORITY OF THE STATE OF NEW YORK AND CITY UNIVERSITY CONSTRUCTION FUND AND BOARD OF HIGHER EDUCATION IN THE CITY OF NEW YORK—SUPPLEMENTAL AGREEMENT H DATED AS OF DECEMBER 17, 1974 (CITY UNIVERSITY ISSUE)” is hereby approved; or

2. The form and substance of the proposed Supplemental Agreement H dated as of April 15, 1975, which document bears the title page which reads: “DORMITORY AUTHORITY OF THE STATE OF NEW YORK AND CITY UNIVERSITY CONSTRUCTION FUND AND BOARD OF HIGHER EDUCATION IN THE CITY OF NEW YORK—SUPPLEMENTAL AGREEMENT H DATED AS OF APRIL 15, 1975 (CITY UNIVERSITY ISSUE)” is hereby approved; and be it further

RESOLVED, That the Chairman of the Board is hereby authorized and directed to execute either of Supplemental Agreements and to cause the seal of the Board to be affixed thereto; and the Secretary of the Board is hereby authorized to affix his signature thereto in attestation of such seal; and be it further

RESOLVED, That notwithstanding any other provision of this resolution, prior to the execution of such Supplemental Agreement changes, insertions and omissions may be made to such Supplemental Agreement as may be approved by the Chairman of the Board and the execution by said Chairman of such Supplemental Agreement containing such changes, insertions and omissions, and the attestation by the Secretary of the Board, shall be conclusive evidence of such approval.

EXPLANATION: This resolution is necessary to authorize the execution of an Agreement to permit the Dormitory Authority to issue bonds to provide for the permanent financing of various senior college projects which have heretofore been authorized by the Board and which are currently being financed through bond anticipation notes.
NO. 5. SECRETARY OF THE BOARD, MEMORIAL RESOLUTION: WHEREAS, N. Michael Carfora served with distinction as Secretary of the Board of Higher Education from 1967 to 1975; and

WHEREAS, the quiet efficiency and unselfish dedication with which he handled the complex and continuously expanding volume of work during a period of immense growth of the City University enhanced the policy functions of the Board of Higher Education as well as the management duties of the Central Staff; and

WHEREAS, the considerate and warm human qualities with which he dealt with officials, employees and the public, helped instill confidence and trust in the affairs of City University; therefore be it

RESOLVED, That the Board of Higher Education herewith expresses its profound sorrow and deep sense of loss over his death on Sunday, April 13, 1975 and expresses its deepest sympathy to his family and many friends.

NO. 6. DESIGNATION OF ACTING SECRETARY OF THE BOARD: RESOLVED, That Mrs. Etta G. Grass be designated Acting Secretary of the Board of Higher Education with duties and responsibilities pursuant to Section 2.6 of the bylaws of the Board of Higher Education.

EXPLANATION: Mrs. Grass, a former member of the staff of the Office of the Secretary and presently Executive Secretary to the Chairman of the Board of Higher Education, has been serving unofficially as the Acting Secretary during the recent illness preceding the untimely death of Mr. N. Michael Carfora.

NO. 7. POLICY STATEMENT ON PERSONNEL PRACTICES: Notice had been given at the March 24, 1975 meeting of the Board of the Board's intention to consider the tentative policy statement on personnel practices at the April meeting. A number of comments and recommendations for change have been submitted and are presently being considered by the Chancellor. On the basis of those recommendations, it is expected that there will be a revised proposed statement on personnel practices which will be considered at a forthcoming meeting of the Board.

NO. 8. UNIVERSITY REPORT: The Chancellor brought to the attention of the Board the existence of a group that had been formed of the presidents of public colleges of the larger cities in the country, who have been trying to develop the concept of an urban grant university to emulate the concept of the land grant colleges of the last century. He hopes to report further on this sometime in the fall.

NO. 8A. HONORARY DEGREE: Upon motion duly made, seconded and carried, the following resolution was adopted:

RESOLVED, That the Board authorize the Graduate School, representing the City University, to confer an honorary Doctorate of Laws (LL.D.) on the Honorable Dr. Ivo Samkalden, Mayor of the City of Amsterdam.

EXPLANATION: Dr. Semkalden is the Mayor of Amsterdam and will be in New York City this week. His visit is in connection with the 350th anniversary celebration of the founding of the City of New York, under the title "New Amsterdam." Dr. Samkalden's qualifications for the degree are of a scholarly and public service nature. He holds the doctoral degree from the University of Leyden and has served in the Dutch Foreign Service. He was a prisoner of war of the Japanese for three years. After the war he returned to his first love, the University of Leyden, and has remained connected with it ever since, except for the years he has served as Chief Legislative Adviser to the Ministry of Agriculture, as Minister of Justice, and as Burgomaster of the City of
Amsterdam. At the moment Dr. Samkalden is the Ordinary Professor of International Law at the University of Leyden. On the occasion when the City of New York celebrates its 350th anniversary, it is appropriate for the Graduate School of the City University, representing the entire University, to honor the principal representative and spokesman of the City from which New York itself had its beginnings. Given Dr. Samkalden's credentials, the honorary degree honors the University as much as its recipient.

This recommendation was approved by the Graduate Council at its meeting on April 16, 1975 and by the Council of Presidents at a special meeting on April 21, 1975.

**NO. 9. GENERAL DISCUSSION:** The Chairman reported on the request of the Mayor for economies of $69.7 million in the budget for 1975-76. He stated that in view of the 9,000 additional students that are expected in September 1975 over current enrollment as a result of the economic recession and other factors, such a budgetary reduction is doubly crippling to the University's educational programs. He pointed out that only the Board of Higher Education had the authority to decide the basic policies of the University and its educational programs and that the matter was under study. It was also noted that until the Board knew what the full budget available to City University would be, an effective review of programs was not feasible.

Upon motion duly made, seconded and carried, the meeting was adjourned at 5:40 p.m.

ETTA G. GRASS
Acting Secretary of the Board
MINUTES OF THE MEETING OF THE BOARD OF HIGHER EDUCATION OF THE CITY OF NEW YORK

HELD

MAY 27, 1975

AT THE BOARD HEADQUARTERS BUILDING
535 EAST 80 STREET - BOROUGH OF MANHATTAN

The Chairman called the meeting to order at 4:30 p.m.

There were present:

Alfred A. Giardino, Chairman
Franklin H. Williams, Vice-Chairman

Francesco Cantarella  Harold M. Jacobs
Vincent R. FitzPatrick  James P. Murphy
Gurston D. Goldin  Vinia R. Quinones
Rita E. Hauser  Marta Valle

Etta G. Grass, Acting Secretary of the Board

Chancellor Robert J. Kibbee  President Herbert M. Sussman
President Milton G. Bass  President Richard D. Trent
President William M. Birenbaum  President Edmond Volpe
President James A. Colston  President Jacqueline G. Wexler
President Candido A. de Leon  President Clyde J. Wingfield
President Edgar D. Draper  Professor David Valinsky
President Leon M. Goldstein  Mr. Jay Hershenson
President John W. Kneller  Deputy Chancellor Seymour C. Hyman
President Joseph S. Murphy  Vice-Chancellor Mary P. Bass
President Harold M. Proshansky  Vice-Chancellor Timothy S. Healy
President Donald H. Riddle  Vice-Chancellor Anthony Knerr
President Kurt R. Schmeller  Vice-Chancellor J. Joseph Meng
President Joseph Shenker  Vice-Chancellor David Newton
President Donald H. Riddle  Vice-Chancellor Peter S. Spiridon
A. "TEMPORARY FREEZE": A resolution was moved and seconded that the Board adopt a "temporary freeze" on certain items.

At this point the Board heard Professor Belle Zeller, President of the Professional Staff Congress, speak in opposition to the resolution.

The following resolution was adopted:

RESOLVED, That the Board adopt a "temporary freeze" effective immediately on new appointments, promotions and reappointments at The City University of New York affecting all personnel actions except those required by labor agreements; and be it further

RESOLVED, That this temporary freeze also apply to new academic and other programs, contracts or purchases that have not previously been approved and are not essential for continued operation and safety; and be it further

RESOLVED, That in accordance with the above, all such actions contained in this policy agenda and in the Chancellor's Report for May be tabled.

EXPLANATION: In light of the uncertainty created by Mayor Beame's proposed $69.7 million reduction of next year's budget, and since the size of its budget for 1975-76 will not be known until the latter part of June, the Board is taking this action to safeguard its future flexibility in continuing to fulfill its role in higher education. In the interim, the Board will continue its strong efforts to assure appropriations and a budget sufficient to meet the essential educational requirements of the University as well as the needs of an increased enrollment of 9,500 students above this year's enrollment of 266,000.

Upon motion duly made, seconded and carried, the following resolutions were adopted or action taken as follows: (Calendars Nos. 1 through 9)

NO. 1. CHANCELLOR'S REPORT: RESOLVED, That the Chancellor's Report for May 27, 1975 (including Addendum Items) be approved with items tabled in accordance with the above resolution, as amended as follows:

(a) Item C-1.2.8: Moving of Romance Language Dept., German and Slavic Language Dept., Classical Language and Music Dept. - The City College: The Code No. is changed to 042-4300-403-01-75.

(b) Items listed in PART E - ERRATA, to be withdrawn or changed as indicated.

Note: Errata amended as follows:

Queens College: The amendment on Item C-1.5.4. is withdrawn.

The complete list of tabled items is on file in each President's Office and in the Office of the Secretary of the Board.

NO. 2. COMMITTEE ON ADMINISTRATIVE AFFAIRS: RESOLVED, That the following items be adopted:

A. BYLAW AMENDMENTS RE STUDENT AFFAIRS:

At the meeting of the Board held April 28, 1975, Cal. No. 3D, Mrs. Quinones, on behalf of the Committee on Administrative Affairs, served notice of the introduction of amendments to Section XV of the bylaws of the Board with respect to student affairs. In accordance with the bylaws, these amendments are on the agenda for action at this meeting.
At this point the Board heard Mr. Jay Hershenson (Chairperson, University Student Senate), Mr. Sidney Kitain (Chairperson of the 30 Percent Rule Investigative Committee for the University Student Senate C.L.A.S.), and Mr. Ronald Zodda (President, Bronx Community College Evening Student Association), who thanked the Board for its support of the resolution.

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

RESOLVED, That the following amendments to Article XV be adopted:

Section 1. The Board's bylaws shall be amended as follows:

ARTICLE XV - STUDENTS*

Section 15.1 CONDUCT STANDARD DEFINED. Each student enrolled or in attendance in any college, school or unit under the control of the Board and every student organization, association, publication, club or chapter shall obey the laws of the City, State and Nation, and the bylaws and resolutions [published rules, regulations, and orders] of the Board [of Higher Education], and the policies, regulations, and orders of the [duly established] college [authorities].

The faculty and student body at each college shall share equally the responsibility and the power to establish subject to the approval of the Board more detailed rules of conduct and regulations in conformity with the general requirement of this Article.

This regulatory power is limited by the right of students to the freedoms of speech, press, assembly and petition as applied to others in the academic community and to citizens generally.

Section 15.2 STUDENT ORGANIZATIONS. a. Any group of students may form an organization, association, club or chapter by filing with the [appropriately] duly elected student government organization [**] of the college or school at which they are enrolled or in attendance and with an officer to be designated by the faculty of the college or school at which they are enrolled or in attendance (1) the name and purposes of the organization, association, club or chapter, (2) the names and addresses of its president and secretary or other officers corresponding in function to president and secretary.

*For graduate students at the Graduate Division, the President of the Graduate Division shall, insofar as practicable, establish procedures, consistent with this Article, to implement the provisions thereof. The sections on student activity fees shall apply to the Graduate Division.

[**The words “appropriately elected” (faculty and students) throughout these bylaws, shall be interpreted to mean, “in which at least 30 per cent of those eligible to vote shall take part. However, if less than 30 per cent take part, the president of the college shall be responsible for carrying out the duties described in this article until such percentage is achieved and until such duly elected body has established regulations in conformity with the general requirements of this article.”]
However, no group [or] organization or student publication with a program against the religion, race, ethnic origin or identification or sex of a particular group [or against a particular race shall be permitted] or which makes systematic attacks against the religion, race, ethnic origin or sex of a particular group shall receive support from any fees collected by the college or be permitted to organize or continue at any college or school. No organizations, military or semi-military in character, not connected with established college or school courses, shall be permitted without the authorization of the faculty and the [appropriately] duly elected student government [***] and the Board.

b. Extra-curricular activities at each college or school shall be regulated by the [appropriately] duly elected student government organization [***] to insure the effective conduct of such college or school as an institution of higher learning and for the prevention of activities which are hereafter proscribed or which violate the standards of conduct of the character set forth in bylaw [18.1] 15.1. Such powers shall include:

1. The power to charter or otherwise authorize teams [,,] (excluding intercollegiate athletics), publications, organizations, associations, clubs or chapters, and, when appropriate in the exercise of such regulatory power, the power to refuse, suspend or revoke any charter or other authorization for cause after hearing on notice.

2. The power to delegate responsibility for the effective implementation of its regulatory functions hereunder to any officer or committee which it may appoint, subject to the right of any aggrieved student or group to have any adverse action by such officer or committee reviewed, and set aside or confirmed under provisions consistent with bylaw 15.4 either by the president or by majority vote of the appropriate elected student government under procedures consistent with the provisions set forth in bylaw 15.3 regarding student discipline.

2. The power to delegate responsibility for the effective implementation of its regulatory functions hereunder to any officer or committee which it may appoint. Any aggrieved student or group whose charter or other authorization has been refused, suspended or revoked may appeal such adverse action by such officer or committee of student government to the duly elected student government. On appeal an aggrieved student or group shall be entitled to a hearing following the due process procedures as set forth in Section 15.3. Following such hearing the duly elected student government shall have the authority to set aside, decrease or confirm the adverse action.

c. Any person or organization affiliated with the college may file charges with the Office of the Dean of Students [**] alleging that a student publication has systematically attacked the religion, race, ethnic origin or sex of a particular group, or has otherwise contravened the laws of the City, State or Nation, or any bylaw or resolution of the board, or any policy, regulation or order of the college, within a reasonable period of time after such occurrence. If the Dean of Students determines, after making such inquiries as he/she may deem appropriate, that the charges are substantial, he/she shall attempt to resolve the dispute, failing which he/she shall promptly submit the charges to the Faculty-Student Disciplinary Committee for disposition in accordance with the due process procedures of Section 15.3 hereof.

[**]The words "appropriately elected" (faculty and students) throughout these bylaws, shall be interpreted to mean, "in which at least 30 per cent of those eligible to vote shall take part. However, if less than 30 per cent take part, the president of the college shall be responsible for carrying out the duties described in this article until such percentage is achieved and until such duly elected body has established regulations in conformity with the general requirements of this article."

[***]Throughout these bylaws in any college or unit where the title "Dean of Students" does not exist, the same shall refer to the officer performing the functions which would otherwise be performed by a Dean of Students.
If the Committee sustains the charges or any part thereof against the student publication, the Committee shall be empowered to (1) reprimand the publication, or (2) recommend to the appropriate funding bodies the withdrawal of budget funds. The funding body shall have the authority to implement fully, modify or overrule the recommendations.

d. Each college shall establish a Student Elections Review Committee in consultation with the various Student Governments. The Student Elections Review Committee shall approve the election procedures and certify the results of elections for student governments, and student body referenda.

Section 15.8 STUDENT GOVERNMENT ACTIVITY DEFINED. A Student Government activity is any activity operated by and for the students enrolled at any unit of the University provided, (1) such activity is for the [sole and] direct benefit of students enrolled at the College, (2) that participation in the activity and the benefit thereof is available to all students enrolled in the unit or student government [al subdivision] thereof, and (3) that the activity does not contravene the laws of the City, State or Nation, or the published rules, regulations, and orders of the Board of Higher Education or the duly established College authorities.

Section 15.9 STUDENT GOVERNMENT ACTIVITY FEE DEFINED. Student Government Activity Fee is that portion of the Student Activity Fee levied by resolution of the Board of Higher Education [and] which has been established for the support of Student Government activities [by referendum of the student body of the College or student governmental subdivision thereof, provided, however, that] The existing Student Government Activity Fees now [levied] in effect shall continue until changed. [Conditions and procedures for the holding of referenda shall be established by each College in accordance with the College's government plan.]

Section 15.10 STUDENT [GOVERNMENT] ACTIVITY FEE [USE]. a. [Student Government Activity Fees,] Student Activity Fees, including Government Activity Fees collected by a college of the University shall be deposited in a college central depository [with] and allocated by an approved College Association. A College Association shall be considered approved for purposes of this section if (1) its charter or certificate of incorporation and bylaws are approved by the President and filed with the Secretary of the Board of Higher Education, and (2) no less than [one-third] one fewer than one-half of the members of the College Association [or of its Board of Directors or] and of its governing board are students in good standing enrolled at the College, and (3) the student membership of the College Association and its governing board is elected by the student body on a basis which [provides equal] approximates representation proportional to the contribution to student activity fee income from the members of each student government [al subdivision of the college], or the student membership is selected by the respective student governments on the same basis. [The College and the Association and Student Governments shall employ generally accepted accounting and investment procedures in the management of the fees and shall employ such other procedures as may be necessary to insure that use of the funds is limited to the support of Student Government activities as defined in Section 15.8 of these bylaws and allocated in accordance with paragraphs (b) and (c) of this section.]
b. The College and the College Association and Student Governments shall employ generally accepted accounting and investment procedures in the management of all funds. All funds for support of Student Activities are to be disbursed only in accordance with approved budgets and be based on written documentation. The requisition for disbursement of funds must contain two signatures; one, the signature of a student with responsibility for the program; the other the signature of an approved representative of the body governing the budget process of the student activity fee or portion thereof.

All revenues generated by student activities funded through Student Activity Fees, including Student Government Activity Fees, shall be deposited to the credit of the body governing the budget process of the student activity fee or portion thereof and not retained by the group or club running the program except where specific authorization has been granted by the governing body.

[c] c. Student Government Activity Fees shall be allocated by the [appropriately] duly elected Student Government or [other] each student government [al subdivision] where more than one [appropriately] duly elected Student Government exists, for its own use and for the use of student organizations, as specified in Section 15.2 of these bylaws, provided, however, that the allocation is based on a budget approved by the [appropriately] duly elected Student Government after notice and hearing.

d. Where more than one [appropriately] duly elected Student Government exists, the [College or] College Association shall allocate the Student Government Activity Fees to each student government [al subdivision] in direct proportion to the amount collected from the members of each student government [al subdivision].

e. The President of the College shall have the authority to veto any Student Activity Fee including the Student Government Activity Fee allocation, which in his or her opinion requires further clarification or contravenes the laws of the City, State, or Nation or any bylaw or resolution of the Board, or any policy, regulation, or order of the college. The veto shall not be based on differences of opinion regarding the wisdom or worth of such planned activity. If the college president chooses to exercise a veto, he or she shall consult with the General Counsel and Vice Chancellor for Legal Affairs and promptly communicate his/her decision to the allocating body.

f. A referendum proposing changes in the Student Activity Fee shall be initiated by a petition of at least 10% of the appropriate student body and voted upon in conjunction with student government elections.

1. Where a referendum seeks to earmark Student Activity Fees for a specific purpose or organization without changing the total Student Activity Fee, the results of the referendum shall be sent to the College Association for implementation.

2. Where a referendum seeks to earmark Student Activity Fees for a specific purpose or organization by changing the total Student Activity Fee, the results of such referendum shall be sent to the Board of Higher Education by the President of the College together with his/her recommendation.
Section 15.11 DISCLOSURE. a. The College President shall be responsible for the full disclosure to each of the Student Governments of the College of all financial information with respect to Student Activity Fees.

b. The Student Governments shall be responsible for the full disclosure to its constituents of all financial information with respect to Student Government Activity Fees.

c. The College Association shall be responsible for the full disclosure of all financial information to its membership, to the College and to the Student Governments with respect to all of its activities, including auxiliary enterprises.

d. For purposes of the foregoing paragraphs, full disclosure shall mean the presentation each semester of written financial statements which shall include, but need not be limited to, the source of all fee income by constituency, income from other sources creditable to Student Activity Fee accounts, disbursements, transfers, past reserves, surplus accounts, contingency and stabilization funds. [And independent audits.] Certified independent audits performed by a public auditing firm shall be conducted at least once a year.

[(e) Each College shall establish a Student Activity Fee Review Committee in consultation with the various Student Governments. The Student Activity Fee Review Committee shall have the authority to hear and resolve any dispute or complaint which may arise within the college community with respect to this Section of the bylaws or to Student Activity Fees in general.]

Section 2. These amendments shall be effective immediately.

NOTE: Matter in brackets to be deleted; matter underlined is new.

No changes have been made in bylaw sections 15.0 and 15.3 through 15.7.

EXPLANATION: On April 22, 1974, the Board established a Task Force on Student Activity Fees with the charge “to study existing procedures and make recommendations to the Board on policies to be followed in the setting, collecting, allocating, expending and auditing of student fees.” The Task Force was appointed on June 24, 1974, and on February 24, 1975, it presented its report and recommendations to the Board.

The report was circulated and comments on it were invited. These have been received and studied. On the basis of the recommendations made and of the review of comments received by the Committee on Administrative Affairs, the proposed amendments to Section XV were drawn up. Notice was given at the April 28, 1975 meeting of the Board of their introduction for consideration at this meeting.

As clarification, the intent of 15.2(d) is that the establishment of Student Elections Review Committees be a method to formalize certification of election results and to encourage student participation in the electoral process. The intent with respect to composition is that the membership of the committees are to be selected by the duly elected student legislative bodies. The role of college presidents is intended to be limited to receiving appeals from the Student Elections Review Committee where an individual student has received a negative determination on a request (such as a ruling declaring a student ineligible for nomination to an elected position).
B. YORK COLLEGE GOVERNANCE CHARTER:
RESOLVED, That the Board of Higher Education approve the revised Charter of the York College Senate effective September 1975; and be it further
RESOLVED, That the President of York College be directed to develop through the mechanisms of the York College Senate appropriate amendments to the Charter extending the Board's principles of College Governance including student input to the Division, Department and Program level structures of the College; and be it further
RESOLVED, That these amendments be forwarded to the Board for approval no later than conclusion of the Spring semester 1976.
EXPLANATION: The Board of Higher Education approved the Charter of the York College Senate as an interim governance document on June 22, 1970, Cal. No. 39. A charter revision was approved by the Board on August 15, 1972, Cal. No. 5. The Administrative Affairs Committee of the Board has reviewed the current revisions and finds that the Charter sufficiently satisfies the Board's policy statement on governance to be approved as the permanent governance structure of York College. At the same time the College is directed to further expand the coverage of the Charter to the Divisional, Departmental and program level in order to insure fuller compliance with the Board's governance policies. The Charter is on file in the Office of the Secretary.

C. STUDENT RESIDENCY REQUIREMENT: Item tabled pending legal clarification.

NO. 3, COMMITTEE ON FISCAL AFFAIRS AND PLANNING: RESOLVED, That the following items be adopted:

I. FISCAL RESOLUTIONS:

A. UNIVERSITY-WIDE DATA PROCESSING EQUIPMENT:
RESOLVED, That the Board of Higher Education approve the contract documents and specifications and authorize the City University to advertise for, receive and open bids and award contracts to the lowest responsible bidders for the purchase of cathode ray terminals, printers, couplers, communication controllers, and modems for the Central Office and colleges at an estimated cost of $183,000 chargeable in fiscal year 1974-75 to Central Office and college 300 codes.
EXPLANATION: The purchase of selected data processing equipment is required to permit the colleges to proceed with their efforts to plan and implement more advanced information systems. The cathode ray terminals, printers, couplers, communication controllers and modems are to be used by the colleges for the input and display of administrative data. The initial phase of the centrally developed management information system requires that this equipment be located in various operating offices within the pilot units, i.e., personnel offices, data processing offices, etc. By coordinating the purchase of this equipment centrally, a cost reduction in excess of 10% is anticipated by the University. The above has the approval of the University Dean for Computer Systems.

B. BARUCH COLLEGE - CLEANING AND MAINTENANCE SERVICES:
RESOLVED, That the Board of Higher Education approve contract documents and authorize the Bernard M. Baruch College to advertise for, receive and open bids, and award a contract to the lowest responsible bidder for furnishing cleaning and maintenance service for its facility located at 360 Park Avenue South, New York, N.Y. (3rd through 10th floors) for the period from July 1, 1975 through June 30, 1976, at an estimated cost of $325,000 with options to renew annually for the next two (2) years, chargeable to code 042-5200-400-01-76 and/or such other funds as may be available, subject to financial ability; and be it further
RESOLVED, That the Director of the Budget approve and authorize the above expenditure.
EXPLANATION: Baruch College has acquired eight (8) additional floors at its 360 Park Avenue South facility requiring cleaning and maintenance service. Cleaning and maintenance service for the 17th through 20th floors currently occupied by the College is provided for under terms of the lease.
C. HUNTER COLLEGE - ELEVATOR MAINTENANCE:

RESOLVED, That the Board of Higher Education approve the contract documents and specifications and authorize the Business Manager of Hunter College to advertise for, receive and open bids, and award a contract to the lowest responsible bidder for furnishing all equipment, tools, and labor necessary for the maintenance of elevators at Hunter College, 695 Park Avenue, Manhattan on an annual basis for the period from 7/1/75 to 6/30/76, with option to renew for a period of 5 years, chargeable to expense code 042-408-53-76, or other such funds, subject to financial ability, at an estimated annual cost of $61,000; and be it further

RESOLVED, That the Budget Director be requested to approve said expenditure.

EXPLANATION: Hunter College is responsible for the safety, health, and physical welfare of some 24,000 students and 2,000 faculty and administrative staff from 7:30 A.M. until 11:00 P.M., within a sixteen story building. It is absolutely essential that its elevators be kept in operating condition at all times through the implementation of a maintenance contract.

D. BRONX COMMUNITY COLLEGE - HALL OF FAME:

RESOLVED, That the Board authorize execution of an agreement with THE TRUSTEES OF THE HALL OF FAME FOR GREAT AMERICANS and NEW YORK UNIVERSITY, for payment by the Board of one-half of net operational costs for the administration and operation of the Hall of Fame in an amount not to exceed $50,180.00 per year for the fiscal year, July 1, 1974, to June 30, 1975 and amounts not to exceed $75,000 per annum for the following fiscal years, July 1, 1975, to June 30, 1977; and be it further

RESOLVED, That the Budget Director be requested to approve and authorize the expenditure of $50,180 for the fiscal year July 1, 1974, to June 30, 1975 and not to exceed $75,000 per annum for the following fiscal years July 1, 1975, to June 30, 1977, pursuant to agreement; and be it further

RESOLVED, That the Board of Estimate be requested to approve this contract.

EXPLANATION: Pursuant to the provisions of Chapter 463 of the Laws of 1972 of the State of New York, the University Heights Campus of New York University was acquired for the use of the Bronx Community College. Among the instruments executed by the Board of Higher Education for this purpose was an agreement dated July 27, 1973, whereby the Board assumed the responsibility for the maintenance and security of the Hall of Fame Colonnade and its statuary and for participation on the Board of Trustees of the Hall of Fame. The sharing of the approved expense budget between New York University and the Board of Higher Education has been agreed upon with the Trustees for the continuing performance of its contractual obligations by the Board.

II. CAMPUS PLANNING AND DEVELOPMENT RESOLUTIONS:

A. HUNTER COLLEGE - NEW CONTROL BOARD FOR STAGE LIGHTING IN THE PLAYHOUSE:

RESOLVED, That the Board approve final plans, specifications and estimate of cost for the last project of Phase II alterations at Hunter College, 695 Park Avenue, as prepared by Shreve, Lamb and Harmon Associates, Architects, for a "New Control Board for Stage Lighting in the Playhouse" at an estimated cost of $338,600.00 including 5% for contingencies during construction, chargeable to HN-203, and authorize the Business Manager of Hunter College to advertise for, receive and open bids, and award a contract to the lowest responsible bidder; and be it further

RESOLVED, That the Director of the Budget be requested to approve said final plans, specifications and estimate of cost in the amount of $388,600.00 which includes 5% for contingencies.
EXPLANATION: On December 23, 1968 the Board approved a design contract with Shreve, Lamb and Harmon Associates, Architects, for the Phase II alterations at Hunter College. This was approved by the Budget Director on CP No. 3472 dated 5/12/69 and amended by CP No. 5425 dated 11/27/70. The existing installation in the Playhouse is 35 years old and is completely antiquated. Motorized auto-transformer dimmers are broken and there are no spare parts available. There are constant failures and, because of arcing, fire hazards. The College has studied the problem involved and arrived at a more up-to-date installation for the various functions of this facility, in line with current practices. The Hunter College Playhouse is leased out to the public and therefore generates some income.

B. JOHN JAY COLLEGE - NORTH HALL ROOF REHABILITATION:

RESOLVED, That the Board of Higher Education approve final plans, specifications and estimate of cost for roof rehabilitation of North Hall of John Jay College of Criminal Justice, as prepared by the College, and authorize John Jay College of Criminal Justice to advertise, receive and open bids, and award the contract to the lowest responsible bidder. The final estimate of cost of construction is $225,000.00, including escalation and contingencies; and be it further

RESOLVED, That the Director of the Budget be requested to approve said documents with a cost limitation of $225,000.00, chargeable to Capital Project HN-203.

EXPLANATION: The aforesaid documents were prepared by the College to prevent further deterioration of the building due to roof leaks beyond normal maintenance repairs. Due to the emergency nature of the work, the project was not presented in preliminary form to the Bureau of the Budget and therefore the project never received a cost limitation. The work has been reviewed by the College and the Office of Campus Planning and Development concurs with their approval.

C. NEW YORK CITY COMMUNITY COLLEGE - BUILDING ALTERATIONS:

RESOLVED, That the Board accept preliminary plans, outline specifications and preliminary construction cost estimate of $14,349,260 (as of January, 1975) for construction of the design packages for New York City Community College as prepared by Richard G. Stein and Associates, Architects, as follows:

1. Pearl Street Building alteration including mechanical plant enclosure
2. Namm Hall alteration and air conditioning

and be it further

RESOLVED, That the City University Construction Fund be requested to accept the aforesaid preliminary plans, etc. and to authorize the Dormitory Authority to complete final plans, bid documents, etc. for the work.

EXPLANATION: Proposed construction at New York City Community College project consists of major alterations to the two existing structures, which will be followed by construction of a new linking building (Johnson A) to be erected to provide through access between the existing buildings.

1. Pearl Street Building is to be altered throughout the existing structure. It is to contain a new student cafeteria, health science, chemistry and biology laboratories, administrative and faculty offices. The alteration will also include the enclosure on the roof for the mechanical plant which is to serve the entire campus.

   This building is to have a new brick facade, windows and shutters, installed over the existing reinforced concrete structural frame. The mechanical plant enclosure will be two stories in height above the roof.

   The altered building will provide 87,066 net usable square feet in a gross building area of 130,808 square feet resulting in a net/gross area efficiency ratio of 1 : 1.5.

2. Namm Hall is to be altered throughout its eleven stories plus cellar and basement levels. It is to contain the library, main administrative offices, liberal arts, commerce, secretarial sciences, hotel technology, computer center, student organization space, buildings and grounds and the bookstore.
The existing structural steel frame and exterior facade is to remain except for minor exterior alterations for the new location of the bookstore.

The altered building will provide 234,400 net usable square feet in a gross building area of 375,868 square feet resulting in a net/gross area efficiency ratio of 1:1.6.

The January 1975 approved construction cost estimate of $14,349,260, if escalated to bid dates of June, 1975 and September, 1975 respectively, would indicate a current cost of $15,195,028. This is less than the approved aggregate campus construction cost limitation of $16,605,733.

The preliminary plans, outline specifications and cost estimate have been reviewed by the College, the Office of Campus Planning and Development and the Dormitory Authority and acceptance by the Board is recommended in order that the Architects may proceed with development of final plans, specifications and cost estimates.

D. STATEN ISLAND COMMUNITY COLLEGE - CONSTRUCTION OF NEW CAMPUS FACILITIES:

RESOLVED, That the Board of Higher Education accept contract drawings, specifications and final construction cost estimate of $49,138,794 (including an actual cost estimate of $47,248,840 plus $1,889,954 for General Conditions) for the construction of the following bid packages for Staten Island Community College:

1. Utility Relocation, as prepared by Max O. Urbahn Associates, Inc.
2. Site Work, as prepared by Max O. Urbahn Associates, Inc.
3. Building FGH (Computer Center, Student Activities and Physical Education), as prepared by Max O. Urbahn Associates, Inc.
4. Building P (Addition to Science and Technology including Boiler Plant Expansion and Selective Energy Plant), as prepared by Max O. Urbahn Associates, Inc.
5. Building JK (Instructional Resources Center and Library), as designed by Johansen & Bhavnani/Alexander Kouzmanoff, Associated Architects.
8. Building I (Theatre and Music), as prepared by Johansen and Bhavnani/Alexander Kouzmanoff, Associated Architects.
9. Streetscape, as prepared by Johansen and Bhavnani/Alexander Kouzmanoff, Associated Architects.
10. Automated Controls for Heating, Ventilating, Air Conditioning and Security, as prepared by Max O. Urbahn Associates, Inc.
11. General Condition Work, as performed by J.J. O'Brien, P.E.

and be it further

RESOLVED, That the City University Construction Fund be requested to accept the aforesaid documents and authorize the Dormitory Authority of the State of New York to invite bids and award contracts for the aforesaid construction.

EXPLANATION: On December 16, 1974 (Cal. No. 3.11.E) the Board accepted the preliminary plans, outline specifications and preliminary cost estimate for the aforesaid work. The preliminary cost estimate was $45,159,621 (October 1974). When escalated to the June 1975 bid date, this amount becomes $48,167,251, which is greater than the Architects' final construction estimate of $47,248,840.

On April 28, 1975, the Board authorized the submission of an application to the Dormitory Authority for funding this project in an aggregate amount of $65,200,000, which included $49,138,794 for construction. It is anticipated that the application will be approved in the near future by the State and City Budget Directors and the Trustees of the State University of New York and thereafter the construction work indicated will be commenced.
NO. 4. CITY UNIVERSITY LAW SCHOOL: The resolution was moved and seconded.

Dr. Goldin made a motion to table which was not carried.

Mr. Murphy spoke in favor of the resolution and read a letter from the President of the Borough of Queens. Mr. Jacobs and Mr. FitzPatrick also spoke in support of the resolution. Mrs. Hauser, Dr. Goldin and Mr. Cantarella spoke in opposition, questioning the appropriateness of embarking on a law school at this time.

The following resolution was adopted by a vote of six to four, with Mr. FitzPatrick, Mr. Jacobs, Mr. Murphy, Mrs. Quinones, Mrs. Valle and Mr. Williams voting in the affirmative and Mr. Cantarella, Mr. Giardino, Dr. Goldin and Mrs. Hauser voting in the negative.

RESOLVED, That subject to the conditions established by the Board of Regents at its meeting of April 26, 1974, the Board authorizes the implementation of the resolution approving the establishment of a City University School of Law at Queens College, originally adopted by the Board of Higher Education at its meeting on June 18, 1973.

EXPLANATION: On June 18, 1973, Cal. No. 7H, the Board adopted a resolution establishing a City University Law School at Queens College to provide expanded opportunities in legal education for CUNY graduates, students in the City and State and the nation and petitioning the New York State Board of Regents for a Charter revision to allow the granting of a J.D. degree.

On April 26, 1974, the Board of Regents voted to amend the 1972 Master Plan of the City University authorizing the establishing of a City University School of Law at Queens College and authorized the Board of Higher Education to award the degree of Doctor of Law (J.D.) to duly qualified students completing registered curricula at such an institution, subject to the following three conditions:

"1. That the combined tuition and fees for the Law School be set at an amount that will cover the cost of operations for the first academic year, and would not in the judgment of the Commissioner of Education be substantially less than charges for legal programs in comparable institutions in the New York City Metropolitan area.

"2. That the college develop an endowment sufficient to defray 30 percent of the total tuition income requirement of the School in order to provide adequate financial aid for the economically disadvantaged students that the School hopes to attract. In the interim, and until such level of endowment is achieved, a portion of tuition and fees may be waived for such economically disadvantaged students.

"3. That the City University provide financial support for the Law School by the reallocation of resources now committed to areas of low student demand at Queens College, rather than through additional tax monies."

The Board has considered these conditions and the above resolution was placed on the agenda to implement the resolution originally adopted on June 18, 1973.

NO. 5. HONORARY DEGREES: (a) RESOLVED, That the following honorary degrees, approved by the Faculty Council of Brooklyn College, be presented at the Brooklyn College Commencement exercises on June 5, 1975:

Mr. Aaron Copland, Doctor of Humane Letters
Dr. John Hope Franklin, Doctor of Laws

(b) RESOLVED, That the following honorary degree, approved by the Faculty Committee of Hunter College, be presented at the Hunter College Commencement exercises on June 5, 1975:

Honorable Bella S. Abzug, Doctor of Laws
RESOLVED, That the following honorary degree, approved by the Graduate Council of the Graduate School and University Center, be presented posthumously at the Graduate School Commencement exercises on June 5, 1975:

Mrs. Minneola P. Ingersoll, Doctor of Humane Letters

RESOLVED, That the following honorary degrees, approved by the Graduate Council of the Graduate School and University Center, be presented at the Graduate School Commencement exercises on June 5, 1975:

Dr. Gardner Murphy, Doctor of Science
Dr. Morton Gabriel White, Doctor of Humane Letters
Honorable John Sirica, Doctor of Laws

RESOLVED, That the following honorary degree, approved by the Faculty Senate of The City College, be presented at The City College Commencement exercises on June 5, 1975:

Honorable Eleanor Holmes Norton, Doctor of Laws

NOTE: In accordance with established guidelines (BHE 3/23/70, Cal. No. 7) the Council of Presidents approved the above resolutions and the Chancellor concurs with the Council's action.

NO. 6. JONAS E. SALK SCHOLARSHIPS: RESOLVED, That the Board approve the award of the Jonas E. Salk Scholarships to the following graduates who have been recommended by the Chancellor:

WITH STIPEND
Malka Ben-Oni, The City College
Stuart Mark Greenstein, Brooklyn College
Susan Hecht, Lehman College
Joseph Imarah, York College
Marc Leslie Ladenheim, Queens College
Leonard I. Silverstein, Queens College
Stanley William Tenenbaum, Hunter College
Jocelyne Turnier, Hunter College

HONORARY (in order selected)
Esther Jacobowitz, Brooklyn College
Peter Goodfield, Hunter College
Kevin Joseph Kennedy, Lehman College
Paul Hertz, Queens College
Laura N. Krugman, The City College
Cheryl Lynn Riess, Hunter College
Robert Goldberg, Queens College
Robert Siegel, Queens College

EXPLANATION: The Board of Estimate resolution providing the Salk Scholarships adopted originally on May 26, 1955, was amended on February 8, 1968 and January 13, 1972. It provides eight scholarships with stipend, and eight Honorary Salk Scholarships without stipend for undergraduates and graduates of the colleges who have been accepted for admission in September to an American medical school as candidate for the M.D., Ph.D., or D.Sc. The awards are made on recommendation by the appropriate faculty agencies and the presidents of each college, and allocated upon the determination each year by the Chancellor.

NO. 7. NOTICE - REVISED DRAFT OF PROPOSED POLICY STATEMENT ON ACADEMIC PERSONNEL PRACTICE: At the March 24, 1975 meeting of the Board, notice had been given of a tentative policy statement on academic personnel practices. In response thereto, many comments and recommendations were submitted. These were considered and studied by the Chancellor. After further consideration, the Chancellor has prepared a revised policy statement on personnel practices. It conforms basically with the recommendations made by the Commission on Academic Personnel Practice appointed on October 28, 1974 but contains modifications reflecting other opinions and recommendations received.
Notice was given that the Board of Higher Education plans to consider this statement at its meeting of June 23, 1975.

At this point, the Board heard Professor Belle Zeller, who said that the Board should not consider personnel matters having collective bargaining contract implications during contract negotiations which are currently taking place.

EXPLANATION: The nature of some of the more important policy issues in the present statement which differ from the March 24 statement and which either affirm or modify the original recommendations made by the Commission on Academic Personnel Practice are set forth below:

I. Areas in which present statement differs from the March 24 statement:

1) The requirement that department chairmen hold senior rank and be tenured has been changed to allow a faculty member of any professorial rank who is tenured at the time of election to serve as department chairman (p.2. No. 2).

2) The requirement that faculty not be allowed to vote in personnel actions involving a rank or status they themselves do not hold has been changed to restrict votes on tenure only to those holding tenure, and votes on promotion to full professor only to those of senior faculty rank (associate professor or professor) (p.3, No. 3a, b).

3) The proposal that tenured members of the faculty continue to be evaluated has been changed to the requirement that all members of the faculty continue to have peer evaluations (p.3. No. 5).

4) The requirement that promotion to associate professor be tied to a favorable decision on tenure, has been changed to a policy that candidates for promotion to associate professor meet all the requirements for tenure.

5) The provisions in the March 24 draft allowing presidents to introduce "other institutional considerations" into decisions on tenure, which extended the original recommendation of the Commission, has been deleted.

6) The statement calling for further study of the method of choosing department chairmen, which was not one of the Commission's recommendations, has been deleted.

II. Major policy issues in the present statement that would modify or extend the recommendations of the Commission.

1) A provision that the Chancellor prepare and make public annual analyses of recruitment and tenure in the University.

2) The Commission's recommendation that initial appointments in the senior professorial ranks (associate professor and professor) be for two years, has been revised so that they be for a period of one year, with the provision that the first reappointment may be for a two year period.

3) The Commission's recommendation that those currently holding full-time appointments at the community colleges as Lecturer and Instructor be exempt from the requirement that candidates for appointment as assistant professor hold the Ph.D. has been omitted from the present document.

III. Some recommendations of the Commission that do not appear in the present statement:

1) That Standing Faculty Panels be created. (This was deleted since the Chancellor already has such authority)

2) Specific definitions of the role and responsibilities of Department Chairmen have been deleted.

3) Recommendations by the Commission on Areas Requiring Further Study and considerations for Improved Management are being studied by the Chancellor who will make recommendations to the Board at a later date.
NO. 8. UNIVERSITY REPORT: The Chancellor reported that a proposed bill to establish de jure control by the Board of Higher Education over community colleges in New York City, now before the Legislature, apparently is receiving no opposition. He also reported on events at the City College construction site and brought to the attention of the Board a recent cooperative effort among the University Faculty and Student Senates, Professional Staff Congress, and SEEK in the current budget crisis.

NO. 8A. KINGSBOROUGH COMMUNITY COLLEGE - PERSONNEL ACTION (ADDED ITEM):
Upon motion duly made, seconded and carried, the following resolution was adopted:
RESOLVED, That the Board hereby appoints as an impartial hearing committee in the matter of charges against Professor Sophia Yaczola at Kingsborough Community College, Dr. Mortimer Becker, designated by the College Personnel and Budget Committee, Dr. Gordon Fifer, designated by the University Faculty Senate Executive Committee, and such other tenured full or associate professor, who shall be Chairman, as shall be selected by the two aforesaid appointees.

EXPLANATION: This appointment of a hearing panel is made pursuant to Section 21.3 of the collective negotiating agreement between the Board and the Professional Staff Congress.

NO. 9. GENERAL DISCUSSION: Chairman Giardino reported that the Board of Higher Education has been reviewing the desirability of reviewing the performance of CUNY presidents after a reasonable period of service. This would be a constructive approach in connection with the future administration of the various colleges and it is a procedure being adopted by more and more universities.

The Chairman also said that in the light of recommendations that have been received from Chancellor Kibbee relating to the President of Borough of Manhattan Community College and the response made to it by President Draper, the Board has decided that a special Board Committee should be designated to review the administration of that College. The members of that Committee are Mr. Francesco Cantarella, Dr. Gurston D. Goldin, Mrs. Marta Valle and Mr. Franklin H. Williams.

Areas to be reviewed include the President's leadership and management of the College in academic and administrative matters, the institutional tone of the College, the internal and external relationships as well as understanding and sensitivity to the mission and needs of that College. The Committee has been requested to report to the Board as expeditiously as possible.

The July meeting of the Board will be held on Monday, July 28, 1975 at 4:30 p.m.

Upon motion duly made, seconded and carried, the meeting was adjourned at 5:33 p.m.
Minutes of Proceedings, June 23, 1975

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

HELD

JUNE 23, 1975

AT THE BOARD HEADQUARTERS BUILDING
535 EAST 80 STREET–BOROUGH OF MANHATTAN

The Chairman called the meeting to order at 4:35 p.m.

There were present:

Alfred A. Giardino, Chairman
Franklin H. Williams, Vice-Chairman

Francesco Cantarella
Vincent R. FitzPatrick
Gurston D. Goldin

Rita E. Hauser
Vinia R. Quinones
Marta Valle

Etta G. Grass, Acting Secretary of the Board

Chancellor Robert J. Kibbee
President Milton G. Bassin
President William M. Birenbaum
President James A. Colston
President Edgar D. Draper
President Leon M. Goldstein
President Leonard Lief
President Joseph S. Murphy
President Harold M. Proshansky
President Donald H. Riddle
President Joseph Shenker

President Kurt R. Schmeller
President Herbert M. Sussman
President Richard D. Trent
President Edmond Volpe
President Jacqueline G. Wexler
Professor David Valinsky
Mr. Jay Hershenson
Deputy Chancellor Seymour C. Hyman
Vice-Chancellor Anthony Knerr
Vice-Chancellor J. Joseph Meng
Vice-Chancellor Peter S. Spiridon

The absence of Mr. Jacobs and Mr. Murphy was excused.
Upon motions duly made, seconded and carried, the following resolutions were adopted or action was taken as noted: (Cal. Nos. 1 through 9)

**NO. 1. CHANCELLOR’S REPORT:** A motion was made by Mrs. Hauser and seconded by Mr. FitzPatrick that the Chancellor's Report be adopted.

At this point the Board heard Prof. Mayer Rossabi, who spoke in opposition to the appointment of Thomas DeCarlo to the Dept. of Physical Education, Health & Recreation at Borough of Manhattan Community College.

The following resolution was adopted:

RESOLVED, That the Chancellor’s Report for June 23, 1975 (including Addendum Items) be approved as amended as follows, with the exception of items which are to be tabled in accordance with the “Temporary Freeze” resolution adopted by the Board on May 27, 1975, Cal. No. A:

(a) Item B-I-A.5.10 (Queens College): Delete Reappointments (Annual Salary Basis) for the seven individuals listed under that item, i.e. Drs. Fortgang, Brown, Dagi, Donoghue, Manfredi, Papier and Schwarzbart.

(b) Item B-I-A.5.17 (Queens College): Delete transfer from Queens College with tenure, to the Central Office effective 7/1/75, for Weddington, Rachel T., Associate Professor, Secondary Education.

(c) Item B-I-A.20.9 (Graduate School): Delete Appointment (Annual Salary Basis) of Esther Altabel as Higher Education Intern in Dept. of Administrative Services.

(d) PART D - ADDENDUM: Add the following item:

Item D.7, Brooklyn College: RESOLVED, That Prof. Nathan Schmukler be designated Acting Dean of the School of Social Science from July 1, 1975 until such time as the appointment of a Dean for the School of Social Science becomes effective, or until June 30, 1976, whichever is earlier, at his current salary of $33,475 per annum with an annual administrative stipend of $7,000, subject to financial ability.

(e) Items listed in PART E - ERRATA, to be withdrawn or changed, as indicated.

and be it further

RESOLVED, That the items in the May 27, 1975 Chancellor’s Report which were tabled be adopted with the exception of those enumerated, which will continue to be tabled.

The complete list of tabled items is on file in each President’s Office and in the Office of the Secretary of the Board.

EXPLANATION: The Chancellor’s Report consists of those resolutions and actions of a non-policy nature which require approval by the Board of Higher Education. The above resolution conforms to the principles of the “Temporary Freeze,” adopted on May 27, 1975.
NO 2. BOARD MEETING DATES FOR 1975-76 ACADEMIC YEAR: RESOLVED, That the following schedule of meeting dates be approved for the academic year 1975-76:

July 28, 1975
September 22, 1975
October 27, 1975
November 24, 1975
December 15, 1975 (Third Monday)
January 26, 1976
February 23, 1976
March 22, 1976
April 26, 1976
May 24, 1976
June 21, 1976 (Third Monday)

and be it further

RESOLVED, That the bylaws of the Board be waived to permit the approval of the above schedule.

NO. 3. COMMITTEE ON ADMINISTRATIVE AFFAIRS: RESOLVED, That the following items be adopted:

A. STUDENT RESIDENCY REQUIREMENT:

RESOLVED, That effective September 1, 1975, a student shall be considered a resident of the City of New York for purposes of determining free tuition eligibility, if he or she has his or her principal place of abode in the City of New York for a period of at least twelve consecutive months immediately preceding the first day of classes for the semester with respect to which the residency determination is made, and states his or her intention to permanently live and maintain his or her principal place of abode in New York City.

EXPLANATION: The purpose of this resolution is to establish a twelve month New York City residency requirement for purposes of determining free tuition or reduced tuition eligibility. The twelve month requirement will facilitate identifying those students or prospective students who acquire a New York City address solely for the purpose of attending the City University. The definition of resident proposed in this resolution has been approved by the Council of Presidents.

B. PAYMENT OF NEW YORK CITY INCOME TAX BY ALL CUNY EMPLOYEES:

Mr. FitzPatrick read a substitute resolution which retained the substance but changed the form of the motion set forth on the agenda and moved its adoption. The motion was seconded by Mr. Williams.

At this point the Board heard Mr. Arnold Cantor, who read a statement by Dr. Belle Zeller, President of the Professional Staff Congress, in opposition to the resolution, as well as from Mr. Daniel Persons, of District Council 37, AFSCME, AFL-CIO, who asked for clarification of the provisions of the resolution.

Mrs. Hauser moved that the resolution be tabled. Mr. Cantarella seconded the motion. The motion was lost.

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

RESOLVED, That notwithstanding the provisions of any Board resolution, every person seeking appointment or reappointment by the Board of Higher Education regardless of civil service classification or status shall sign an agreement as a condition precedent to such appointment to the effect that if he or she is or becomes a non-resident individual as that term is defined in Section T46.6.0 of the administrative code of the City of New
York or any similar provision of such code, during his or her employment by the Board, he or she will pay to the Board an amount by which a city personal income tax on residents computed and determined as if he or she were a resident individual, as defined in such section, during such employment, exceeds the amount of any city earnings tax and city personal income tax imposed on him or her for the same taxable period; and be it further

RESOLVED, That whenever any resolution employs the term “salary,” “compensation,” or any other word or words having a similar meaning, such term shall be deemed and construed to mean the scheduled salary or compensation of any employee of the Board, undiminished by any amount payable pursuant to the first resolution herein; and be it further

RESOLVED, That the Board request the City of New York to enter into an agreement pursuant to which the City shall administer this resolution, and accept such payments as will be made pursuant to the terms of this resolution; and be it further

RESOLVED, That notwithstanding the provisions of any Board resolution, every person occupying the position of Chancellor, Deputy Chancellor, Vice-Chancellor, or President of a college, is, as a condition of his continued employment, to sign an agreement, effective January 1, 1976, in accordance with the above provisions.

EXPLANATION: The purpose of this resolution is to establish as a condition precedent to employment with the Board the same condition that is imposed on New York City employees pursuant to Section 820 of the New York City Charter.

Mrs. Hauser asked to be recorded as voting No.

C. RESTRUCTURING OF CHANCELLOR’S REPORT:

RESOLVED, That effective with submissions for the September 1975 Board meeting, the Chancellor’s Report be restructured as follows to indicate in separate sections those items that require special notice and those that are strictly routine and require no special notice.

ACADEMIC AFFAIRS

1. Items Requiring Special Notice [To be listed separately]

a. Non-Routine Items Requiring Approval of the Committee on Academic Affairs (See Procedures for Reporting Curricular Changes, City University of New York, Office of Academic Affairs, P.2, par. 3.2) These items are placed on the Board policy calendar or referred to the Chancellor’s Report after approval by the local college, the Screening Committee of the Committee on Academic Affairs, and the Committee on Academic Affairs. Included here would be such personnel actions as appointments of distinguished professors, requests for early tenure, and others so designated by the Committee on Academic Affairs.

b. Major Changes [Present Part A]

(1) New courses
(2) Experimental courses
(3) Courses involving travel
(4) Changes in prerequisites for matriculation or admission to a specific degree program
(5) Adult education non-credit courses
(6) New degree programs

c. Academic Personnel Matters Involving Waivers of the Bylaws [Present Part AA]
2. Items Not Requiring Special Notice [To be listed separately]


(1) Changes in course numbers, titles, descriptions and levels
(2) Change in sequence of courses
(3) Substitution of one course for another of similar hours and credits
(4) Substitution of required courses for degree
(5) Change in prerequisite for individual courses
(6) Changes in hours and credits on a one-hour/credit basis
(7) Courses withdrawn
(8) Removal of restriction for credit
(9) Courses reinstated with changes in description

ADMINISTRATIVE AFFAIRS

1. Items Requiring Special Notice [To be listed separately]

a. Section B-I -- Personnel Actions

(1) Waivers of the Bylaws for personnel actions in non-academic titles
(2) New appointments at rank of Assistant Professor, Assistant to HEO, Assistant to Business Manager, Assistant Registrar and above
(3) Reappointment with tenure
(4) Promotions with Salary Increases
(5) Promotions without Salary Increases
(6) Administrative Designations that include salary supplements
(7) Dismissal of both academic and non-academic tenured staff members
(8) Award of Certificate of Continuous Employment

b. Section B-II -- Student Matters

(1) Changes in admissions, registration and student services

c. Section B-III

(1) Any changes in fees

d. Section B-IV

(1) Changes in Governance Plans

2. Items Not Requiring Special Notice [To be listed separately]

a. Section B-I -- Personnel Actions

(1) New appointments below the rank of Assistant Professor and Assistant to HEO
(2) Reappointments without tenure or salary increases
(3) Administrative designations without supplements
(4) Designation of department chairpersons
(5) Changes in titles without salary increases
(6) Multiple position reports
FISCAL AFFAIRS AND PLANNING

1. Items Requiring Special Notice
   a. Section C-I -- Contracts from $50,000 to $99,999 (other than capital budget)
   b. Section C-II -- Contracts from $50,000 to $99,999 (capital budget)
   c. Trusts and Gifts of more than $5,000 and grants not administered by the Research Foundation

2. Items Not Requiring Special Notice
   a. Contracts under $50,000 (other than capital budget)
   b. Section C-I -- Contracts under $50,000 (capital budget)
   c. Section C-III -- Trusts and Gifts under $5,000 and grants administered by the Research Foundation

EXPLANATION: Due to the growth of the amount of academic, administrative and fiscal matters in the City University, the monthly Chancellor's Report has become so voluminous that Board members have difficulty giving it the attention that their responsibilities for review require. The restructuring, by separating items that require more attention, will make this task easier.

NO. 4. COMMITTEE ON FISCAL AFFAIRS AND PLANNING: RESOLVED, That the following items be adopted:

A. QUEENS COLLEGE - NEW SCIENCE BUILDING:

RESOLVED, That the Board of Higher Education on behalf of Queens College hereby surrenders to the City of New York jurisdiction over a parcel of land now part of Queens College, upon which it is intended to construct a new structure to house facilities for the Departments of Chemistry, Biology, Physics, Earth Environmental Science, Computer Technology, Classrooms, and Lecture Halls, with the understanding that said parcel of land will be conveyed by the City of New York to the Dormitory Authority of the State of New York and upon further understanding that said parcel to be conveyed will be appropriately described by a Metes and Bounds description as shown by a survey prepared; and be it further

RESOLVED, That the City University Construction Fund be requested to request the Board of Estimate of the City of New York to convey to Dormitory Authority of the State of New York the aforesaid parcel in accordance with provisions of Chapter 782 of the Laws of 1966 in order to permit said authority to construct thereon the new building described.

EXPLANATION: The Dormitory Authority must have a title interest in sites and buildings financed by it. The present action is in accordance with a section of the City University Construction Fund Act which provides that the City may convey to the Dormitory Authority at a nominal cost land owned by the City.

B. YORK COLLEGE - ACADEMIC CORE CAMPUS:

RESOLVED, That the Board accept final plans, specifications and cost estimate of $41,098,494, as of a bid date of August 1975, for the balance of construction work for the York College Academic Core project as prepared by Gruzen & Partners, Architects; and be it further

RESOLVED, That the City University Construction Fund be requested to accept the aforementioned contract documents and estimate of cost and to authorize the Dormitory Authority to invite bids and to award contracts for the work.
EXPLANATION: The contract presently considered comprises the fourth and final bid package in the “Fast Tracked” construction of the York College Academic Core.

The Board has approved three (3) earlier bid packages in the project:

1) Structural Steel, Steel Stairs & Metal Decks $5,339,000
2) Excavation and Foundations 2,234,950
3) Food Service Equipment, Skylights, and Moving Stairs, and Engine Generator Sets 3,301,823

The sum of the four (4) bid packages, $51,974,267, is within the approved construction cost limitation for the York College project.

The plans for the fourth bid package have been received and accepted by the College, the University Office of Campus Planning and Development and the Dormitory Authority of the State of New York.

C. BRONX COMMUNITY COLLEGE - REHABILITATION WORK:

RESOLVED, That the Board of Higher Education accept the final contract drawings, specifications and aggregate cost estimate of $250,587 for renovation and repair work, Part A, as follows:

<table>
<thead>
<tr>
<th>Building Name</th>
<th>Description of Work</th>
<th>Estimated Cost as of Bid Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>Gymnasium</td>
<td>Locker Rooms and Toilets</td>
<td>$145,000</td>
</tr>
<tr>
<td>Nichols</td>
<td>Roof Repair</td>
<td>16,500</td>
</tr>
<tr>
<td>Tech I</td>
<td>Roof Repair</td>
<td>15,884</td>
</tr>
<tr>
<td>McCracken</td>
<td>Roof Repair</td>
<td>37,903</td>
</tr>
<tr>
<td>Tech II</td>
<td>Remainder of Roof Repair &amp; Reinstallation of Stone Paving</td>
<td>35,300</td>
</tr>
<tr>
<td></td>
<td><strong>Total</strong></td>
<td><strong>$250,587</strong></td>
</tr>
</tbody>
</table>

for Bronx Community College as prepared by Brown, Guenther, Battaglia, Seckler, Architects; and be it further

RESOLVED, That the Board of Higher Education accept the final contract drawings, specifications and aggregate cost estimate of $110,000, for renovation and repair work, Part B, as follows:

<table>
<thead>
<tr>
<th>Building Name</th>
<th>Description of Work</th>
<th>Estimated Cost as of Bid Date</th>
</tr>
</thead>
<tbody>
<tr>
<td>Language Hall</td>
<td>Partitions, Toilets,</td>
<td>$70,000</td>
</tr>
<tr>
<td></td>
<td>Electrical Work</td>
<td></td>
</tr>
<tr>
<td>Loew Hall</td>
<td>Electrical Work</td>
<td>35,000</td>
</tr>
<tr>
<td>McCracken Hall</td>
<td>Electrical Work</td>
<td>5,000</td>
</tr>
<tr>
<td></td>
<td><strong>Total</strong></td>
<td><strong>$110,000</strong></td>
</tr>
</tbody>
</table>

for Bronx Community College as prepared by Wank, Adams, Slavin and Associates, Architects; and be it further
RESOLVED, That the City University Construction Fund be requested to accept the above mentioned final contract drawings, specifications and to authorize the Dormitory Authority of the State of New York to invite bids and award the contracts for the work.

EXPLANATION: Heretofore, the Board of Higher Education at its September 23, 1974 meeting, Calendar No. 31111, approved the selection of Brown, Guenther, Battaglia, Seckler, Architects for the design of renovation and repair work, Part A; and the firm of Wank, Adams, Slavin and Associates, Architects for the design of renovation and repair work, Part B. The final contract drawings, specifications and cost estimates now considered represent the final step in completion of design for this Part A work estimated to cost $250,587 as of bid date and Part B work estimated to cost $110,000 as of bid date.

D. BRONX COMMUNITY COLLEGE - LEASE WITH BRONX COMMUNITY COLLEGE CHILD DEVELOPMENT CENTER:

RESOLVED, That the Board on behalf of Bronx Community College authorize a lease, with the Board and the City University Construction Fund jointly as landlord, and the Bronx Community College Child Development Center, Inc. as tenant, of Altshul House on the Bronx Community College campus, for a term of ten years and six months beginning January 1, 1975 at a rental of one dollar per year, for use as a child development center; and be it further

RESOLVED, That the Board authorize such supplemental agreement with the Dormitory Authority of the State of New York, as may be necessary to implement the aforesaid lease agreement, subject to such approvals as may be necessary. The Secretary is authorized to sign the above lease and agreement.

EXPLANATION: The lease will enable the Bronx Community College Child Development Center, Inc. to implement plans for the renovation of Altshul House so as to enable it to better serve the Bronx Community College community.

E. BRONX AND LAGUARDIA COMMUNITY COLLEGES - FUNDING FOR RENOVATION PROJECTS:

RESOLVED, That the Board authorize the submission of applications to the Dormitory Authority of the State of New York to provide funding, not to exceed the amounts indicated, for the following projects:

<table>
<thead>
<tr>
<th>COLLEGE &amp; PROJECT</th>
<th>PREVIOUSLY AUTHORIZED</th>
<th>ADDITIONAL FUNDING</th>
<th>TOTAL COST</th>
</tr>
</thead>
<tbody>
<tr>
<td>Bronx Community College</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Acquisition and initial renovation of the former New York University Heights Campus for Bronx Community College</td>
<td>$76,900,000</td>
<td>$7,000,000</td>
<td>$83,900,000</td>
</tr>
<tr>
<td>LaGuardia Community College</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Alterations to the Ford Building Phase II</td>
<td>11,882,000</td>
<td>2,356,000</td>
<td>14,238,000</td>
</tr>
</tbody>
</table>

and be it further

RESOLVED, That the Trustees of the State University and the City and State Directors of the Budget be requested to approve these financing applications; and be it further
RESOLVED, That the Board authorize the Chairman to execute appropriate Interim Supplemental Note Agreements among the Dormitory Authority, the City University Construction Fund and the Board to provide for the financing of the indicated projects.

EXPLANATION: The City University Construction Fund Act requires that applications to the Dormitory Authority for financing CUNY community college projects must be approved by the City and State Budget Directors as well as the Trustees of the State University.

Under dates of March 7, 1975 the City Director of the Budget and March 23, 1975, the SUNY Trustees approved the aforesaid total project costs.

On the assumption that funding applications in the amounts indicated will be authorized by the respective agencies, this resolution also authorizes the execution of appropriate documents to effect the financing of the indicated amounts.

F. NEW YORK CITY COMMUNITY COLLEGE - NEW JOHNSON “A” BUILDING AND MECHANICAL EQUIPMENT PLANT:

RESOLVED, That the Board accept preliminary plans, outline specifications and preliminary construction cost estimate of $23,297,579 (as of January, 1975) for construction of the design packages for New York City Community College as prepared by Richard G. Stein and Associates, Architects, as follows:

1. Johnson “A” Building
2. Mechanical Equipment Plant

and be it further

RESOLVED, That the City University Construction Fund be requested to accept the aforesaid preliminary plans, etc. and to authorize the Dormitory Authority to complete final plans, bid documents, etc., for the work.

EXPLANATION: Proposed construction at New York City Community College consists of major alterations to two existing structures, which will be followed by construction of a new building (Johnson “A”) which will provide through access between the existing buildings. A new Mechanical Equipment Plant will also be constructed on the roof of the existing Pearl Street Building.

1. The new Johnson “A” Building is to contain classrooms, faculty offices, the expansion of the Library, student and faculty dining space and the major vertical circulation to serve the existing Namm Hall and Pearl Street Buildings.

The new building will provide 151,178 net usable square feet in a gross building area of 241,000 square feet resulting in a net/gross area efficiency ratio of 1:1.59.

2. The Mechanical Equipment Plant is to be located on the roof of the Pearl Street Building and will provide all electric, heating and cooling needs for the entire campus.

The Mechanical Equipment Plant encompasses an area of 34,047 gross square feet.

Heretofore, on May 27, 1975, the Board approved preliminary plans, specifications and cost estimate of $14,349,260 (January, 1975) for the alteration of the Pearl Street and Namm Hall Buildings. Adding the estimated cost of the work now considered, $23,297,579, a total project cost of $37,646,839 (January, 1975) is indicated. Escalation of the preliminary estimates to estimated bid dates of June 1975 and January 1976 indicates a projected aggregate bid cost of $40,894,402 which is within the project cost limitation of $40,904,262.

The preliminary plans, outline specifications and cost estimate have been reviewed by the College, the Office of Campus Planning and Development and the Dormitory Authority and acceptance by the Board was recommended in order that the Architects may proceed with development of final plans specifications and cost estimates.
RESOLVED, That the Board of Higher Education approve contract documents and specifications and authorize Kingsborough Community College to advertise for, receive and open bids and award contract to the lowest responsible bidder for supplying Uniformed Guard Service as required by Kingsborough Community College for the period, July 1, 1975 to June 30, 1976, with an option to renew contract for one year, in an approximate amount of $265,000 chargeable to Code 042-6500-403-01-76 and/or such funds as may be available, subject to financial ability.

EXPLANATION: To provide Uniformed Guard Service to safeguard the students, faculty, staff and property of the College.

NO. 5. AMENDMENT OF MINUTES: RESOLVED, That the minutes of the Board meeting of April 28, 1975, Cal. No. 2D, be amended to indicate that the salary rate of Prof. Jerrold J. Katz is $32,625 plus $5,000 annual supplement as Distinguished Professor.

EXPLANATION: Professor Katz was erroneously listed with the same salary as the other three Distinguished Professors approved at the time. However, since Professor Katz was first appointed in September 1974, he must be paid on the 10/1/73 salary schedule according to the contract.

NO. 6. FACULTY WELFARE BENEFITS FOR RETIREESE: RESOLVED, That the Board authorize the amendment of an agreement dated June 19, 1967 between the Board and the Faculty Welfare Trustees so as to provide the necessary authority to the Faculty Welfare Trustees to extend faculty welfare benefits to persons retired prior to July 1, 1966 from positions to which faculty welfare benefits are applicable, on the same basis as such benefits are made available to persons retired on or after July 1, 1966, provided that such benefits:

1. are funded out of monies currently held by the Faculty Welfare Trustees or hereafter to be paid to them pursuant to a collective negotiating agreement providing for per capita payments for welfare benefits for the instructional staff, and no additional per capita funds are to be paid by the Board to the Faculty Welfare Trustees for such benefits; and

2. are extended to such individual retirees only, and not to any of their survivors; and

3. are extended only to any such retiree who files an application for benefits coverage during a continuous six month period ending no later than December 31, 1975 to be fixed by the Faculty Welfare Trustees; and it is further

RESOLVED, That the Secretary of the Board is hereby authorized to execute the necessary amendment of such agreement on behalf of the Board upon approval by the General Counsel; and it is further

RESOLVED, That these resolutions shall take effect upon the certification by the General Counsel that all other legal actions required to permit the implementation of the resolution have been taken.

EXPLANATION: The Faculty Welfare Trustees resolved on September 27, 1974 to extend faculty welfare benefits to certain employees retired prior to July 1, 1966, and to their survivors, and to request the Board to grant its approval to such resolution. This resolution authorizes the necessary action to extend benefits to such retirees, but not their survivors, upon the conditions stated.

The agreement dated June 19, 1967 between the Board and the Trustees and the Trust Indenture, dated June 9, 1967, requires amendment and the collective negotiating agreement dated October 1, 1973 between the Board and the Professional Staff Congress requires clarification by the parties, in order to permit the implementation of this resolution.
NO. 7. PROPOSED POLICY STATEMENT ON ACADEMIC PERSONNEL PRACTICE: The Board heard the following who presented statements with respect to the proposed Policy Statement on Academic Personnel Practice:

Professor Irwin Polishook, who read a statement on behalf of Dr. Belle Zeller, President of the Professional Staff Congress, opposing adoption at this time. In response, the Chairman noted that any item which the Professional Staff Congress believes to be negotiable may be placed by them on the collective bargaining table if it has not already been done, and if, as a result of an agreement between the parties, there is need to clarify or amend certain bylaws or practices, that would be done. Accordingly, there is no need for the Board to defer action because there are certain items that might be negotiable.

The Board then heard:

Ms. Maria Cuadrado, Chairwoman, United Puerto Rican Educators, Inc.
Prof. Murray Wortzel (Lehman College Library), representing CUNY chapter of AAUP
Prof. Clara Rodriguez, representing the Ad Hoc Committee of Concerned Puerto Ricans
Prof. James Malone of John Jay College and Prof. C. Loveday of New York City Community College, representing the Black Council on Higher Education
Prof. Milton L. Martin, Chairman, Dept. of Academic Skills, and Director, SEEK Program, Hunter College, representing the Minority Group Caucus
Prof. Lewis H. Hughes and Prof. William Coleman, Executive Committee of the Black Faculty Staff Assn. Borough of Manhattan Community College
Prof. Richard Nachtsheim (Queensborough Community College) representing CUNY Chapter of AAUP

The Board noted that written statements had also been received from:

John Tietjen, Kitty Bateman, John H. Snyder, and Judith Barbanel, all instructors at Queensborough Community College
Kingsborough Community College Faculty

The Chancellor gave a resume of the background of the preparation of the proposed statement.

Upon motion duly made by Mr. Williams, seconded by Mr. Cantarella and carried unanimously, the statement was tabled.

NO. 7A. "OP-ED" ARTICLE: Mr. FitzPatrick asked that the record show that the article written by Mrs. Hauser which appeared on the "Op-Ed" page of The New York Times of June 23, 1975 reflected her personal opinion and was not a statement made on behalf of the Board or of any other member of the Board. Various other members concurred in this statement.

NO. 7B. CHAIRMAN'S REPORT: The Chairman reported on the following:

(a) BUDGET: The budget adopted by the Board of Estimate and the City Council was closer to the crisis budget which allowed $579 million for City University. An additional $6.1 million of City tax levy funds had been made available because of the $150 million in additional taxing power granted to the City. It is assumed that if additional taxing power over and beyond the $150 million is given to the City, more money might be allocated to the University.
(b) STATE LEGISLATION: The Board and the Chancellor have been working for the passage of two bills in Albany:

(1) A bill that would turn over to the City all of the fees collected in the senior colleges rather than have these fees shared on a 50-50 basis between the City and the State.

(2) A "hold harmless" bill. The State has already adopted its budget and has certified a certain amount for City University. The University is asking that the amount already allocated in the budget be turned over to the University regardless of the fact that the City is temporarily unable to pay its portion.

c) The Chairman commended the various groups who have worked to attempt to secure greater funding for the University: the Professional Staff Congress, the University Faculty Senate, the University Student Senate, the SEEK Council.

d) CENTRAL ADMINISTRATION STUDY: The Chairman read the following statement on behalf of Mr. Murphy:

For many months, the Board, acting through its Committee on Fiscal Affairs and Planning, has been conducting a study of the Central Administration. This was done in recognition of the fact that the University was closing a period of dramatic growth in staff, students, facilities and funds, occasioned by Open Admissions, and that sources of funds were becoming more difficult, and there was increased need to husband University resources and improve the efficiency of operations. The main thrust of the study was a review of the major functions, organization and purposes of the Central Administration.

The Board Committee has now received and reviewed descriptive material on the functions, organization, personnel, college contacts, reports produced and received, and costs of Central Office. This completes the first phase of the study in progress. At this time, the Board feels that it is more opportune to engage outside management consultants through the chancellory to review, analyze, and make specific recommendations in areas that need improvement including Organization, Data Management, Personnel and Planning.

NO. 8. UNIVERSITY REPORT: The Chancellor reported the passage by the State Senate of the severance bill which would place the community colleges in New York City under the de jure jurisdiction of City University. The bill is before the Governor for signature.

NO. 9. GENERAL DISCUSSION: Dr. Goldin read the following statement into the record urging that the University meet its share of mandated budget cuts with economy measures other than shutting the doors of the University to 22,000 applicants for admission:

It is deplorable that senior University administrators continue to advocate a reduction in freshman-class admissions as part of City University's accommodation to budgetary cutbacks.

The restriction of freshman enrollment should be a totally unacceptable alternative; it is not a viable option. It would negate the social and educational objectives of open admissions and compromise the fulfillment of our University's primary educational mission.
We must reaffirm our commitment to an admissions policy which offers an educational experience beyond high school to any applicant seeking this opportunity. We must not erect any barrier to admissions and deny any young New Yorker access to an undergraduate education in the colleges of City University.

We must meet our share of mandated budget cuts with economy measures other than shutting the doors of our University to 22,000 applicants for admission.

Upon motion duly made, seconded and carried, the meeting was adjourned at 6:25 p.m.

ETTA G. GRASS
Acting Secretary of the Board
Minutes of Proceedings, July 28, 1975

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

HELD

JULY 28, 1975

AT THE BOARD HEADQUARTERS BUILDING
535 EAST 80 STREET—BOROUGH OF MANHATTAN

The Chairman called the meeting to order at 5:10 p.m.

There were present:

   Alfred A. Giardino, Chairman
   Franklin H. Williams, Vice-Chairman

Francesco Cantarella  Vincent R. FitzPatrick  Gurston D. Goldin

Harold M. Jacobs  James P. Murphy  Vinia R. Quinones

Etta G. Grass, Acting Secretary of the Board

Chancellor Robert J. Kibbee  President Milton G. Bassin
President William M. Birenbaum  President James A. Colston
President Candido de Leon  President Edgar D. Draper
President Leon M. Goldstain  President John W. Kneller
President Leonard Lief  President Harold M. Proshansky
President Donald H. Riddle  President Kurt R. Schmeller
President Joseph Shenker  President Herbert M. Sussman
President Edmond Volpe  President Jacqueline G. Wexler
President Clyde J. Wingfield  Professor David Valinsky
Mr. Jay Hershenson  Deputy Chancellor Seymour C. Hyman
Vice-Chancellor Mary P. Bass  Vice-Chancellor Timothy S. Healy
Vice-Chancellor Anthony Knerr  Vice-Chancellor J. Joseph Meng
Vice-Chancellor Peter S. Spiridon

The absence of Ms. Hauser and Ms. Valle was excused.
Upon motions duly made, seconded and carried, the following resolutions were adopted or action was taken as noted: (Cal. Nos. 1 through 8)

At this point Cal. No. 5, was considered.

NO. 5. PROPOSED POLICY STATEMENT ON ACADEMIC PERSONNEL PRACTICE: The Chairman announced that the Board would not take action on this item at this meeting. It will be the subject of further discussion between now and September after which it will be placed on the agenda of the September Board meeting for action without further debate or hearing at the public meeting.

NO. 1. CHANCELLOR'S REPORT: RESOLVED, That the Chancellor's Report for July 28, 1975 (including addendum items) be approved, as amended as follows, with the exception of items which are to be tabled in accordance with the "Temporary Freeze" resolution adopted by the Board on May 27, 1975, Cal. No. A:

(a) Item B-I-A. 13.9 (Queensborough Community College): Appointment of John C. Tietjen as Assistant Professor should appear in the Promotions section since he is a tenured instructor and, in accordance with the Board resolution of May 27, 1975, Cal. No. A, this item is tabled.

(b) Items listed in PART E - ERRATA, to be withdrawn or changed, as indicated. The Errata is amended to delete the reference on Page 4 to the withdrawal of the name of Louis Genevie from Section B-I-A.20.10 (Graduate School).

and be it further

RESOLVED, That the items tabled in the May 27, 1975 and the June 23, 1975 Chancellor's Reports will continue to be tabled, with the exception noted.

The complete list of tabled items is on file in each President's Office and in the Office of the Secretary of the Board.

In view of the major interest on the budget question, Cal. No. 6 was considered at this point.

NO. 6. BUDGET GUIDELINES: The Chairman read the following statement on behalf of the Board:

The Board of Higher Education has before it a series of severe actions increasing student fees and tuitions, increasing classroom teaching hours of the faculty, eliminating programs and reducing administrative and support staff. In order to meet the University's budget gap a total of $87 million must be realized from these increased revenues and reduced services.

Unfortunately, consideration is now being given to an additional $32 million reduction of the University's budget in lieu of tuition, to meet the pressures exerted on the Mayor and the City by the Municipal Assistance Corporation. This latest reduction is admitted by those who proposed it to be symbolic rather than substantive. Our Board wishes to make it clear that we believe this budgetary reduction to be both completely misguided and unsupportable. Our Board does not agree with suggestions to impose tuition upon the matriculated undergraduate students of the University. It believes this historic policy to be a vital component to the access to opportunity for which the University has stood for almost 130 years.
At this point the Board heard and received statements from the following with respect to the budget crisis:

Mr. Seymour Weissman, Executive Vice-President of the City College Alumni Assn.
Prof. David Valinsky, University Faculty Senate
Dr. Janet F. Karlson, Chairman, Joint Schools Committee for Academic Excellence Now, Inc.
Mr. Jay Hershenson, Chairperson, University Student Senate
Ms. E. Babette Edwards, Coordinator, Harlem Parents School-Community Neighborhood Center
Prof. Lewis H. Hughes, President, Black Faculty and Staff Assn.
Representative of the Queens College Graduate Student Assn.
Prof. Leo Corbie of the Black Council on Higher Education
Prof. Irwin Polishook, Professional Staff Congress

The motion to delete the reference to SEEK and College Discovery from Section III.A. was lost.

The motion to amend Section II.E. was adopted.

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

RESOLVED, That the Board approve the following statement of policy and implementing resolutions regarding 1975-76 academic programs within the limitations of the reduced operating budget:

City University, like municipal and state agencies, must absorb a substantial reduction in its operating budget for this new fiscal year. The 1975-76 adopted budget of $597.9 million is $64.7 million less than the amount certified months ago by the City to the State. $154.7 million is the City's contribution from its expense budget - almost $50 million less than two years ago and $37.5 million less than the past year.

The present budget is $87 million less than that required to meet increased costs for fuel and supplies, salary increases required under existing labor agreements and the increase of 9,500 students over last year's funded level.

During the past several months, our Board "froze" additional expenses and planned economies for its new school year. A "temporary freeze" has been in effect on new appointments and promotions as well as on new academic programs, contracts or purchases which carry additional costs. That freeze and the $20 million reduction required during the past fiscal year reduced staff by 577 full-time employees and 870 part-time adjunct teachers from October 30, 1974 to June 30, 1975.

Our Board and the Chancellor have also held a series of intensive meetings with various constituent groups within and outside the University. All recognize the seriousness of the common problem facing the University. All have a common objective, maintaining the high quality of education and the integrity of the University. Modifications are required and all parts of the University must share in the sacrifices.

I. PRINCIPLES THAT THE BOARD SEeks TO PROTECT

In making the difficult decisions required to live within our reduced budget, the Board emphasizes and reaffirms three principles:

- Free tuition for matriculated resident undergraduates;
- Open Admissions, which offers the opportunity for meaningful higher education to all New York City High School graduates; and
- High quality education befitting the greatest urban University in the world.
We also wish to make the citizens and the political leaders of the City aware of the fact that any additional cuts, if imposed, will seriously damage the academic quality of the University and will force the University to reduce the services it provides to the people of New York.

The University is past the point where it can absorb reductions in its budget by increasing the burden on faculty, students and the administration of the University's colleges. If subjected to further reductions merely to create an image of fiscal responsibility, the Board must seriously reconsider how many of the City's youth it may serve and what kinds of opportunity it can provide. We urge those who are considering this budgetary action to consider the irreparable harm that will result from such an action.

A motion was made and seconded that the Statement of Policy, the implementing resolutions, and the Clarification of Language attached regarding 1975-76 academic programs within the limitations of the reduced operating budget be adopted.

A motion was made and seconded that Section II.E. of the proposed Policy Statement be amended to eliminate the deferral of admission of 5,000 applicants and to revise the language of the Section to conform thereto.

A motion was made and seconded that reference to SEEK and College Discovery be deleted from Section III.A. of the Policy Statement.

Dr. Goldin asked that the text of the resolution adopted by the Board of Estimate on June 26, 1975, Cal. No. 492, be spread on the minutes of the Board:

WHEREAS, The City of New York is now undergoing the most severe budget crisis in its history; and

WHEREAS, All City agencies have been directed to formulate plans to reduce the City's budget and otherwise achieve substantial economies; and

WHEREAS, As part of its contribution to such economies the Board of Higher Education has proposed to so severely restrict its Open Enrollment Program that over 20,000 prospective first year students would be denied admission; and

WHEREAS, It is the sense of the Board of Estimate that the primary mission of the City University of New York is to afford an opportunity to every motivated City high school graduate to obtain a free undergraduate education; and

WHEREAS, The Board of Estimate objects to the proposed plan as being counterproductive in the long-run and against the best interests of the City; and

WHEREAS, While proposing to curtail admission to qualified undergraduates in such drastic numbers the Board of Higher Education has voted to proceed with some new and continuing programs, including among others, the development of a law school, which, though worthy and necessary, should not be assigned higher priority by the City University than undergraduate education; and

WHEREAS, The Board of Estimate believes that other alternative economy measures should be pursued by the Board of Higher Education to reduce its budget without jeopardizing the full Open Enrollment Program or further placing free tuition itself in jeopardy; now therefore be it

RESOLVED, By The Board of Estimate that the Board of Higher Education is hereby urged not to proceed with any new programs until and unless the survival of the full Open Enrollment Program has been assured and to pursue all possible alternatives to achieve required budget reductions without affecting undergraduate enrollment.
II. UNIVERSITY-WIDE ACTIONS WITH $54,300,000 ESTIMATED SAVINGS

Consistent with the above principles and under the requirement to operate the University within the reduced budget, our Board has decided to take the following series of actions:

A. Consolidation and Reduction of Graduate Programs

In a number of areas the Board has noted a redundancy of Master's programs being offered at different colleges of our University system. The Chancellor is requested to implement a minimum reduction of 25% of the 278 Master's programs for the September 1975 semester and an additional 15% of the Master's programs for the February 1976 semester. This should be done after immediate consultation with the college and the faculty. Such program consolidation should not only economize but strive to improve their quality by consolidating small Master's programs into a single or fewer programs. Students in the programs that are eliminated will be assigned to comparable programs elsewhere in the University so that their academic training will not be interrupted.

The expected savings are estimated at $1,600,000

B. Increases in Student Fees and Tuition Effective Immediately

City University charges fees but has never charged tuition to its full-time undergraduate New York City resident students working toward a degree. It has always charged tuition to graduate students and non-matriculated undergraduate students.

1. The compulsory general fee for registration and student services required for 217,000 undergraduate students and all graduate students will be increased by approximately 50% to conform with the cost of living increases since the last adjustment of these fees.

2. Tuition for the resident graduate students will be increased from $45 per credit to $75 per credit. Non-resident graduate tuition will be increased by $70 per credit to $95 per credit -- a level comparable to that charged by private institutions in the City.

3. Tuition for undergraduate students not studying toward a degree will be increased from $18 per credit to $30 per credit in the senior colleges and from $15 to $25 in the community colleges.

4. Tuition for non-resident undergraduates will be increased in accordance with cost of living adjustments. Community college non-resident tuition charges will be raised to comparable senior college charges to reflect recent changes in the law.

5. Charges for continuing education courses will be raised in line with cost of living increases since the last adjustment of these fees.

These increased fees and tuitions plus reasonable increases in incidental fees would raise the $50.4 million budgeted for fee collection for 1974-75 to over $80 million in 1975-76.

The additional revenue is estimated at $30,000,000
C. Reduction of Administration and Support Staff

The main function of City University is to teach. In order to minimize the impact of budget cuts on teaching, budget reductions should be made in administrative and service areas as far as possible. The Chancellor may make some modification in this reduction for individual colleges to reflect size and other pertinent factors. Accordingly, administrative personnel costs and controllable expenditures, including the support functions at the Central Office and in the colleges, are to be reduced by no less than $10,000,000.

D. Increase in Faculty Classroom Teaching Time

Presently, substantial differences exist in the standard classroom teaching load between faculty ranks, departments, and at our different colleges. To reduce inequities and to absorb a portion of the budget reduction while continuing to meet the academic needs of our students, an increase in the standard classroom teaching load for all full-time faculty is needed.

In view of the varying classroom teaching loads prevailing among the colleges, an "across the board" increase in faculty teaching time is not feasible and would aggravate inequities. Accordingly, the Board requests the Chancellor to take such steps as are necessary to assure an increase of 15% in the average faculty classroom contact hours on a University level, effective with the September 1975 semester. In achieving this standard the following shall apply:

1. In no event shall it result in a college-wide average that exceeds twelve classroom contact hours in the senior colleges or fifteen classroom contact hours in the community colleges, such teaching assignments being neither excessive nor unreasonable and in keeping with our collective bargaining agreements.

2. Increased classroom contact hours shall apply to all ranks of faculty and shall not be concentrated in lower teaching ranks.

3. The Chancellor is requested to confer with the Council of Presidents to develop reasonably similar standards or priorities for the computation of faculty contact hours.

4. Released time should be reduced. All released time should be reviewed de novo by the college and should require new written requests in justification. A report on released time should be regularly submitted by the president to the Office of the Chancellor.

The faculty will be expected to continue their normal duties including academic counseling, class preparation, college administration, and research.

It is estimated that the net effect of this change would save approximately $11,000,000.

E. Admission of Additional Applicants

The economic recession has led to an increase in the number of students applying to the University for training and retraining. Some 74,000 applications will have been received for September enrollment - the highest number in our history. Experience has shown that almost two of every three applicants actually enroll so that 45,000 students are expected. For lack of funds, the University will be sorely pressed to accommodate all of them in the Fall semester. However, it will do so for the Fall semester leaving open the option to allow no new enrollments in the Spring or February 1976 semester. Veterans will continue to be admitted in accordance with previous practice.
Regretfully, and in order to assure the high quality of the education for the students that remain with the limited funds available, our Board has decided that no new out-of-state students will be admitted at the undergraduate level with the exception of foreign students in the United States under a student visa.

No savings are expected because no budget funds were provided for them. On the contrary, the unanticipated thousands of additional students are being enrolled within the reduced budget.

F. Limitations on "Sabbatical" Leaves

No University funding will be provided to the colleges for fellowship leaves for 1975-76. A college may fund from within its existing reduced budget, any half-year fellowship leaves for the Fall 1975 semester already approved by the Board prior to the "temporary freeze" adopted on May 27, 1975, as well as any full-year, half pay fellowship leaves. All half-year fellowship leaves not previously approved by the Board for the fall semester and all such fellowship leaves for the spring semester 1976 shall be deferred, except that special individual cases documented by the President may be approved by the Chancellor and reported to the Board.

The expected savings are estimated at $1,700,000

III. OTHER PROCEDURES TO MEET BUDGET REDUCTION QUOTA

The University-wide actions fail to meet the $87 million budget gap. Hence the additional sum of $32.7 million must still be saved. To achieve those savings, the Board has adopted the following procedures and guidelines:

A. The Board requests the Chancellor to distribute the remaining $32.7 million by reducing the budgets of each of the colleges, SEEK, College Discovery and the Central Office. These reductions are to be made in proportion to budgets which reflect mandatory cost increases and necessary adjustments to compensate for substantial over-enrollment or under-enrollment or other unique factors. The reductions in the Central Office and other programs are in addition to the reduction of administrative staff required above.

B. In meeting their required reductions the colleges should consider among other possibilities the following actions:

1. Reductions in Other than Personal Services categories.

2. A reduction in the number of executive level administrative positions to meet the needs of the colleges.

3. Reexamination of course offerings to eliminate or consolidate those that are least related to the mission of the college. Based upon University-wide perspective and needs, the Board has requested the Chancellor to make available to each college written suggestions for areas of possible consolidation or elimination based on the availability of similar programs elsewhere in the University.

The Board recognizes that the final decision on such matters should be made at the college level but believes the views from the University perspective should prove helpful.

4. Consolidation of smaller departments into generic groupings.
5. Increasing class size and combining of class sections with small enrollment.

6. Increasing the use of lecture classes in appropriate disciplines and where necessary facilities are available.

7. Computing class loads on the basis of those who will probably remain rather than on initial registrations.

8. Having qualified administrators teach at least one course.

C. In implementing these measures the college presidents should be mindful of the following Board concerns:

-- That "things should be reduced before people" and that, with respect to personnel reductions, support services should be reduced before instructional services.

-- That our colleges should have varied social purposes and missions within a liberal arts context. Accordingly, increased emphasis should be placed on the particular strengths and missions of that college rather than on attempts to emulate other colleges.

-- That each college should reexamine its current course offerings with the same severity as in the presentation of new ones: namely, is the program duplicative of other programs in CUNY? Does it differ in some significant way? If a career program, does it deliver the training for employment that it promises? Does it guarantee a strong liberal arts base?

-- That where departments or teachers are no longer needed because of decreasing enrollment or changing patterns in higher education, the elimination of those positions should be considered. No legal or contractual limitations apply in such cases, especially in the light of the financial stringency required.

-- That since adjunct faculty members bring a unique variety of talent and experience to our students, colleges should exercise their right to tailor staff reductions to the academic needs of their systems rather than apply a simplified seniority system. In the reduction of such adjunct staff as may be required, the colleges should consider retaining the part-time employees who do not already have full-time employment at the University, the Board of Education, or other public agencies of New York.

-- That due regard should be given to the affirmative action policy of the University and to the collective bargaining agreements.

-- That implementation should be done in consultation with appropriate faculty and student representatives.

Within the concerns enunciated above, college presidents shall have discretion as set forth in the Bylaws of the Board of Higher Education to determine the specific actions required in order to achieve the necessary budget reductions.

Most of the college administrations have already performed the necessary spadework to effect necessary changes. For the difficult days ahead, the Board requests the Chancellor to oversee the colleges in the making of reductions and to report to the Board by October 1, 1975 on the nature and extent of the changes made at each of the colleges.
All associated with the University will be put to the test to meet the serious sacrifices that the budgetary reductions require. Every effort must be made by all concerned not to compromise the academic programs or mission of the University for the years ahead. Despite the onerous task we must all face, we trust that ways will be found to meet the test and yet maintain the standards of our institution.

IV. IMPORTANCE OF THE UNIVERSITY TO THE CITY

A strong City University remains the most important single asset for the long-term economic growth of the City of New York. It is critical for the City to develop the skilled talented and productive citizenry required to keep our City as the world center of business, communications, the arts and other fields. The needs are there at the same time that an increased number of New Yorkers turn to the University for the training and retraining required to meet the changing demands of an increasing competitive job market. The investment of the City and State in upgrading manpower capabilities is vital to ensure a responsible, prudent, and humane solution to the budgetary problems of this great City.

Accordingly, requests for the imposition of tuition, or of a larger increase in fees that would be tantamount to the imposition of tuition, are not sound long-term approaches to meet the fiscal or social needs of our City.

Nor, in our opinion, should imaginative programs such as the SEEK program be eliminated. This program fills a great educational and social need for those who are economically and educationally disadvantaged. Important lessons from that innovative Program are being learned and will continue to be learned as its results are being evaluated. The Program will be continued in the same pattern and enrollment level as existed in previous years.

Our Board must point out that the per student amount received from the State is substantially less than the amount contributed by the State for State University students. City University is part of a comprehensive University system in New York State. Its citizens are taxpayers who also contribute toward the support of State functions. There is no reason why City University should not receive the same level of State support per student as is currently provided to the State University. Efforts to secure equal State financing shall be redoubled so that the State’s obligation will be met and the City’s contribution reduced. This is particularly crucial in view of the fact that fees imposed by the University are credited to the City and State, thereby reducing their contributions. They do not presently find their way to meet University needs.

Our City’s future depends directly on the University’s ability to attract and to train the skilled individuals who will pay future taxes. This is the human capital that is essential for the City’s future fiscal and social strength. Every effort must be made by an enlightened citizenry and governmental leaders to ensure sufficient budgetary resources to meet that need. Given adequate financial assistance, City University can continue to provide quality higher education to the hundreds of thousands of students who strive to enter the gateway to opportunity.

IMPLEMENTING RESOLUTIONS ON FEES

The attached package of six resolutions on tuition and fees is designed to (1) raise approximately $30 million in additional fee income; (2) revise the basis for tuition charges at the Graduate School and University Center; (3) provide additional financial assistance to needy graduate students; and (4) correct certain anomalies in the fee structure for undergraduate students which have arisen over the years.

The individual resolutions and their purposes are outlined briefly below:
I. Resolution Increasing Tuition and Fees (Undergraduate and Graduate at Senior Colleges)

A. Undergraduate Schedule

1. Increases tuition for New York City non-matriculated students and for all non-New York City residents.

2. Increases tuition for out-of-City State resident students in the community colleges to take account of newly-legislated, optional county chargeback provisions.

3. Increases general fee charged all students.


B. Master’s Programs at the Senior Colleges

1. Increases tuition and general fee charged all students.

2. Increases maintenance of matriculation fee.

II. Resolution Establishing New Tuition and Fee Schedule for Students Enrolled at Graduate School and University Center

A. Establishes three levels for students in doctoral programs and establishes new and higher tuition based on level.

B. Creates a transition schedule for 1975-76 for students matriculated prior to July 1, 1975.

III. Resolution Increasing Graduate Fee Waiver Fund

Raises the present $500,000 fund to $1,000,000 to meet additional hardship cases resulting from graduate tuition and fee increases.

IV. Resolution Increasing Adult Education Fees

Effects increases in these fees, based on an inflation index.

V. Resolution Standardizing and Increasing Miscellaneous Non-Instructional Fees

A. Standardizes miscellaneous fees in accordance with a University-wide schedule.

B. Increases penalty fees.

C. Increases fees to discourage casual student requests for program change, etc.

D. Increases total miscellaneous fee income.

VI. Resolution to Change the Basis for Determining the Rate of General Fee Charged Undergraduate Students

A. Changes the basis for determining the rate of general fee to be charged from the session (day or evening) in which student is registered to the number of credits for which student registers.

B. Validates current practice at some colleges which no longer operate distinct day and evening sessions.
I. RESOLUTION INCREASING TUITION AND FEES

WHEREAS, The City of New York has reduced the University's operating budget for 1975-76 by $64.7 million from the level originally certified by the Mayor and has assumed an increase in fees of $40.5 million; and

WHEREAS, The various units of the University have been required to make budgetary savings to reduce expenditures; and

WHEREAS, Inflation has resulted in cost increases of 16 percent to 50 percent since the present tuition and fee rates were established; therefore be it

RESOLVED, That a portion of the budget reduction be offset by increasing tuition and fees as shown in the following schedules effective September, 1975:

Undergraduate Tuition and Fee Schedule

<table>
<thead>
<tr>
<th></th>
<th>Senior Colleges</th>
<th>Community colleges</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Proposed</td>
<td>Present</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Proposed</td>
</tr>
<tr>
<td>1. Tuition</td>
<td></td>
<td></td>
</tr>
<tr>
<td>N.Y.C. Residents</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Non-Matrics (a)</td>
<td>$18 (per cr.)</td>
<td>$15 (per cont. hr.)</td>
</tr>
<tr>
<td></td>
<td>$30 (per cr.)</td>
<td>$25 (per cr.)</td>
</tr>
<tr>
<td>Excess Cont. Hrs.</td>
<td>$18 (per 1st. addit. contact hour)</td>
<td>$15 (per cont. hr.)</td>
</tr>
<tr>
<td></td>
<td>$30 (for 1st addit. contact hour)</td>
<td>$25 (for 1st addit. contact hour)</td>
</tr>
<tr>
<td></td>
<td>$12 (per addit. cont. hour)</td>
<td>$18 (per addit. cont. hour)</td>
</tr>
<tr>
<td>N.Y.C. Residents</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Excess Credits</td>
<td>$18 (per cr.)</td>
<td>$18 (per cr.)</td>
</tr>
<tr>
<td></td>
<td>$30 (per cr.)</td>
<td>$30 (per cr.)</td>
</tr>
<tr>
<td>Out-of-City State Residents (b)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Full-time</td>
<td>$600 (sem.) (c)</td>
<td>$700 (sem.) (c)</td>
</tr>
<tr>
<td>Part-time (d)</td>
<td>$45 (per cr.)</td>
<td>$55 (per cr.)</td>
</tr>
<tr>
<td></td>
<td>$30 (per addit. cont. hour)</td>
<td>$35 (per addit. cont. hour)</td>
</tr>
<tr>
<td>Out-of-State (incl. Foreign Students)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Full-time</td>
<td>$600 (sem.) (c)</td>
<td>$700 (sem.) (c)</td>
</tr>
<tr>
<td>Part-time</td>
<td>$45 (per cr.)</td>
<td>$55 (per cr.)</td>
</tr>
<tr>
<td></td>
<td>$30 (per addit. cont. hour)</td>
<td>$35 (per addit. cont. hour)</td>
</tr>
</tbody>
</table>

(a) Rates for Fall and Spring semesters and summer sessions
(b) With certificate of residence; amounts to be charged depend upon the decisions of the individual counties with respect to reimbursement to CUNY under Chap. 332 Laws of 1975
(c) Maximum to be charged full-time and part-time students in a semester
(d) Includes summer sessions
<table>
<thead>
<tr>
<th></th>
<th>Senior Colleges</th>
<th>Community Colleges</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>Present</td>
<td>Proposed</td>
</tr>
<tr>
<td>Full (Fall and Spring semesters)</td>
<td>$35</td>
<td>$55</td>
</tr>
<tr>
<td>Partial (Fall and Spring Semesters)</td>
<td>17</td>
<td>30</td>
</tr>
<tr>
<td>Summer Session (4 weeks or more)</td>
<td>17</td>
<td>30</td>
</tr>
<tr>
<td>Summer Session (less than 4 weeks)</td>
<td>9</td>
<td>15</td>
</tr>
</tbody>
</table>

EXPLANATION: In addition to offsetting cost increases which have occurred since these fees were last raised, the new schedule makes several other adjustments: (1) it changes the tuition basis in the community colleges from contact hour to credit hour as in the senior colleges; (2) it takes account of the change in the chargeback provisions for out-of-City State students which was enacted in the 1975 session of the State legislature; and (3) it equalizes tuition charges for out-of-City State residents in the senior and community colleges.

Graduate Tuition and Fee Schedule - Master's Programs at the Senior Colleges

1. Tuition

<table>
<thead>
<tr>
<th></th>
<th>Present</th>
<th>Proposed</th>
</tr>
</thead>
<tbody>
<tr>
<td>N.Y.C. Residents</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Full-time</td>
<td>$450(sem.)*</td>
<td>$750(sem.)*</td>
</tr>
<tr>
<td>Part-time</td>
<td>45(per cr.)</td>
<td>75(per cr.)</td>
</tr>
<tr>
<td>Excess contact hrs.</td>
<td>17.50(per cont. hr.)</td>
<td>30(per cont. hr.)</td>
</tr>
</tbody>
</table>

Non-City Residents (incl. foreign students)

<p>| | | |</p>
<table>
<thead>
<tr>
<th></th>
<th></th>
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</tr>
</thead>
<tbody>
<tr>
<td>Full-time</td>
<td>750(sem.)</td>
<td>1,000(sem.)</td>
</tr>
<tr>
<td>Part-time</td>
<td>70(per cr.)</td>
<td>95(per cr.)</td>
</tr>
<tr>
<td>Excess contact hrs.</td>
<td>35(per cont. hr.)</td>
<td>45(per cont. hr.)</td>
</tr>
</tbody>
</table>

2. General Fee

<p>| | | |</p>
<table>
<thead>
<tr>
<th></th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Full-time (Fall and Spring sem.)</td>
<td>50(sem.)</td>
<td>70(sem.)</td>
</tr>
<tr>
<td>Part-time (Fall and Spring sem.)</td>
<td>50(sem.)</td>
<td>70(sem.)</td>
</tr>
<tr>
<td>Summer session (4 weeks or more)</td>
<td>18</td>
<td>30</td>
</tr>
<tr>
<td>Summer session (less than 4 weeks)</td>
<td>9</td>
<td>15</td>
</tr>
</tbody>
</table>

3. Maintenance of Matriculation

<p>| | | |</p>
<table>
<thead>
<tr>
<th></th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>25(sem.)</td>
<td></td>
<td>100(sem.) (as of Sept. '75)</td>
</tr>
</tbody>
</table>

EXPLANATION: Increases in the tuition and general fee charges for New York City residents reflect the inflation factor while the charges for out-of-City students are comparable to rates charged by other colleges and universities in the New York area. A separate schedule is being established for students enrolled at the Graduate School and University Center.
II. RESOLUTION ESTABLISHING NEW TUITION AND FEE SCHEDULE FOR STUDENTS ENROLLED AT GRADUATE SCHOOL AND UNIVERSITY CENTER

RESOLVED, That a new tuition structure be established for students enrolled in programs at the Graduate School and University Center based on three levels as defined in the above guidelines; and be it further

RESOLVED, That the new structure as outlined in Section 1 below be effective for new students matriculating in such programs for the first time in September 1975; and be it further

RESOLVED, That the transitional rates outlined in Section 2 below apply during the 1975-76 academic year only for students matriculated in these programs prior to July 1, 1975; and be it further

RESOLVED, That all students at all three levels pay the same general fee rates as are established by Implementing Resolution No. 1. for graduate students enrolled in Master's degree programs at the senior colleges.

Sec. 1. New Schedule (Levels defined below)

<table>
<thead>
<tr>
<th>Level of student</th>
<th>(Rate per Semester)</th>
<th>N.Y.C. Residents</th>
<th>Out-of-City Residents</th>
</tr>
</thead>
<tbody>
<tr>
<td>First Level</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Full-time - 7</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>credits or more</td>
<td>$750</td>
<td>$1,000</td>
<td></td>
</tr>
<tr>
<td>Certified full-time</td>
<td>750</td>
<td>1,000</td>
<td></td>
</tr>
<tr>
<td>Part-time - fewer than 7 credits but not certified full-time</td>
<td>450</td>
<td>600</td>
<td></td>
</tr>
<tr>
<td>Certified half-time</td>
<td>450</td>
<td>600</td>
<td></td>
</tr>
<tr>
<td>Second level</td>
<td>550</td>
<td>730</td>
<td></td>
</tr>
<tr>
<td>All students</td>
<td>250</td>
<td>340</td>
<td></td>
</tr>
<tr>
<td>Third level</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>All students</td>
<td>250</td>
<td>340</td>
<td></td>
</tr>
</tbody>
</table>

Sec. 2. Transition Schedule (Levels defined below)

<table>
<thead>
<tr>
<th>Level of student</th>
<th>(Rate per Semester)</th>
<th>N.Y.C. Residents</th>
<th>Out-of-City Residents</th>
</tr>
</thead>
<tbody>
<tr>
<td>First Level</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Full-time - 7</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>credits or more</td>
<td>$750</td>
<td>$1,000</td>
<td></td>
</tr>
<tr>
<td>Certified full-time</td>
<td>750</td>
<td>1,000</td>
<td></td>
</tr>
<tr>
<td>Part-time - fewer than 7 credits but not certified full-time</td>
<td>450</td>
<td>600</td>
<td></td>
</tr>
<tr>
<td>Certified half-time</td>
<td>450</td>
<td>600</td>
<td></td>
</tr>
<tr>
<td>Second level</td>
<td>550</td>
<td>730</td>
<td></td>
</tr>
</tbody>
</table>
### Students who have

<table>
<thead>
<tr>
<th>Description</th>
<th>N.Y.C. Residents</th>
<th>Out-of-City Residents</th>
</tr>
</thead>
<tbody>
<tr>
<td>a. Earned 54 credits or more but fewer than total required for graduation</td>
<td>300</td>
<td>365</td>
</tr>
<tr>
<td>b. Completed coursework prior to Fall 1975 semester</td>
<td>100</td>
<td>135</td>
</tr>
<tr>
<td>c. Completed coursework prior to Spring 1976 semester</td>
<td>175</td>
<td>235</td>
</tr>
</tbody>
</table>

EXPLANATION: The proposed fundamental revision of the tuition structure at the Graduate School and University Center results from a careful analysis of the nature of its educational programs. Since only 40 percent of doctoral education is directly related to course work while 60 percent is related to independent research-related activities, it is felt that a fixed fee structure is more appropriate and equitable than the fee structure based on credit generation which hitherto has been in effect.

### Graduate School and University Center Definition of Student Level

I. **Proposed Permanent Plan** - Students shall be classified for tuition purposes according to three levels defined as follows:

- **First Level** - First 30 credits of graduate work, fully earned and evaluated, which may include approved advanced standing transfer credits.

- **Second Level** - From semester following completion of 30 credits, fully earned and evaluated, to Advancement to Candidacy.

- **Third Level** - From semester following Advancement to Candidacy to completion of degree.

II. **Transitional Plan** - The following definitions shall apply during the 1975-76 academic year for students matriculated prior to July 1, 1975:

- **First Level** - First 24 credits of graduate work, fully earned and evaluated, which may include approved advanced standing transfer credits.

- **Second Level** - From semester following completion of 24 credits, fully earned and evaluated, to completion of 54 credits, fully earned and evaluated.

- **All other students** - 1. Students who have earned 54 credits or more, but fewer than the total credits required for graduation.

- 2. Students who have completed their coursework when they enroll for the Fall 1975 semester.

- 3. Students who have completed their coursework and are involved in research activities and/or dissertation research when they enroll for the Spring 1976 semester.
Rationale for New Tuition and Fee Schedule at The Graduate School and University Center

The proposed change in the tuition and fee schedule has resulted from a careful analysis of the relationship of these payments and the nature of those activities which are embodied in educational programs at the Graduate School and University Center.

During the first 10 years of doctoral work in the University, tuition and fees were modeled after the existing payment schedule for undergraduate and master's students which has as its base a credit-generating formula. Since only 40 percent of doctoral education is directly related to course work while 60 percent is related to independent research-related activities, it is felt that a fixed fee structure is more appropriate and equitable.

The old tuition schedule weights the payments most heavily in the first 5 or 6 semesters when academic activities limit students' teaching employment while requiring only a minimum tuition payment (maintenance of matriculation fee) at the later period when a student is most able to pay. The new tuition and fee schedule will spread the cost of doctoral education throughout the entire period at the same time remaining compatible with the master's level tuition and fee structure at the senior colleges.

III. RESOLUTION INCREASING GRADUATE FEE WAIVER FUND

RESOLVED, That the graduate fee waiver fund established by the Board of Higher Education on June 22, 1970 (Cal. No. 50) in the amount of $500,000 be increased to $1,000,000 for the academic year 1975-76 and for each academic year thereafter; and be it further

RESOLVED, That the distribution of waivers to students be made by the Graduate School and University Center and by the senior colleges in accordance with the allocations and guidelines established by the Chancellor.

EXPLANATION: The increase in this waiver fund is needed to assist students for whom the higher tuition and fees approved in Implementing Resolutions I. & II. will impose undue hardship.

IV. RESOLUTION ON FEES FOR ADULT EDUCATION COURSES

RESOLVED, That effective September 1, 1975, fees for adult education courses be increased by at least as much as the inflationary increase which has taken place since fees were established.

EXPLANATION: The inflation of recent years has substantially increased costs since many fees were originally established. Therefore, it is appropriate to increase fees for these courses at this time.

V. RESOLUTION STANDARDIZING AND INCREASING MISCELLANEOUS NON-INSTRUCTIONAL FEES

WHEREAS, costs have increased substantially since the rates for a number of miscellaneous non-instructional fees were established many years ago; and

WHEREAS, the rates for certain miscellaneous fees vary at the colleges; therefore be it

RESOLVED, That the following schedule of charges for miscellaneous fees be adopted by all units of the University and that it be applicable to all fees collectible as of September 1, 1975:
<table>
<thead>
<tr>
<th>FEE CATEGORY</th>
<th>CURRENT RATE</th>
<th>PROPOSED RATE</th>
</tr>
</thead>
<tbody>
<tr>
<td>Application</td>
<td>$10</td>
<td>$20</td>
</tr>
<tr>
<td>Duplicate Diploma</td>
<td>0 .10</td>
<td>15</td>
</tr>
<tr>
<td>Duplicate I.D. card</td>
<td>.50 .5</td>
<td>5</td>
</tr>
<tr>
<td>Late Registration</td>
<td>5 .10</td>
<td>15</td>
</tr>
<tr>
<td>Program Change</td>
<td>5</td>
<td>20</td>
</tr>
<tr>
<td>Re-admission</td>
<td>5</td>
<td>10</td>
</tr>
<tr>
<td>Re-instatement</td>
<td>0 .10</td>
<td>15</td>
</tr>
<tr>
<td>Payment Re-processing</td>
<td>0 .10</td>
<td>15</td>
</tr>
<tr>
<td>Special Examination*</td>
<td>First each semester</td>
<td>10</td>
</tr>
<tr>
<td></td>
<td>Each additional</td>
<td>5</td>
</tr>
<tr>
<td>Thesis (M.A.) Binding</td>
<td>10</td>
<td>15</td>
</tr>
<tr>
<td>Transcript (each)</td>
<td>2</td>
<td>4</td>
</tr>
</tbody>
</table>

*Maximum of $25 per semester

and be it further

RESOLVED, That the following schedule of library fines be adopted effective September 1, 1975 with the understanding that overdue fines are not charged for days on which the library is not open:

1. General Circulation Books: $10 each day overdue

2. Reserve Books: $.50 first hour overdue
   .50 for rest of day
   .50 for each succeeding day to maximum of $10

3. Restricted Books: $.25 each overdue hour, with maximum charge of $10

4. Damaged Books: Fine to date reported, if overdue, plus an amount to be determined by nature and extent of damage, not to exceed replacement cost, plus processing cost of $5

5. Lost Books: $5 processing charge, plus, if overdue, the accumulated fine to date book was reported lost, plus cost of book

EXPLANATION: The University has been incurring substantial costs in providing extra non-instructional services to students which are not compensated under the charges currently imposed. The proposed new rate schedule is estimated to recover approximately a half-million dollars of these costs.

VI. RESOLUTION TO CHANGE THE BASIS FOR DETERMINING THE RATE OF GENERAL FEE CHARGED UNDERGRADUATE STUDENTS

RESOLVED, That the policy which established session registration as the basis for determining the rate of general fee to be charged undergraduate students, adopted by the Board of Higher Education at its meeting, June 22, 1970 (Cal. No. 50 IF), be repealed and replaced by the following:
A. Undergraduate students shall be charged the full or partial general fee according to the following criteria:

1. Students registered for a minimum of 12 credits and/or equated credits in the regular Fall or Spring semester shall pay the full general fee;

2. Students registered for fewer than 12 credits and/or equated credits in the regular Fall or Spring semester shall pay the partial general fee;

3. Equated credits shall mean non-credit hours for remediation and excess semester hours in compensatory courses as determined by each college for its own students; and

B. Any student who registers for fewer than 12 credits or the equivalent per semester and subsequently registers for additional credits or the equivalent per semester which bring such student up to the equated 12-credit level shall pay the additional amount of general fee required but a student who drops or withdraws from courses which take him below the 12-credit minimum shall not be entitled to a refund of any part of the general fee; and be it further

RESOLVED, That full and partial student activity fees shall be charged on the basis of the same criteria as apply to the general fee, the two components being charged together as a consolidated fee; and be it further

RESOLVED, That the policy set forth in the foregoing resolutions shall not be applicable to LaGuardia Community College which is organized on a quarter system and has a special fee schedule; and be it further

RESOLVED, That the foregoing resolutions be effective starting with the Spring 1976 semester.

EXPLANATION: Prior to 1970 full-time students paid a higher fee than did part-time students, regardless of the session in which they were registered. Because a great many students who registered in either the day or the evening session took a course or two in the other session, it was difficult to determine whether such students were full-time or part-time. On the assumption that most full-time students registered in the day session and that most part-time students registered in the evening session, the Board approved a policy whereby all students registered in the day session, whether attending full-time or part-time, were required to pay the full general fee and all students registered in the evening session, whether full-time or part-time, were required to pay the partial general fee.

Now the situation is changing as colleges operate either a single day session or a so-called extended single session instead of two distinct sessions. This means that part-time students formerly in the evening session who were paying the lower rate should now be paying the higher (day session) rate. Colleges which have a large enrollment of part-time students in the evening have objected. Some of the one-session colleges are charging full-time students the higher rate and part-time students the lower rate. The above resolutions will restore a uniform basis for determining the rate of general fee to be charged throughout the University.

The colleges will be requested to submit to the Board revised student activity fee schedules by October 1, 1975 in conformity with the above resolutions.

Upon motions duly made, seconded and carried, the following resolution was adopted calling for increased State aid:

WHEREAS, The budget adopted for City University by New York City is $64.7 million less than the budget originally certified by the City to New York State and consideration is now being given to a further reduction of $32 million in the University’s budget, and
WHEREAS, Such reductions gravely affect the educational program of City University and its capability to enroll all 71,000 applicants seeking September admission and to provide effective educational programs for both the fall and spring semesters of the school year, and

WHEREAS, The Board is already faced with a $87 million deficit that it is meeting with an increase in fees and tuition of over $30 million, an increase in faculty classroom teaching time, reductions in administrative and support staff, and other actions, and

WHEREAS, The unique recent developments in New York City and the request of the directors of the Municipal Assistance Corporation for further reductions in the City University budget could result in an increased reduction of $32 million of the University's budget over and above the current $87 million gap, and

WHEREAS, The contribution from the State of New York to City University senior colleges and SEEK declines automatically as New York City reduces its contribution, so that, because of the City's reduced budget, there will be an automatic reduction of $41 million from the amount adopted by the State Legislature and approved by the Governor in April, 1975, and

WHEREAS, The State's contribution will be further reduced by $11 million if the City reduces the University budget by $32 million more, and

WHEREAS, The State has recognized its obligations for higher education by increasing the funds available to private universities through Bundy aid and the Tuition Assistance Program, and to the State University through direct appropriations and provides $2 per student at SUNY to every $1 per student at CUNY, and

WHEREAS, Prior to the reductions imposed by the City, the State's per student contribution to City University was already less than half its per student contribution to the State University, and

WHEREAS, We will enroll all of the students who applied for admission for the Fall semester, with the knowledge that we must deny admission to any new students in the February or Spring semester if the additional State funds do not become available,

NOW THEREFORE BE IT RESOLVED, That the Board of Higher Education calls upon the Governor of the State of New York and the legislative leaders to contribute the State's full share and not have the State receive the unexpected financial advantage of $52 million because of the City's budget crisis, and

BE IT FURTHER RESOLVED, That the Governor and the State Legislature are called upon to adopt such procedures or make such legislative changes as would allow the fees collected by City University, including the additional fees that our Board is now imposing, to be utilized for the benefit of City University so as to allow full enrollment and programs for the Spring 1976 semester, rather than to further reduce the State contributions to City University.

NO. 2. COMMITTEE ON FISCAL AFFAIRS AND PLANNING: RESOLVED, That the following items be adopted:

1. CAMPUS PLANNING AND DEVELOPMENT RESOLUTIONS:

A. NEW YORK CITY COMMUNITY COLLEGE - JAY STREET BUILDING ALTERATION:

RESOLVED, That the Board approve extra work in the amount of $202,446.45 for Contract No. 213052 with Dembier Construction Corporation, for General Construction Work in connection with alterations to Jay Street Building Alterations, New York City Community College, which is $31,871.45 in excess of the allowable 5% ($170,575) of the original contract amount of $3,411,500.00, chargeable to Capital Project HN-178; and be it further
RESOLVED, That the Board of Estimate be and is hereby requested to approve this extra work in the amount of $31,871.45 which is in excess of the allowable 5% of the contract amount without public letting.

EXPLANATION: The causes for the excess in extra work:

1. Work omitted from the General Construction Contract, but necessary to do the work
2. Job conditions that could be attributed to lack of coordination by the Consultant
3. Work required by Code, but not specified
4. Work that had to be performed over contract allowances

The major items that could be attributed to Consultants’ omission are the missing control joints and caulking of control joints, the prime painting of plumbing lines and completion of painting of Lecture Hall, Stairwell 1 and 3 and concrete floors in labs. Also omitted were structural members including additional steel lintels, and drilling of holes for bolts at elevator penthouse; omitted lintels in Lecture Hall lobby areas; fascia return at roof and extra steel required for elevator shaft.

The major items that could be assigned to job conditions are the hung ceilings that had to be changed because of the size and shape of the mechanical equipment, removal and replacement of concrete footings in the dressing room area and in conjunction with Con Ed work within limits of this contract, additional concrete was required for General Construction due to the presence of H piles by another contractor for Con Ed, and there was additional cost for excavation work because of the high voltage conduit rerouting necessitated by this building.

The major items of work required by Code but not included in this contract are the concrete block fireproofing of steel columns, 2nd to 8th floors, and the two steel ladders required in the elevator pits.

The major items that had to be performed over the contract allowances were temporary heat, and also watchdogs required for security.

B. SUPPLEMENTAL AGREEMENT F (CITY UNIVERSITY COMMUNITY COLLEGE ISSUE):

RESOLVED, That the form and substance of proposed Supplemental Agreement F dated as of July 15, 1975, which bears a title page which reads: DORMITORY AUTHORITY OF THE STATE OF NEW YORK AND CITY UNIVERSITY CONSTRUCTION FUND AND BOARD OF HIGHER EDUCATION IN THE CITY OF NEW YORK - SUPPLEMENTAL AGREEMENT F DATED AS OF JULY 15, 1975 (CITY UNIVERSITY COMMUNITY COLLEGE ISSUE) is hereby approved; the Chairman of the Board of Higher Education is hereby authorized and directed to execute such Supplemental Agreement F and to cause the seal of such Board to be affixed thereto; and the Secretary of the Board of Higher Education is hereby authorized and directed to affix his signature thereto in attestation of such seal; and be it further

RESOLVED, That notwithstanding any other provision of this resolution, prior to the execution of such Supplemental Agreement F, changes, insertions and omissions may be made thereto as may be approved by the Chairman of the Board of Higher Education and the execution by said Chairman of such Supplementary Agreement F containing such changes, insertions, and the attestation thereto by the Secretary, shall be conclusive evidence of such approval.

EXPLANATION: Supplemental Agreement F supplements the basic underlying agreements among the Board of Higher Education, the Dormitory Authority and City University Construction Fund dated June 20, 1973 and supplements thereto and will authorize the Dormitory Authority to permanently finance the cost of various community college facilities for which interim financing has already been authorized.

Dr. Goldin asked to be recorded as voting No.
C. SUPPLEMENTAL AGREEMENT G (CITY UNIVERSITY COMMUNITY COLLEGE ISSUE):

RESOLVED, That the form and substance of proposed Supplemental Agreement G dated as of July 15, 1975, which bears a title page which reads: DORMITORY AUTHORITY OF THE STATE OF NEW YORK AND CITY UNIVERSITY CONSTRUCTION FUND AND BOARD OF HIGHER EDUCATION IN THE CITY OF NEW YORK - SUPPLEMENTAL AGREEMENT G DATED AS OF JULY 15, 1975 (CITY UNIVERSITY COMMUNITY COLLEGE ISSUE) is hereby approved; the Chairman of the Board of Higher Education is hereby authorized and directed to execute such Supplemental Agreement G and to cause the seal of such Board to be affixed thereto; and the Secretary of the Board of Higher Education is hereby authorized and directed to affix his signature thereto in attestation of such seal; and be it further

RESOLVED, That notwithstanding any other provision of this resolution, prior to the execution of such Supplemental Agreement G, changes, insertions and omissions may be made thereto as may be approved by the Chairman of the Board of Higher Education and the execution by said chairman of such Supplementary Agreement G containing such changes, insertions, and the attestation thereto by the Secretary, shall be conclusive evidence of such approval.

EXPLANATION: Supplemental Agreement G supplements the basic underlying agreements among the Board of Higher Education, the Dormitory Authority and City University Construction Fund dated June 20, 1973 and supplements thereto and will authorize the Dormitory Authority to permanently finance the cost of facilities at Staten Island Community College for which interim financing has already been authorized.

Dr. Goldin asked to be recorded as voting No.

D. SUPPLEMENTAL AGREEMENT I (CITY UNIVERSITY ISSUE):

RESOLVED, That the form and substance of proposed Supplemental Agreement I dated as of July 15, 1975, which bears a title page which reads: DORMITORY AUTHORITY OF THE STATE OF NEW YORK AND CITY UNIVERSITY CONSTRUCTION FUND AND BOARD OF HIGHER EDUCATION IN THE CITY OF NEW YORK - SUPPLEMENTAL AGREEMENT I DATED AS OF JULY 15, 1975 (CITY UNIVERSITY ISSUE) is hereby approved; the Chairman of the Board of Higher Education is hereby authorized and directed to execute such Supplemental Agreement I and to cause the seal of such Board to be affixed thereto; and the Secretary of the Board of Higher Education is hereby authorized and directed to affix his signature thereto in attestation of such seal; and be it further

RESOLVED, That notwithstanding any other provision of this resolution, prior to the execution of such Supplemental Agreement I, changes, insertions and omissions may be made thereto as may be approved by the Chairman of the Board of Higher Education and the execution by said Chairman of such Supplementary Agreement I containing such changes, insertions, and the attestation thereto by the Secretary, shall be conclusive evidence of such approval.

EXPLANATION: Supplemental Agreement I supplements the basic underlying agreements among the Board of Higher Education, the Dormitory Authority and City University Construction Fund dated June 12, 1967 and supplements thereto and will authorize the Dormitory Authority to permanently finance the cost of various senior college facilities for which interim financing has already been authorized.

Dr. Goldin asked to be recorded as voting No.
II. TRUSTS AND GIFTS RESOLUTIONS:

A. APPOINTMENT OF INVESTMENT COUNSEL FOR 1975-76:

RESOLVED, That Brundage, Story and Rose be reappointed as investment counsel for the period July 1, 1975 - September 30, 1975 for the Investment Pool, Bernard M. Baruch Fund, and Wollman Fund, the fee to be one-fourth of the fee charged for the fiscal year 1974-75; and be it further

RESOLVED, That Hayden Stone, Inc. be reappointed as investment counsel for the period July 1, 1975 - September 30, 1975 for the City University Voorhees Fund and the Silberman Fund, the fee to be one-fourth of the fee charged for the fiscal year 1974-75 excluding the first-year one-time special charge.

EXPLANATION: The Board of Higher Education uses investment counsel to provide professional assistance in managing its trusts and gifts activities. Since the Fiscal Affairs and Planning Committee is currently reviewing this whole area, it is deemed advisable to appoint investment counsel for a limited period of time pending that review.

NO. 3. COMMITTEE ON ACADEMIC AFFAIRS: RESOLVED, That the following items be adopted:

A. BARUCH COLLEGE - B.A. IN SPEECH, DEBATE, AND FORENSIC SCIENCE:

RESOLVED, That the program leading to the B.A. in Speech, Debate, and Forensic Science, to be offered at Baruch College, be approved effective January 1976, subject to financial ability.

EXPLANATION: At present the Department of Speech offers a wide range of courses in Speech, Debate, and Forensic Science. During the past few years the Department has steadily increased its importance to the College and a growing number of students have expressed interest in concentrating their course work in the areas offered by the Department of Speech. The program will provide students with training in the theories, skills and arts of communication and will prepare graduates for further study and for careers as communication specialists in business, government and public relations. This program should be able to be undertaken with the existing faculty and staff in the Speech Department. If any additional expenses should be required, they will be underwritten by the College’s regular operating budget. The projected costs per student are about $1,500 in 1975-76. No new funds will be allocated.

B. BARUCH COLLEGE - B.A. IN DRAMATIC ARTS:

A motion was made by Dr. Goldin and seconded by Mr. Cantarella that this item be tabled. The motion was lost.

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

RESOLVED, That the program leading to the B.A. in Dramatic Arts, to be offered at Baruch College, be approved effective January 1976, subject to financial ability.

EXPLANATION: At present the Department of Speech offers a wide range of courses in the dramatic arts. During the past few years the Department has steadily increased its importance to the College and a growing number of students have expressed interest in concentrating their works in the areas offered by the Department of Speech. The program will prepare graduates for further study and for careers in which a technical background in dramatic arts is useful. This program should be able to be undertaken with the existing faculty and staff in the Speech Department. If any additional expenses should be required, they will be underwritten by the College’s regular operating budget. The projected costs per student are about $1500 in 1975-76. No new funds will be allocated.

Dr. Goldin and Mr. Jacobs asked to be recorded as voting No.
C. JOHN JAY COLLEGE OF CRIMINAL JUSTICE - B.A. IN PSYCHOLOGY:

RESOLVED, That the program in Psychology leading to the B.A. Degree, to be offered at John Jay College, be approved, effective September 1976, subject to financial ability.

EXPLANATION: At present John Jay College offers a major in the Behavioral Sciences with a concentration in Psychology. The proposed major in Psychology will help to strengthen the program and is consistent with the goals of John Jay to provide undergraduate students with a course of concentrated study in well-established academic disciplines. The program will prepare students for graduate work in Psychology and for a variety of careers in which a background in Psychology is useful. The proposed major will serve approximately 82 FTE students in the first year, and 104 after five years. The estimated per student cost is $1,633 initially and rises to about $1,920 in the fifth year. Since no new courses or faculty will be required for the initiation of this major, it will operate within John Jay College's existing budget and no new funds will be allocated.

D. JOHN JAY COLLEGE OF CRIMINAL JUSTICE - B.A. IN SOCIOLOGY:

RESOLVED, That the program leading to the B.A. in Sociology, to be offered at John Jay College of Criminal Justice, be approved effective January 1976, subject to financial ability.

EXPLANATION: Sociology is a standard college major and the program is needed to complete the social science offerings at the College. The development of the program is consistent with the goals of John Jay to provide undergraduate students with an opportunity to pursue a course of concentrated study in well-established academic disciplines. This program will prepare students for graduate work in Sociology or for careers in social and public service. The program is interdisciplinary and the presence of strong offerings in sociology will enhance programs in other majors as well. The proposed major is a specification of requirements within the present array of authorized courses and existent faculty. No new faculty or support services are required directly by the major itself. Should additional expenses be required which are not presently anticipated, they will be met by the College's regular operating budget. No new funds will be allocated.

E. JOHN JAY COLLEGE OF CRIMINAL JUSTICE - B.S. IN CORRECTION ADMINISTRATION:

RESOLVED, That the program leading to the B.S. in Correction Administration, to be offered at John Jay College of Criminal Justice, be approved effective January 1976, subject to financial ability.

EXPLANATION: There is at present no program in New York City which offers a degree in Corrections Administration at the baccalaureate level. This program, which has been developed in cooperation with city and state officials responsible for local correctional programs, will serve the needs of correction officers who wish formal training to advance their careers, and high school and community college graduates who are seeking to enter in this field. It will also prepare students for graduate work. This will be the only baccalaureate program in Correction Administration in the New York area. Under current projections, there is no need for additional courses, faculty, facilities or support services to initiate this program. Should additional expenses be required which are not presently anticipated, they will be met by the College's regular operating budget. No new funds will be allocated.

F. QUEENS COLLEGE - MODIFICATION IN B.A. DEGREE REQUIREMENTS:

RESOLVED, That the June 1971 Board resolution authorizing Queens College to modify the requirements for the B.A. degree for a three-year experimental period be extended for one year.

EXPLANATION: In 1971, in approving this modification, the Board requested the President of the College to make annual reports on the progress of the program to the Committee on Academic Affairs. The third annual report is currently under discussion by the Queens College Academic Senate which will prepare an appropriate resolution for Board action as to whether the revision should be made permanent. Since the Senate will not complete its work in time for Board action prior to the expiration of the current resolution, the Board is requested to extend the experimental period for one year.
G. RICHMOND COLLEGE - B.S. IN ECONOMICS:

RESOLVED, That the program in Economics leading to the B.S. degree, to be offered at Richmond College, be approved effective February 1976, subject to financial ability.

EXPLANATION: This program is designed to meet the needs of students wishing to work for the baccalaureate in Economics who have had largely technical courses in their first two years of college. It combines the study of Economics with studies in general liberal arts appropriate to the junior and senior years. Thus the program improves articulation between the community colleges and Richmond, an upper level college. The faculty and curriculum necessary for the program are already present in the general liberal arts courses and the economics major offered by the College. Some innovations in general liberal arts courses will be developed for students with technical backgrounds. It is not anticipated that these expenses will be very great, and they will be underwritten by the College's regular operating budget. No new funds will be allocated.

H. NEW YORK CITY COMMUNITY COLLEGE - TERMINATION OF A.A.S. PROGRAM IN INDUSTRIAL PRODUCTION TECHNOLOGY:

RESOLVED, That the A.A.S. Program in Industrial Production Technology be terminated as of June 30, 1975.

EXPLANATION: This program has been unable to attract a sufficient number of freshmen in Fall 1973, Fall 1974, and Fall 1975. In each of the first two instances, fewer than 20 full-time students opted for the program. Preliminary data for Fall 1975 indicates less student interest than for Fall 1974. Furthermore, the College does offer Machine Tool Technology and Mechanical Technology, which may be viable alternatives to students interested in Industrial Production Technology.

There are a total of 12 students currently affiliated with this curriculum, none of whom has begun second semester specialized courses. These students have taken courses which are common to other technology curriculums and will be offered the opportunity to change programs. All of these students had been informed at the time of enrollment of the probability that the Industrial Production Technology program might be discontinued if enrollment was insufficient.

NO. 4. EDUCATIONAL OPPORTUNITY CENTERS - BOROUGH OF MANHATTAN COMMUNITY COLLEGE AND NEW YORK CITY COMMUNITY COLLEGE: RESOLVED, That the Board of Higher Education authorize one year extensions for 1975-1976 of the contracts with the State University of New York for the operation of two Educational Opportunity Centers, one in Brooklyn, and one in Manhattan; and be it further

RESOLVED, That the Presidents of New York City Community College and Borough of Manhattan Community College, respectively, be authorized to sign the contracts, subject to the approval of the General Counsel.

EXPLANATION: The Educational Opportunity Centers (formerly called Urban Centers) have been operated by New York City Community College and Borough of Manhattan Community College since 1966. (See Board Minutes of July 29, 1974, Cal. No. 28 for authorization for the year 1974-75.)

NO. 7. UNIVERSITY REPORT: The Chancellor presented his oral report on matters of Board and University interest:

(a) The Physics and English doctoral programs have been rated "1" and are considered to be among the best in the State.

(b) The Assistant Commissioner of the Department of Health, Education and Welfare participated in the announcement of a unique program from the Fund for the Improvement of Post-Secondary Education. This is a program designed to study remedial education provided by ten colleges throughout the country, two of which are
Staten Island Community College and Bronx Community College. Bronx Community College will serve as the coordinator for the whole national program which deals not with theoretical research concerns but with the study of existing practices.

(c) The Chancellor announced with regret the resignation of President Donald H. Riddle of John Jay College of Criminal Justice, effective with the beginning of the Spring semester of 1976, to become Chancellor of the University of Illinois at Chicago Circle.

**NO. 8. GENERAL DISCUSSION:** (a) The Chairman extended the Board's congratulations to the Graduate Division and to the various colleges that are involved with the Physics and English doctoral programs that have been rated No. 1 in the State. This is a further indication of the high quality education that the University is continuing to provide.

(b) Upon motion duly made by Mr. Williams, seconded by Mr. Jacobs, and unanimously carried, the Board adopted a resolution praising the leadership of President Donald H. Riddle and recognizing the quality of his service to John Jay College and City University:

WHEREAS, Donald H. Riddle has served with distinction as President of John Jay College since 1968, during which time his creative vision and administrative leadership have brought national and international acclaim for the institution; and

WHEREAS, President Riddle has indicated his intention to leave John Jay College in order to accept the post of Chancellor of the University of Illinois, Chicago Circle, in January 1976; now therefore be it

RESOLVED, That the Board of Higher Education expresses its deep appreciation for the services rendered by President Riddle to John Jay College and the City University, and extends its sincere best wishes for his continuing fruitful career.

(c) Mr. Jacobs commended the Presidents, the staffs, and the students for the high level on which the commencement exercises of the various colleges were conducted.

(d) Mr. Williams extended an open invitation to those objecting to portions of the proposed Personnel Practice Statement to meet with him and other members of the Board on Monday, August 4, between the hours of 2 and 6 p.m. at the Board's Office, and asked that those desiring to participate in those discussions telephone Mrs. Grass for a specific appointment.

Upon motions duly made, seconded and carried, the meeting was adjourned at 6:50 p.m.

ETTA G. GRASS
Acting Secretary of the Board
In the absence of the Chairman, the Vice-Chairman called the meeting to order at 5:05 p.m.

There were present:

Franklin H. Williams, Vice-Chairman
Francesco Cantarella
James P. Murphy
Vinia R. Quinones
Marta Valle

Mr. Jay Hershenson, ex officio

Etta G. Grass, Acting Secretary of the Board

The absence of Ms. Hauser, Mr. FitzPatrick, Mr. Giardino, Mr. Goldin and Mr. Jacobs was excused.

WAIVER OF NOTICE OF MEETING
OF THE
BOARD OF HIGHER EDUCATION

We, the undersigned members of the Board of Higher Education, hereby severally waive notice of the time and place of a meeting of members thereof and consent that it be held at St. Luke's Hospital, 34 Morningside Drive, Borough of Manhattan, City of New York, on August 15, 1975 at 5:00 p.m. in the afternoon for the purpose of considering emergency guidelines and procedures for retrenchment and for the transaction of any other such business which may lawfully come before said meeting.

Date: New York, New York
August 15, 1975

s/ Franklin H. Williams
s/ Francesco Cantarella
s/ James P. Murphy

s/ Vinia R. Quinones
s/ Marta Valle
s/ Jay Hershenson

NO. 1. EMERGENCY GUIDELINES AND PROCEDURES FOR RETRENCHMENT: The Vice-Chairman noted that after several hours of discussion of the Emergency Guidelines and Procedures for Retrenchment and after having heard comments and suggestions from Prof. Evelyn Handler and Prof. Edward Mapp, representing the University Faculty Senate, and Prof. Belle Zeller and Mr. Arnold Cantor, representing the Professional Staff Congress, the Board went into formal session at St. Luke's Hospital.

At this point a statement of Prof. Belle Zeller, President of the Professional Staff Congress, was read into the record. (A copy of this statement is on file in the Office of the Secretary of the Board.)

Upon motions duly made by Mrs. Quinones, seconded by Mr. Murphy, and unanimously carried, the following resolution was adopted:
RESOLVED, That the Board hereby declares that the University is in a state of financial emergency; and it is further

RESOLVED, That the emergency guidelines and procedures hereinafter set forth are hereby adopted by the Board to govern discontinuance of Board appointments for reasons of financial exigency; and it is further

RESOLVED, That the Board hereby delegates to the Presidents of the colleges, or in the case of the University Staff, to the Chancellor, the authority to initiate discontinuances of appointments on the basis of financial exigency, such discontinuances to be effective on the dates provided by the Presidents or Chancellor as the case may be; and it is further

RESOLVED, That all such discontinuances shall be reported to the Board on the Chancellor's Report; and it is further

RESOLVED, That such guidelines and procedures shall be in effect until June 30, 1976:

The present budget crisis requires the University to promulgate guidelines and procedures for the discontinuance of personnel, the maintenance of the educational mission of the University and the protection of the rights of affected personnel.

These procedures and guidelines relate only to the discontinuance on the basis of financial exigency of appointments in effect. They do not cover or apply to the normal processes for appointment, reappointment or non-reappointment of persons whose services are not discontinued in accordance with these guidelines and procedures.

Three basic components are essential in a retrenchment procedure.

1. Plan of retrenchment,
2. Criteria for determining which individuals must be discontinued,
3. A review process to insure protection of the rights of affected individuals.

A Plan of Retrenchment

The President* of each college shall determine after consultation with appropriate faculty and student representatives what programs or activities are to be cut back or terminated in a written retrenchment plan which shall be distributed to department chairpersons and to non-academic officers of the college responsible for recommending the appointment of persons in the HEO, Business Manager and other non-academic series to the President. In submitting his recommendations, the president shall indicate with whom he has consulted.

The plan shall set forth the reasons why reduction of termination of academic or non-academic service is required with respect to each department or function. The reasons must be related to financial exigency and be directed at the needs of the college and department or function. They may include but need not be limited to insufficient student registration, reassessment of programs and priorities, and redistribution of staff, fiscal or physical resources. (A timetable for the accomplishment of retrenchment shall be included in the plan.)

The plan shall clearly identify the department, office or function within which discontinuances will be made.

*References to the President and to the College shall be deemed references to the Chancellor and the University Staff, respectively, in the case of the Central Office.
Affirmative Action

The Board of Higher Education adopted a policy of affirmative action on November 22, 1971, Calendar No. 9. The Board affirms its adherence to the policy and stresses the importance of following affirmative action principles in implementing these procedures and guidelines. Accordingly it is required that,

1. Each President shall assure that before any decision is made hereunder to discontinue an appointment, he or she shall fully consult with the affirmative action officer and take the view of such officer into account in making such decisions.

2. Each President shall inform the Chancellor of all discontinuance decisions and of the impact of these decisions upon the affirmative action plan of the college. The Chancellor shall review the impact of such decisions and if he shall determine that such action is contrary to the principles of law relating to affirmative action, he shall advise the President of his decision and of the action the President must take to correct such adverse impact.

Civil Service Personnel

The discontinuance of the University's non-instructional Civil Service employees is controlled by the Civil Service Commission, whose regulations concerning layoffs are explicitly outlined in the memorandum from the New York City Department of Personnel entitled "Information for Employees Being Separated from City Service," and dated June 1975. It is sufficient for purposes of this memorandum to note that with regard to such employees, the University as a whole is considered to be a single agency and, therefore, a single retrenchment unit. The criteria and review process are established in Civil Service law and regulations.

Instructional Staff Personnel - General Principles

There may be more than a single variable which precipitates campus retrenchment decisions. A budget reduction per se may force retrenchment, but more likely it will be the need for a campus to reallocate its resources in order to provide the optimal level of service within a given budget that will bring about personnel changes. Financial exigencies notwithstanding, a reduction in the number of instructional staff personnel may be warranted by abolition of programs, insufficient student registration, redistribution of staff, reassessment of programs and priorities or other campus decisions affecting allocation of its fiscal, personnel or physical resources. Retrenchment takes place at the department or program level, and the actual cutback in positions proceeds from program and workload decisions. The determination of the retrenchment unit is essential to the retrenchment process.

Pursuant to the BHE Bylaws, the basic unit for retrenchment purposes within the University is the academic department of the college. Where a college has a divisional or program organization, the division or program may become the appropriate unit. For certain employees, e.g., HEOs, Business Managers, etc., the appropriate unit may be an administrative department, office, or functional unit rather than an academic department or division. Each college must identify its units of retrenchment for both its instructional and non-instructional staff.

Once the unit or function to be retrenched is identified, and personnel must be separated from service, the following general principles for discontinuance of individual employees should obtain:

In making decisions as to which member or members of a department should be separated from service, individual tenure status assumes primacy according to the State Education Law and BHE Bylaws. Within a given department, any staff member with tenure, regardless of other academic considerations, must be retained over a person who does not have tenure. If, however, retrenchment results from the determination to abolish or reduce a particular department, the actual cutback in positions may involve tenured members of the staff. In such instances, a tenured employee may be discontinued while a non-tenured employee in a different department may be retained.
For non-tenured personnel, there is a need to distinguish between persons with equal rights for retrenchment purposes. Employees who may be affected by retrenchment may have received prior notice of appointment or reappointment. These individual appointments are being rescinded or shortened for reasons other than any act of negligence or unprofessional conduct. The committee or persons responsible for deciding between or among employees holding the same or similar positions should be prepared to justify such recommendations or decisions.

Criteria to be Applied

Retrenchment among employees holding the same or similar positions where department retrenchment occurs, should take place as follows within the retrenchment unit:

1. Adjunct Staff

a. Employees with initial appointments who have not yet started to work.

b. Employees scheduled to teach class sections which have been withdrawn, for which full-time employees have been rescheduled, for which there is insufficient registration or for which the determination has been made that the course is not necessary for the fulfillment of any undergraduate degree program.

c. Employees who additionally have full-time employment outside the University in the inverse order of length of service.

d. Employees who additionally have full-time employment within the University in the inverse order of length of service.

e. Other employees who are not CUNY doctoral candidates in the inverse order of length of service.

f. Employees who are CUNY doctoral candidates in good standing and receiving no other financial support in inverse order of length of service.

The foregoing notwithstanding, adjunct employees teaching courses deemed by the department to be educationally essential so as to merit continuance and for which no other person is available to teach may be retained over full-time personnel or other adjuncts with greater length of service.

2. Instructional Staff - Lecturer, Instructor and all Tenure-Bearing Titles

a. Instructional Staff, non-tenured or non-certificated in the following titles - College Laboratory Technician series, Registrar series, Lecturer, Instructor, Assistant, Associate and Full Professor, and titles at Hunter College campus schools who have received notice of initial appointment but who have not yet started to work shall be the first category of full-time Instructional Staff Employees to be discontinued.

b. Instructional Staff, non-tenured and non-certificated in the following titles - College Laboratory Technician series, Registrar series, Lecturer, Instructor, Assistant, Associate and Full Professor, and titles at the Hunter College campus schools who have been reappointed, shall be discontinued before any tenured or certificated employee. The discontinuance shall be in inverse order of length of continuous service in the University in any of the titles identified in this paragraph, except for special educational reasons.*

*The term "special educational reasons" as used throughout these guidelines means a reason which is non-discriminatory against a person and is related to the needs of the department or college.
c. Full-time Instructional Staff members holding Certificates of Continuous Employment shall be discontinued in accordance with Article 6.9(f) of the Bylaws before any employee holding statutory tenure.

d. Tenured members of the full-time Instructional Staff shall be discontinued in accordance with Section 6206 (9) of the Education Law and Article 6.9 of the Bylaws:

(1) Education Law Section 6206(9) provides that when the position of a tenured person in a department is to be discontinued:

"Such position shall be that of the person last appointed to such department, save that, for special educational reasons which are not discriminatory against a particular person or persons, the Board may continue the services of a person or persons whose position or positions would otherwise be abolished or discontinued, and abolish or discontinue the position or positions of the person or persons next most recently appointed to such department," (Emphasis supplied.)

Section 6.9(b) of the Bylaws implements that provision of the law.

Under this provision, the tenured person last appointed to the department would be the first to be discontinued. Note that under this provision of law: (1) previous service in another department prior to transfer is disregarded and (2) the date to be considered is date of appointment not date of tenure.

EXAMPLE:

English Department - Brooklyn College

<table>
<thead>
<tr>
<th>Name</th>
<th>Title</th>
<th>Date of Appointment</th>
<th>Date of Tenure</th>
<th>Place of Tenure</th>
</tr>
</thead>
<tbody>
<tr>
<td>A. John Doe</td>
<td>Asst. Prof.</td>
<td>Sept. 1959 (Queens)</td>
<td>Sept. 1965</td>
<td>Queens</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Sept. 1968 (Brooklyn)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>B. Jay Smith</td>
<td>Prof.</td>
<td>Sept. 1963 (Brooklyn)</td>
<td>Sept. 1968</td>
<td>Brooklyn</td>
</tr>
<tr>
<td>C. Joe Jones</td>
<td>Assoc. Prof.</td>
<td>Sept. 1964 (Brooklyn)</td>
<td>Sept. 1967</td>
<td>Brooklyn</td>
</tr>
</tbody>
</table>

In the event of retrenchment, these persons would be retrenched in the following order:

1. Richard Roe
2. John Doe
3. Joe Jones
4. Jay Smith

(2) Pursuant to paragraph 6.9(c) of the Bylaws, the Board must attempt to place a discontinued tenured person in a position in the college he or she can efficiently and capably fulfill. Administrative arrangements will be made for the implementation of that obligation as well as those identified in paragraphs d and f.

(3) Where a department must abolish the positions of certificated or tenured staff, each discontinued tenured or certificated person shall be required to file a form setting forth his/her status under the Bylaw. Such forms shall be available in the Office of the President or Dean of the College.
(4) Where it is determined that a person with a shorter period of service in the department shall be retained while the person with the next longer period of service shall be discontinued, as is possible under the second sentence of paragraph b, special precautions must be taken to justify the action. Such action should not be proposed until the President of the College has been consulted.

3. Instructional Staff - HEO and Business Manager Series

a. Full-time Instructional Staff employees in the non-excluded HEO and Business Manager series titles holding the same or similar positions, with initial appointments but who have not yet started to work, shall be the first to be discontinued.

b. Employees in the non-excluded HEO and Business Manager series titles holding the same or similar positions shall be discontinued in the inverse order of length of continuous service in the University in the titles specified in this paragraph before those completing their first year of reappointment service, who in turn shall be discontinued before those employees holding multiple year appointments.

4. Instructional Staff - in Non-Tenured Titles of Research Assistant, Research Associate, College Physician, Early Childhood Teachers and Assistant Teachers

Those who have not yet started to work shall be discontinued first. All others shall be discontinued in the inverse order of length of continuous service in the University in the titles specified in this paragraph.

5. Instructional Staff - Visiting Assistant Professor, Associate Professor and Professor

Shall be discontinued in accordance with special educational reasons.

6. Distinguished Professors

Shall be discontinued in accordance with the provisions governing Instructional Staff in tenure-bearing titles or visiting titles depending upon the nature of the appointment.

7. Persons in Excluded Titles and Functions, including Deans, Administrators, Vice Chancellors and Presidents

a. The discontinuance of persons in supplemented positions, who also hold tenure or certificate bearing titles, shall be determined by their status in their academic department. The discontinuance or retention of such persons shall be in accordance with 2 above.

b. For persons in HEO or Business Manager series titles, the college should determine discontinuance on the basis of managerial or functional needs without regard to date of initial appointment or length of service.

8. Graduate Fellows A and B

Graduate Fellows represents a category for which the University has special educational concerns. The title is required to attract quality graduate students and to provide training for the fellows. Therefore, the discontinuance of Graduate Fellows is to be made on a college-wide basis with preference for retention of CUNY doctoral candidates. If additional fellowships remain available on a college-wide basis, CUNY master’s candidates are to be given second preference. Only after all CUNY doctoral and master’s degree candidates have been retained, may a college employ a Graduate Fellow who is studying at another university.
Implementation and Due Process Procedures

1. The President, in accordance with the Retrenchment Plan and the criteria for discontinuance of appointments set forth above, shall a) determine the number of positions to be abolished in each retrenchment unit and b) after such consultation with departmental or faculty committees, or other persons as he or she deems appropriate, identify the persons whose appointments are to be discontinued.

2. If an entire function, office or department is to be abolished, or if the number of positions to be abolished is exactly equal to the number of non-tenured or non-certificated personnel in the unit, the President shall notify the affected persons of the discontinuance of their appointments, on the basis of financial exigency, without further justification.

3. If paragraph 2 is not applicable, the President shall notify each person whose appointment is to be discontinued of such discontinuance and the justification therefor, which shall be either length of service or a special educational reason.

4. Notification of discontinuance of appointment shall be by certified mail. Discontinuance of appointment shall be effective on the date of notification or such later date as specified in the letter.

Review and Appeals Procedure

1. Upon request, each person who has been discontinued may request a review of the decision within twenty calendar days of the certified mailing of a letter of notification. Such request shall be filed with the Office of the President of the College.

2. A special retrenchment review committee or committees shall be established by the President to consider all retrenchment appeals submitted. Each such committee shall be composed of no less than three members of the Instructional Staff of the college, of which the majority shall be tenured. No member of a department P & B Committee or other person who has formally participated in the recommendation of the discontinuance of an individual to the President shall participate in the consideration of or decision on the appeal of such person.

In the Central Office, the Staff Review Committee shall be the special retrenchment review committee, except that no Vice Chancellor shall participate in the consideration of or decision on the appeal of a person within the area of his or her jurisdiction.

The committee shall have the duty to review all relevant records and may conduct such investigation as it deems appropriate. It shall not have the authority to substitute the name of a different person for the appellant.

3. On appeal the affected individual has the burden of establishing:

a. Where the determination was made on the basis of length of service, that the P & B Committee or party making the decision did not correctly compute the length of service in accordance with these guidelines.

b. Where the determination was made on the basis of special educational reasons, that the reason given was a pretext for action based on constitutionally prohibited grounds.

No other issues may be raised by the appellant or considered by such committee on such review. In considering the appeal, the committee shall be prohibited from considering the need for retrenchment in the University, the College, the department, division or other retrenchment unit.
4. Persons whose appointments have been discontinued pursuant to these guidelines and procedures may request to meet with the committee, present relevant evidence and be represented by counsel or a representative of the certified union if the person is a member of the collective bargaining unit. In hearing such appeals, the committee may limit the oral presentation to not more than one-half hour.

5. The committee shall make a report and recommendations to the President who shall make his or her decision and notify the appellant by certified mail.

Some General Notes and Comments

1. It is permissible to abolish an annual position while retaining adjunct positions. The allocation of resources is a matter of academic and financial concern. However, the abolition of the position of a tenured or certificated employee and the retention of adjunct personnel should be undertaken for only the most compelling educational reasons.

2. Persons being discontinued may be entitled to a range of benefits. The colleges and the Central Office will provide such information and be prepared to assist discontinued personnel in understanding their rights.

3. There are no priorities for veterans, volunteer firemen or physically handicapped personnel on the Instructional Staff. Such provisions as they exist apply to personnel in classified civil service positions.

4. Retrenchment procedures are not contained in the University's collective bargaining agreements. Recognizing, however, that affected employees are understandably concerned, union representatives may be permitted to attend any appeals, hearing and to assist employees in the processing of appeals if requested by the employee.

5. Persons whose services are discontinued pursuant to these guidelines and procedures cease to be employees of the Board as of the date of discontinuance. Notices of non-reappointment for future periods should not be sent to such persons. Notwithstanding the foregoing, a person discontinued pursuant to these guidelines and procedures may be appointed for a future period pursuant to the normal appointment procedures.

EXPLANATION: As a result of the fiscal crisis in the City of New York, the City University budget has been drastically reduced. The adopted budget for fiscal 1975-76 for City University in the amount of $597.9 million is $64.7 million less than the amount certified by the City to the State, and further budget reductions may be imposed upon the University. On July 28, 1975, the Board adopted a policy relating to 1975-76 academic programs within the limitations of the reduced operating budget. These reductions require the discontinuance of appointments of some persons presently on the staff. The guidelines and procedures are adopted to provide for a fair and orderly reduction in staff, while maintaining the educational goals of the University.

Upon motions duly made, seconded and carried, the meeting was adjourned at 5:12 p.m.

ETTA G. GRASS
Acting Secretary of the Board
Minutes of Proceedings, September 22, 1975

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

HELD

SEPTEMBER 22, 1975

AT THE BOARD HEADQUARTERS BUILDING
535 EAST 80 STREET - BOROUGH OF MANHATTAN

The Chairman called the meeting to order at 5:00 p.m.

There were present:

Alfred A. Giardino, Chairman
Franklin H. Williams, Vice-Chairman
Francesco Cantarella
Vincent R. FitzPatrick
Gurston D. Goldin
Rita E. Hauser
Harold M. Jacobs
James P. Murphy
Jay Hershenson, ex officio
Etta G. Grass, Acting Secretary of the Board

Chancellor Robert J. Kibbee
President Milton G. Bassin
President William M. Birenbaum
President James A. Colston
President Candido A. de Leon
President Edgar D. Draper
President Leon M. Goldstein
President John W. Kneller
President Leonard Lief
President Robert E. Marshak
President Harold M. Proshansky
President Donald H. Riddle
President Kurt R. Schmeller
President Harold M. Sussman
President Richard D. Trent
President Edmond Volpe
President Jacqueline G. Wexler
President Clyde J. Wingfield
Professor David Valinsky
Deputy Chancellor Seymour C. Hyman
Vice-Chancellor Mary P. Bass
Vice-Chancellor Timothy S. Healy
Vice-Chancellor Anthony Knerr
Vice-Chancellor J. Joseph Meng
Vice-Chancellor Peter S. Spiridon

The absence of Ms. Quinones and Ms. Valle was excused.
A. NEW BOARD MEMBER: The Chairman officially greeted Mr. Jay Hershenson as a new non-voting ex officio member of the Board under the legislation that was adopted by the New York State Legislature and signed by the Governor.

B. NATIONAL STUDENT ASSOCIATION: The Chairman announced that the former executive secretary of the University Student Senate, Ms. Clarissa Gilbert, has been elected president of the U.S. National Student Association.

Upon motions duly made, seconded and carried, the following resolutions were adopted or action was taken as noted: (Calendar Nos. 1 through 8)

NO. 1. CHANCELLOR'S REPORT: RESOLVED, That the Chancellor’s Report for September 22, 1975 (including Addendum Items) be approved, as amended as follows:

(a) Item Bl.8.1 (York College): Delete designation of an Associate Dean for Executive Services in the President’s Office.

(b) Item Bl.20.1 (Graduate School): Delete designation of an Asst. Vice President.

(c) Items listed in PART E - ERRATA, to be withdrawn or changed, as indicated.

EXPLANATION: The Chancellor’s Report consists of those resolutions and actions of a non-policy nature which require approval by the Board of Higher Education.

NO. 2. APPROVAL OF MINUTES: RESOLVED, That the minutes of the Board of Higher Education for the following meetings be approved as circulated:

October 28, 1974
November 25, 1974
December 16, 1974

NO. 3. COMMITTEE ON FISCAL AFFAIRS AND PLANNING: RESOLVED, That the following items be adopted:

I. FISCAL RESOLUTIONS:

A. 1976-77 CAPITAL BUDGET:

In moving the resolution Mr. Williams made the following statement:

The items which can be identified as Operating Budget items have been included in the Capital Budget at the request of the City. By approving this budget our Committee and the Board are aware that the priorities which it reflects will have to be significantly redeveloped, given the fiscal situation of the City, and the Committee intends to redesign those priorities and present them to the Board. Pending that review I move approval of the resolution.

The resolution was seconded by Mr. Cantarella. The following resolution was adopted:
RESOLVED, That the Board approve a request to the City Planning Commission to include funds for the following projects in the 1976-77 New York City Capital Budget as follows:

<table>
<thead>
<tr>
<th>PROJECT TITLE</th>
<th>1976-77 CAPITAL BUDGET REQUEST</th>
</tr>
</thead>
<tbody>
<tr>
<td>HN 60 City University Staff &amp; Administrative Expenses of the Office of Campus</td>
<td>$2,500,000</td>
</tr>
<tr>
<td>Planning &amp; Development &amp; Campus Facilities Offices at Senior Colleges, in</td>
<td></td>
</tr>
<tr>
<td>Connection with the Building Program</td>
<td></td>
</tr>
<tr>
<td>HN 191 City University, Purchase of Electronic Data Processing Equipment for</td>
<td>$2,900,000</td>
</tr>
<tr>
<td>Instructional Research &amp; Administrative Purposes in the Senior Colleges</td>
<td></td>
</tr>
<tr>
<td>HN 192 City University, Purchase of Electronic Data Processing Equipment for</td>
<td>$585,000</td>
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<tr>
<td>Instructional Purposes in the Community Colleges</td>
<td></td>
</tr>
<tr>
<td>HN 193 City University, Consultant Services &amp; Other Costs in Connection with</td>
<td>$350,000</td>
</tr>
<tr>
<td>Planning of the Building Program for the Community Colleges</td>
<td></td>
</tr>
<tr>
<td>HN 203A City University, Library Books, Education &amp; Office Equipment &amp; Related</td>
<td>$10,800,000</td>
</tr>
<tr>
<td>Costs, Senior Colleges</td>
<td></td>
</tr>
<tr>
<td>HN 203B City University, Rehabilitation, Alterations to Existing Buildings</td>
<td>$4,400,000</td>
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<tr>
<td>HN 206 City University, Alterations to Existing Buildings, Campuses &amp;</td>
<td>$568,000</td>
</tr>
<tr>
<td>Equipment, Community Colleges</td>
<td>$567,000 s</td>
</tr>
<tr>
<td>HN 217 Studies by City University of New York &amp; Other Institutions of Higher</td>
<td>$1,135,000</td>
</tr>
<tr>
<td>Learning within New York City</td>
<td></td>
</tr>
<tr>
<td>HN 223 City University, Purchase of Trucks &amp; Other Heavy Automotive Equipment</td>
<td>$185,000</td>
</tr>
<tr>
<td>including Replacement Automotive Vehicles, Community Colleges</td>
<td></td>
</tr>
<tr>
<td>HN 225 City University and N.Y. Public Library, Purchase of Books &amp; Computer</td>
<td>$1,500,000</td>
</tr>
<tr>
<td>Equipment Pursuant to Affiliation Agreement with N.Y. Public Library</td>
<td></td>
</tr>
<tr>
<td>PROJECT TITLE</td>
<td>1976 - 77 CAPITAL BUDGET REQUEST</td>
</tr>
<tr>
<td>------------------------------------------------------------------------------</td>
<td>----------------------------------</td>
</tr>
<tr>
<td>Rockaway Extension Queensborough C.C.</td>
<td>$ 200,000</td>
</tr>
<tr>
<td>Rehabilitation of Buildings to Assist Handicapped</td>
<td>$ 1,220,000</td>
</tr>
<tr>
<td>Energy Efficiency Studies</td>
<td>$ 500,000</td>
</tr>
<tr>
<td>Telephone Savings Studies</td>
<td>$ 200,000</td>
</tr>
<tr>
<td>Total City Capital Funds</td>
<td>$ 27,608,000</td>
</tr>
<tr>
<td>Total State Funds</td>
<td>$ 567,000 s</td>
</tr>
<tr>
<td>Grand Total - Capital Projects</td>
<td>$ 28,175,000</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>PROJECTS OUTSIDE CERTIFICATE</th>
</tr>
</thead>
<tbody>
<tr>
<td>City Payment to the City University Construction Fund for Senior and Community Colleges</td>
</tr>
<tr>
<td>State Matching Payment</td>
</tr>
<tr>
<td>Total</td>
</tr>
<tr>
<td>Vocational Education Programs of the City University</td>
</tr>
<tr>
<td>Library Books, Education and Office Equipment for Community Colleges</td>
</tr>
<tr>
<td>Total Capital Funds Outside Certificate</td>
</tr>
<tr>
<td>Total State Funds</td>
</tr>
<tr>
<td>Total Projects Outside Certificate</td>
</tr>
</tbody>
</table>

s - State funds
oc - funds outside certificate

EXPLANATION: Major new construction for the Senior and Community Colleges in 1976-77 will be funded through the City University Construction Fund and the New York State Dormitory Authority. The University's 1976-77 Capital Budget has been constructed to fund as in the past the following capital and capital-related activities: renovations at the Senior and Community Colleges and purchase of computer equipment; purchase of education and office equipment and minor repairs at the senior colleges; purchase of library books for the New York Public Library, pursuant to an affiliation agreement, and for the Senior Colleges; purchase of automotive equipment for the Community Colleges. The 1976-77 Capital budget will also be used to support certain operating costs including personnel and consultant expenses related to capital planning, and expenditures for studies by the City University and other institutions.

The annual payment to the Construction Fund which is jointly shared by the City and State and funds for Vocational Education programs at the Community Colleges are included as information items in the Capital Budget authorized as part of the 10% Debt Limit Funds Outside the Mayor's Certificate.
RESOLVED, That the Board adopt the “Rules and Regulations of the Board of Higher Education on Limitations on Operating Costs for Purposes of State Financial Assistance for the Community Colleges of the City University of New York.” These rules and regulations, upon approval by the State Director of the Budget, shall become effective July 1, 1975:

During the community college fiscal years commencing on and after July 1, 1975 State financial assistance for community college operating costs shall be determined by the Board pursuant to section 6304 of the Education Law as follows:

A. Definitions for these regulations:

(1) Net operating costs. Gross operating expenditures less actual offsetting operating revenues including Federal aid and actual operating expenditures not allowable for State aid.

(2) Net operating budget. Gross operating budget less budgeted offsetting revenues including Federal aid and appropriations not allowable for State aid.

(3) Rental cost for physical space. The costs of rented physical space excluding costs of such services as electricity, gas, heat or janitorial services where the expenses of the latter types of services are included in the rental charges.

(4) Disadvantaged students. Students eligible for supplemental financial assistance in education opportunity programs under criteria established by The City University of New York, pursuant to section 6452 of the Education Law and Subpart 27-2 of Part 27 of Chapter I of Title 8 of the Official Compilation of the Codes, Rules and Regulations of the State of New York (rules of the Board of Regents).

(5) Disadvantaged in the population of the City of New York. Recipients of welfare assistance under the medical assistance program, old-age assistance, aid to the disabled, assistance to the blind, home relief, and aid to dependent children as reported by the New York State Department of Social Services.

(6) Full-time equivalent student. A hypothetical student who has enrolled in a course load consisting of 30 semester credit hours or 45 quarter credit hours, or the equivalent of such credit hours in the case of non-credit course offerings, during the course of one community college fiscal year.

(7) Full-time equivalent teaching faculty. One full-time teaching position. To ascertain full-time equivalent teaching faculty, divide the total class hours taught by the average class hours taught by the full-time teaching faculty at the college. For example, where 100 full-time teaching faculty teach 3,200 class hours during the academic year, the average class hours taught by the full-time teachers is 32 and where a total of 3,856 class hours are taught during the fiscal year, the number of full-time equivalent teaching faculty would be 120.5 (3,856 divided by 32).

(8) Costs of instruction and departmental research. The costs of personal services, equipment and contractual expenses for instruction and departmental research for the day and evening sessions, winter intersessions, and summer sessions of the college.

(9) Full-time students. A student who is enrolled in a minimum of 12 credit hours or credit hour equivalents of academic work per semester or quarter.

(10) Technical programs. Certificate and diploma programs in the sciences and technologies and all associate in science, associate in applied science and associate in occupational studies degree programs with the exception of the following business curricula and options and local variations of these program names:
Accounting  Marketing - Industrial
Advertising  Marketing - International Trade
Banking, Insurance and Real Estate  Marketing Management & Sales
Business Administration  Office Management
Business Administration - Automotive Marketing  Retail Business Management
Court Administration  Sales Management
Fashion Buying & Merchandising  Secretarial Science and Options
Health Services Management Technology  Small Business Operations
Industrial and Labor Relations  Textile and Apparel Marketing
International Trade and Travel  Traffic & Shipping
Marketing  Transportation & Distribution Management

(11) Diploma and certificate programs. Those programs approved by the Board and the State Education Department as leading to a recognized credential, either diploma or certificate.

B. Before approving the budget of the community colleges, the Board shall review such budget and may make such adjustment thereto, either in aggregate amount or in items therein, as it may deem appropriate with respect to the programs and operation of the community colleges and in relation to the maximum limitations on State operating assistance for the community colleges prescribed herein. Nothing herein contained shall be deemed to require the approval of the operating budget at the amounts as herein limited nor to prevent the operation of the community colleges in excess of the amount of the costs approved in accordance with the limitations provided for in these regulations, provided such excess costs are authorized by the Board and shall not be borne and paid for or otherwise made available by the State of New York unless otherwise specifically provided for.

C. Basic State financial assistance. (1) Full opportunity community colleges. The basic State financial assistance for the City University community colleges if implementing an approved full opportunity program shall be the lowest of the following:

i. Two-fifths of the net operating budget of the community colleges as approved by the Board.

ii. Two-fifths of the net operating costs of the community colleges.

iii. The total of the following:

(a) The budgeted or actual number (whichever is less) of full-time equivalent students enrolled in programs eligible for State financial assistance multiplied by $670 plus a $35 increment for each of the following conditions which the colleges meet:

1. The ratio of the number of full-time equivalent students to the number of full-time equivalent teaching faculty is no less than 17.5 to 1;

2. The cost of instruction and departmental research determined in accordance with the uniform system of accounts for the community colleges is no less than 50 percent of the total operating cost of the colleges after deduction of rental cost for physical space;

3. The financial contribution to the operating costs of the colleges, by the City of New York, is no less than the equivalent in dollars of one-half mill (50 cents per $1,000) as calculated against the total valuation of taxable real property in such city as most recently tabulated by the State Board of Equalization and Assessment;

(b) The budgeted or actual total average number (whichever is less) of full-time disadvantaged students multiplied by $180 if the average number of full-time
disadvantaged students coming from the City of New York as a percentage of the total average number of full-time students coming from the City of New York is no less than the average number of disadvantaged in the population of the City of New York for the calendar year immediately preceding the year in which the community college fiscal year commences as a percentage of the total population in the City of New York, as reported in the most recently available census;

(c) Two-fifths of rental cost for physical space.

(2) Non-full opportunity colleges. The basic State financial assistance for the community colleges if not implementing an approved full opportunity program shall be the lowest of the following:

i. One-third of the net operating budget of the community colleges approved by the Board.

ii. One-third of the net operating costs of the community colleges.

iii. The total of the following:

(a) The budgeted or actual number (whichever is less) of full-time equivalent students enrolled in programs eligible for State financial assistance multiplied by $558 plus a $29 increment for each of the following conditions which the colleges meet:

1. The ratio of the number of full-time equivalent students to the number of full-time equivalent teaching faculty is no less than 17.5 to 1;

2. The cost of instruction and departmental research determined in accordance with the uniform system of accounts for the community colleges is no less than 50 percent of the total operating cost of the colleges after deduction of rental cost for physical space;

3. The financial contribution to the operating costs of the colleges, by the City of New York, is no less than the equivalent in dollars of one-half mill (50 cents per $1,000) as calculated against the total valuation of taxable real property in such jurisdiction as most recently tabulated by the State Board of Equalization and Assessment;

(b) The budgeted or actual total average number (whichever is less) of full-time disadvantaged students multiplied by $150 if the average number of full-time disadvantaged students coming from the City of New York as a percentage of the average number of total full-time students coming from the City of New York is no less than the average number of disadvantaged in the population of the City of New York for the calendar year immediately preceding the year in which the community college fiscal year commences as a percentage of the total population in the City of New York area, as reported in the most recently available census;

(c) One-third of rental cost for physical space.

(3) Notwithstanding the provisions of paragraphs (1) and (2) of this subdivision a community college or a new campus of a multiple campus community college in the process of formation shall be eligible for basic State financial assistance in the amount of one-third of the net operating budget or one-third of the net operating costs, whichever is the lesser, for those colleges not implementing an approved full opportunity program plan, or two-fifths of the net operating budget or two-fifths of the net operating costs, whichever is the lesser, for those colleges implementing an approved full opportunity program, during the organization year and the first two fiscal years in which students are enrolled.
(4) Notwithstanding the provisions of paragraphs (1) and (2) of this subdivision, in no event shall the community colleges receive less aid than they did in the 1974-75 fiscal year, subject to such additional limitations as may be prescribed by the Board, in accordance with supplemental budgetary authorizations as may be enacted by the 1975 legislature.

D. Supplemental State financial assistance. The community colleges shall be eligible for supplemental State financial assistance in the 1975-76 community college fiscal year in the amount of $150 for each full-time equivalent student enrolled in technical programs, the actual number of which shall be certified by the Chancellor to the Board. Such supplemental State financial assistance shall be made available only if the colleges' revenues from the City of New York's contributions either in the aggregate or per full-time equivalent student coming from the City of New York, and full-time and part-time tuition rates, are maintained at not less than the comparable actual rates in the 1974-75 community colleges fiscal year. The total State aid paid for the City University community colleges for the 1975-76 community college fiscal year may exceed the statutory limitations of one-third or two-fifths of operating costs of the colleges only if the amount of aid for full-time equivalent students in technical programs approved for the colleges pursuant to these regulations would cause the statutory limitations to be exceeded. In such cases the amount that the total State aid may exceed the statutory limitations shall not be greater than the amount of supplemental State financial assistance approved pursuant to these regulations for full-time equivalent students in technical programs.

EXPLANATION: Under Chapter 332 of the Laws of 1975, the community colleges formerly sponsored by the Board were formally made a part of the City University, administered by the Board under Article 125 of the Education Law. Subdivision B of Section 6216(2) of the Education Law, as added by said chapter, provides that the amount, methods and procedures for the payment of state aid to the community colleges administered by the Board shall continue to be governed pursuant to Section 6304 of the Education Law and any rule or regulation promulgated pursuant thereto. Any reference contained in Section 6304 to the approval of the State University Trustees for such state aid purposes is deemed to mean and refer to the approval of the Board and any reference to a community college in Section 6304 is deemed to mean and refer to a community college administered by the Board. It is further provided in subdivision B of Section 6216(2) that any rule or regulation approved by the Board, for such state aid purposes, shall be the same as any rule or regulation promulgated by the State University Trustees, as approved by the State Director of the Budget.

The rules and regulations hereby adopted parallel Section 603.4 of Title 8 of the Official Compilation of Codes, Rules and Regulations of the State of New York, as adopted by the State University Trustees on June 25, 1975, and as approved by the State Director of the Budget on July 8, 1975.

EXPLANATION: The Board of Higher Education uses investment counsel to provide professional assistance in managing its trusts and gifts activities. Upon review of recent performance, the Committee recommends continuation of investment counsel as stated above.

II. TRUSTS AND GIFTS RESOLUTION:

A. APPOINTMENT OF INVESTMENT COUNSEL:

RESOLVED, That Brundage, Story and Rose be reappointed as investment counsel for the period October 1, 1975 - June 30, 1976 for the Investment Pool, Baruch Endowment Fund, and Morton Wollman Fund, the fee to be three-fourths of the annual fee which will be the same as last year; and be it further

RESOLVED, That Shearson Hayden Stone, Inc. be reappointed as investment counsel for the period October 1, 1975 - June 30, 1976 for the Voorhees Endowment Fund and the Silberman Scholarship Fund, the combined fee for both funds for the period to be three-fourths of the annual rate of $16,000.

EXPLANATION: The Board of Higher Education uses investment counsel to provide professional assistance in managing its trusts and gifts activities. Upon review of recent performance, the Committee recommends continuation of investment counsel as stated above.

Mr. FitzPatrick asked to be recorded as Not Voting on the reappointment of Shearson Hayden Stone, Inc.
III. CAMPUS PLANNING AND DEVELOPMENT RESOLUTIONS:

A. CITY COLLEGE - EXTERIOR RESTORATION OF SHEPARD HALL:

RESOLVED, That the Board approve a service contract with John Louis Wilson FAIA, Architect, 209 West 125th Street, New York, New York 10027 for the preparation of complete Drawings (Preliminary and Final), Specifications (Outline and Final), Estimates of Cost (Preliminary and Final), and the Checking of shop drawings and construction inspection for the exterior restoration of Shepard Hall at City College at a fee of $58,710 not to exceed $67,098 chargeable to Capital Project No. HN-203 based on an estimated construction cost of $745,360; and be it further

RESOLVED, That the Director of the Budget be requested to approve said contract in the amount of $58,710 not to exceed $67,098, chargeable to Capital Project No. HN-203.

EXPLANATION: Shepard Hall was built about 1905 and over the years the exterior of the building has been deteriorating to a point that it is now in serious need of repair. Many of the decorative Terra Cotta elements such as parapet copings and window trim are cracked and represent a hazardous condition. The exterior masonry walls need considerable pointing and sealing. Some of the wood window sash has rotted out and requires replacement painting and re-glazing will also need to be done.

The consultant under this contract will review and recommend various procedures for renovation and repair and prepare the necessary contract documents. The college does not have the personnel to do this work. It is for these reasons we request this contract be approved.

B. HUNTER COLLEGE - REHABILITATION OF HEATING AND VENTILATING SYSTEM:

RESOLVED, That the Board of Higher Education approve final plans, specifications and final estimate of cost for Project HM-669-B, and authorize Hunter College to advertise for, receive and open bids and award a contract to the lowest responsible bidder for furnishing all tools, labor and material necessary and required for Partial Rehabilitation of the Heating and Ventilating System at Hunter College, 695 Park Avenue, New York, N.Y., as prepared by Harold Hecht Associates, Engineers, at an estimated construction cost of $217,255.00, which includes 5% contingencies and 5% escalation, chargeable to Capital Project HN-203-0607-12-53 Repairs General - subject to financial ability.

EXPLANATION: Preliminary contract documents were approved by the Board of Higher Education on May 29th, 1973, and the Bureau of the Budget issued certificate No CP-9052 on June 19th, 1973. The urgency of this project cannot be stressed enough. Project HM-669-B, Partial Rehabilitation of Heating and Ventilating System, is necessary because there are constant breakdowns of the equipment and there are absolutely no replacement parts available due to the age of the original installation. Also, this equipment is located in many parts of the College, from the sub-cellar to the 17th floor, and attendance by maintenance crew is very demanding.

C. QUEENS COLLEGE - CONSTRUCTION OF NEW SCIENCE BUILDING:

RESOLVED, That the Board accept preliminary plans, outline specifications and preliminary construction cost estimate of $18,796,000 (as of July 1, 1975) for construction of the New Science Building for Queens College as prepared by Davis, Brody and Associates, Architects; and be it further

RESOLVED, That the City University Construction Fund be requested to accept the aforesaid preliminary plans, etc. and to authorize the Dormitory Authority to complete final plans, bid documents, etc. for the work.

EXPLANATION: The proposed New Science Building is a three-story concrete structure with partial basement. It contains Instructional Laboratories, Research Space and Services, Faculty Offices for the following science disciplines: Biology, Chemistry, Earth Environmental Sciences, Physics, Psychology. This building also contains special facilities such as Computer Science Space and four Lecture Halls with a capacity of 120 seats each which are intended to be used by the entire College.
The facility will contain 136,360 net square feet of space in a building area of 225,000 gross square feet. (Efficiency ratio of 1.64.)

The construction work will be progressed on a “fast-tracked” basis to provide the new facilities as rapidly as possible and to minimize the effect of inflationary construction cost trends.

The budget estimate of January, 1974 of $15,750,000 escalated to July, 1975 is $18,805,500. The Architect’s preliminary estimate of $18,796,000 is less than the approved escalated budget estimate.

The preliminary plans, outline specifications and cost estimate have been reviewed by the College, the Office of Campus Planning and Development and the Dormitory Authority and acceptance by the Board is recommended in order that the Architects may proceed with development of final plans, specifications and cost estimates for bidding.

**NO. 4. COMMITTEE ON ACADEMIC AFFAIRS:** RESOLVED, That the following item be adopted:

A. GRADUATE SCHOOL - M.A. IN ANTHROPOLOGY, PHILOSOPHY, LINGUISTICS, AND POLITICAL SCIENCE:

RESOLVED, That the Graduate School be authorized to award the M.A. Degree in Anthropology; Philosophy; Linguistics; and Political Science.

EXPLANATION: M.A. programs in these areas have been eliminated from one or more CUNY colleges as part of an effort to consolidate the University’s graduate programs. The graduate School requires authority to award the M.A. degree in the fields listed above in order to enable students to transfer from CUNY senior colleges to the Graduate School where they will complete their degrees.

The M.A. program in Anthropology was eliminated from Brooklyn College and City College; the M.A. program in Linguistics from City College, Hunter College and Queens; the M.A. program in Philosophy from Brooklyn College, City College, Hunter College, Lehman College and Queens College; and the M.A. program in Political Science from Brooklyn College, City College, Hunter College and John Jay College.

**NO. 5. POLICY STATEMENT ON ACADEMIC PERSONNEL PRACTICE:** RESOLVED, That the Statement of the Board of Higher Education on Academic Personnel Practice in The City University of New York be adopted effective January 1, 1976, and that the bylaws of the Board of Higher Education be revised as may be necessary to implement the Statement:

In the past year, the Commission on Academic Personnel Practice made an extensive study of all policies and procedures concerning faculty personnel matters in the City University, and submitted its report to the Board of Higher Education in October 1974. In its deliberations the Commission heard testimony from a number of faculty members, students and administrators. Since the report was submitted, the University Faculty Senate, the University Student Senate, and the Professional Staff Congress, have all offered their views to the Board. The Chancellor, together with the Council of Presidents, have submitted their own recommendations to the Board. After reviewing all the pertinent documents, the Board hereby adopts the following as policy in matters of academic personnel practice:

I GENERAL POLICY:

(1) The Board recognizes the historic tradition which vests both the privileges and responsibilities of academic governance in the faculty of a college. The faculty, as the body chiefly responsible for the educational mission as well as for academic standards, is that part upon which the health of the whole institution depends. In this role, the faculty has a long tradition of collegiality, in which its various educational responsibilities are freely shared among its members.
Central to the exercise of this collegial responsibility is the practice of peer judgment, by which the faculty assumes the responsibility for its own vitality. In this role, the faculty sets standards for its own qualifications, ethics and performance. The collegial body itself maintains such standards by the exercise of its own authority. But such authority, if freely consented to, must be responsibly and regularly exercised. Thus, the willingness of the faculty to judge itself rigorously determines its capacity to define the institution’s mission and to maintain its standards.

As the executive agent of the college, of the Board as well as the principal academic officer, the President plays a pivotal role in all faculty personnel matters at the college level.

The President, as the person ultimately responsible to the Board of Higher Education, is accountable for seeing that the mission of the college fits into the broader mission of the University. Within the college itself, the President, in his capacity as principal academic officer, is similarly responsible for bringing to bear on all faculty personnel matters a broader institutional concern.

The President must thus be the guarantor of the integrity of all faculty personnel processes. He must be accountable for the overall quality and appropriateness of the faculty at his institution. And he must also be the educational leader of the faculty.

In the daily administration of academic personnel practice at the college, the President shall be responsible for introducing into all faculty personnel deliberations those college-wide considerations which make a faculty decision both feasible and rational. In practice, the President shall be responsible for making known information on all institutional factors, such as projected enrollment, budgetary matters, program priority, which must be taken into account at every level of personnel action. The President shall be held accountable for seeing that such pertinent institutional information is assembled, and that those faculty concerned with personnel decisions are familiarized with it in a timely fashion for their deliberations.

(2) Department chairmen shall hold professorial rank (assistant professor, associate professor or professor) and be tenured at the time of election. In cases where a department has two or fewer such members, the President may, after consultation with the departmental faculty, appoint the chairman. Colleges and/or departments in existence for less than seven years may be exempt from compliance with this requirement for a period of up to seven years from the date they became functional.

In those instances where an individual is recruited to serve as chairman from an institution outside of the City University, the requirement for tenure may be waived.

(3) a. No faculty member who does not hold senior rank (associate professor or professor) shall vote on any promotion to full professor. It is the intent of the Board that faculty decisions concerning tenure shall be rendered by committees composed predominantly of tenured members. Accordingly, no more than one non-tenured faculty member should serve on departmental personnel and budget committees. This provision shall not apply to new colleges or newly organized departments which have fewer than five tenured faculty members.

b. In newer colleges or newly organized departments where there are too few faculty members available to serve on faculty personnel committees for the actions in 3.a. above, the President, after consultation with the faculty, shall create an ad hoc committee to decide on those personnel actions.
(4) The Board reaffirms its commitment to the consideration of student evaluations in faculty personnel decisions involving reappointment, promotion and tenure, according to the provisions in the governance plan in effect at each college.

(5) The senior faculty shall have special responsibilities for maintaining the academic vitality of their departments. One of the principal means of exercising this responsibility is the continuation of peer evaluations of members of the faculty, with special attention to their diligence in teaching and professional growth. Another chief responsibility of the senior faculty is to orient their junior and newly appointed colleagues. Senior faculty shall be available for such consultation and assistance in problems of both scholarship and teaching as the junior faculty may require, and this mandate shall be considered a part of the professional obligations of the permanent faculty.*

II RECRUITMENT:

The Board agrees with the findings of the Commission on the nature and scope of the recruitment process at the various colleges of the University. It fully supports the Commission's understanding that the quality of all faculty personnel decisions and of the faculty itself, depends upon the quality of the initial recruitment effort.

(1) The recruitment process is essentially a continual one. Because of the City and State structures within which the University's budget process operates, the University cannot expect to clarify the availability of budget lines before the late Spring of a given academic year. Because of this the recruitment effort for any full-time faculty appointment should normally be of at least one year's duration. When an appointment must be made without such an effort, the candidate appointed shall be apprised that the search is continuing.

(2) The primary responsibility for recruitment shall rest with department chairmen, who in turn are responsible for the work of the personnel committees which they chair. Department personnel committees shall be accountable for their recruitment efforts, and they shall maintain written records of the recruitment process.*

(3) Each position for which a department recruits must be justified and defined on the basis of the following criteria:

   a. The need for the position must be clearly established in the context of such department factors as the current state of its faculty in terms of age, rank and areas of specialization, the development of new aspects of the discipline, future needs of new programs, and projections of student enrollment.

   b. The need for the position must be clearly established within the context of such college-wide factors as long-range plans and budget priorities which have been set for departmental consideration under 1,1. The President, after consultation with the faculty and appropriate governance bodies, shall also have final responsibility for setting college-wide priorities for recruiting.

   c. Those academic and professional credentials and qualifications which are appropriate to the position and rank, in conformity with the needs as determined by (a) and (b) above, must be clearly established.

   d. A full statement, of the terms and conditions of employment, and of the statutory evaluative criteria and procedures for reappointment and tenure, shall be given to all candidates.
(4) When the need for a position is clearly established on the basis of the criteria above (II,3), the department shall mount a recruiting effort on a national scale that includes but is not limited to the following features:

a. notice that the University is an equal opportunity employer;

b. advertisement, including all pertinent data concerning the position in the appropriate scholarly and professional journals and periodicals;

c. notice of the position throughout the University, including at the appropriate departments of the various colleges, for the benefit of any employees, part-time or full-time, who might be qualified;

d. full consideration of all unsolicited applications in the possession of the recruiting department and college as well as all adjunct faculty who wish to be considered;

e. maintenance of written records on the procedures used in the recruitment effort and in selecting a candidate to recommend for appointment. Such records must include whatever other data may be required for compliance with the federal affirmative action regulations. The records shall also include verification of the credentials of the candidates presented to the Board of Higher Education for appointment, and of the proper observance of announced closing dates for application.

(5) There shall be a University standard letter of appointment.

(6) The Chancellor will publish annually an analysis of the University’s recruitment procedures, a sampling of its recruitment records, and his own judgment as to the adequacy of the recruitment effort. This report will attempt to analyze and evaluate each college’s performance, but will not focus on individual cases.

III REAPPOINTMENT:

The Board reaffirms the Commission’s insistence that the decision to reappoint and the decision to tenure are two separate and distinct acts. Similarly, the Board reaffirms its position that no appointment carries with it the presumption of reappointments or of eventual tenure:

(1) In order to enhance and maintain flexibility in recruitment, appointment and reappointment, the Board authorizes the option of two-year appointments for full-time members of the instructional staff, in appropriate instances, at the discretion of the college.

(2) Decisions to reappoint faculty members shall take into account such institutional considerations as have been established and disseminated as a framework for all academic personnel actions.

(3) The criteria upon which decisions to reappoint are based shall be as follows:

a. First Reappointment Candidates for reappointment at the end of their initial term of appointment on a full-time line shall be evaluated on the basis of the following criteria:

(i) Teaching Effectiveness - There are a variety of ways, including classroom observation, to evaluate this criterion. The evaluation, however, should extend beyond the classroom, since the faculty members obligation to the students goes beyond normal class hours. Personnel committees should consider student evaluations as a factor in assessing the teaching effectiveness of an instructor.
(ii) Scholarly and Professional Growth - Candidates in tenure bearing titles for the first reappointment are expected to demonstrate their potential for scholarly work and their achievement in some of the following ways:

(a) Evidence of research in progress leading toward scholarly publication.

(b) Publication in professional journals.

(c) Creative works, show and performance credits, etc., when such are appropriate to the department.

(d) Development of improved instructional materials or methods.

(e) Participation in activities of professional societies.

(iii) Service to the Institution - Since all full-time faculty members share broad responsibilities toward the institution, work in departmental and college committee should be considered in over-all evaluations. Although it is understood that not all junior faculty members will have an opportunity to serve on important committees, their evaluation should consider evidence of their informal contribution to such committee work and their participation in other regular administrative activities such as governance, registration, advisement, library and cultural activities.

(iv) Service to the Public - A candidate, though not expected to do so for the first reappointment, may offer evidence of pertinent and significant community and public service in support of reappointment.

b. Second and Subsequent Reappointments. In addition to criteria for the first reappointment candidates for the second or subsequent reappointment shall be evaluated on the basis of the following criteria:

(i) Teaching Effectiveness - Evaluation of this criterion shall include contractual teaching observations and peer judgments: assessment of the instructor's effort and success in developing new methods and materials suited to the need of his students; and assessment of student evaluations, and of other non-classroom educational efforts such as academic advisement.

(ii) Scholarly and Professional Growth - Candidates for the second and subsequent reappointments are expected to offer evidence of scholarly contributions to their disciplines. Evaluations of the quality of such work may be sought from outside the department. Achievements in the period following the last reappointment should be evaluated on the basis of publications of scholarly works in professional journals, or reports of scientific experimentation; scholarly books and monographs, and evidence of work in progress; significant performance of show credits or creative work; and improved instructional materials and techniques that have been found effective in the classroom either in the City University or elsewhere.

(iii) Service to the Institution - Effective service on departmental, college, and university committees.

(iv) Service to the Public - Institutions of higher education are expected to contribute their services to the welfare of the community. Although such activities are a matter of individual discretion and opportunity, evaluation of a faculty member for reappointment should recognize pertinent and significant professional activities on behalf of the public. The absence of this contribution should not work to the disadvantage of any candidate for reappointment.
(4) Judgments on reappointment should be progressively rigorous. In the second and subsequent reappointments, a candidate should be able to demonstrate that he has realized some of his scholarly potential. Similarly, standards of acceptable performance as a teacher should be graduated to reflect the greater expectations of more experienced faculty members.

IV TENURE:

(1) The decision to grant tenure shall take into account institutional factors such as the capacity of the department or the college to renew itself, the development of new fields of study, and projections of student enrollment.*

(2) The criteria upon which decisions to tenure are based shall be as follows:

a. Teaching Effectiveness - Tenure appointments shall be made only when there is clear evidence of the individual’s ability and diligence as a teacher.

b. Scholarship and Professional Growth - Evidence of new and creative work shall be sought in the candidate’s published research or in his instructional materials and techniques when they incorporate new ideas or scholarly research. Works should be evaluated as well as listed, and work in progress should be assessed. When work is a product of a joint effort, it is the responsibility of the department chairman to establish as clearly as possible the role of the candidate in the joint effort.

The following factors may be supplementary considerations in decisions on tenure. The weight accorded to each will vary from case to case.

c. Service to the Institution - The faculty plays an important role in the formulation and implementation of University policy, and in the administration of the University. Faculty members should therefore be judged on the degree and quality of their participation in college and University government. Similarly, faculty contributions to student welfare, through service on committees or as an advisor to student organizations, should be recognized.

d. Service to the Public - Service to the community, state and nation, both in the faculty members’s special capacity as a scholar and in areas beyond this when the work is pertinent and significant, should be recognized.*

(3) Tenure shall not normally be granted before the fifth annual reappointment. Only in exceptional cases may tenure be granted before that time: when appointment to the faculty at the University requires the continuation of tenure previously awarded by another institution of higher learning; when a prestigious fellowship valuable to the college concerned interrupts continuous service during the probationary period; or when some extraordinary reason indicates that the college would be well served by the early grant of tenure.*

(4) The Chancellor will publish annually a report on tenure in the University, which analyzes the actions of each college and contains such pertinent data as may be of assistance to the college in the management of tenure. The report will also contain the Chancellor’s judgment on the quality of tenure procedures and actions.
V PROMOTION:

The Board fully supports the Commission's recommendation that the criteria established above for reappointment and tenure apply equally to decisions on promotion. It also reaffirms the Commission's caution that judgments on promotion be sufficiently flexible to allow for a judicious balance among excellence in teaching, scholarship, and other criteria.

When considering decisions on either promotion or tenure, personnel committees should bear in mind that the two judgments represent two distinct acts. Just as it would be unwise to promote those whose qualities for tenure are questionable, so it would be equally ill-advised to tenure those whose capacity for promotion to senior rank is judged to be limited.

(1) The criteria for promotion shall be as follows:

   a. to Assistant Professor (technically a new appointment) - The candidate must possess the Ph.D. degree and submit evidence of qualification to meet, in due time, the standards required for the first reappointment. Those persons without the Ph.D. currently holding positions as Assistant Professors and instructors at the Community Colleges shall not be affected by this provision. Until the committee appointed by the Chancellor to study equivalencies and waivers has made its report, the bylaw statements dealing with equivalencies and waivers will remain in force.

   b. to Associate Professor - The candidate shall present evidence of scholarly achievement following the most recent promotion, in addition to evidence of continued effectiveness in teaching; the candidate should thus meet the qualifications required above (IV,2) for tenure.

   c. to Professor - The candidate must meet all the qualifications for an Associate Professor, in addition to having an established reputation for excellence in teaching and scholarship in his discipline. The judgment on promotion shall consider primarily evidence of achievement in teaching and scholarship following the most recent promotion.

EXPLANATION: This Statement is adopted by the Board of Higher Education to facilitate orderly and consistent procedures and standards of quality in the recruitment, reappointment, promotion and tenuring of faculty members in the City University. Hearings on this Statement were held at the meeting of the Board on June 23, 1975. At the July 28, 1975 meeting, the Board agreed to hold further discussions, after which the Statement would be placed on the agenda of the September Board meeting for action without further debate or hearing.

*The General Counsel to the Board shall be instructed to determine what, if any, change in the Board's bylaws is necessary to effect this new policy, and to prepare for the Board's approval such amendments as are deemed necessary. Incumbent chairmen who do not meet these requirements should be permitted to fulfill the term of their chairmanship, and this should be effected in the implementation of the Policy Statement.

The Chairman noted that the phrase "and encourages student participation" was being withdrawn from Page 124, Paragraph 4, of the Policy Statement to allow for full consultation with all segments of the University community since it was a phrase not originally included in the Statement promulgated throughout the University.

Prof. Belle Zeller, President of the Professional Staff Congress, submitted for the record a statement in opposition on the ground that the Policy Statement violated the Taylor Law and the contract between the Board and the Professional Staff Congress.
NO. 6. SPECIAL COUNSEL TO THE BOARD, MEMORIAL RESOLUTION: WHEREAS, Arthur H. Kahn joined the legal staff of the Board of Higher Education in 1953 and served with distinction as General Counsel from 1967 to 1973 when he became Special Counsel to the Board; and

WHEREAS, His professional and personal integrity did much to uphold the standards and protect the reputation of the municipal colleges and the City University during periods of local and national turmoil which seriously affected the academic community; and

WHEREAS, his duties as General Counsel helped facilitate the formation of The City University of New York in 1961 and its immense growth, including the establishment of the Open Admissions policy; and

WHEREAS, The directness and openness with which he dealt with colleagues, officers of the University, public officials and the general public helped sustain confidence in the Board of Higher Education;

THEREFORE BE IT RESOLVED, That the Board of Higher Education herewith expresses its profound sorrow and deep sense of loss over his death on Friday, September 5, 1975, extends its deepest sympathy to his family and many friends, and notes with appreciation the efforts of his former colleagues to establish a scholarship in his honor at Queens College.

At this point Calendar No. 8 was considered.

NO. 8. GENERAL DISCUSSION: (a) The Chairman reported the receipt of a second letter from Commissioner Nyquist, an answer to which is being prepared. The Chairman also noted that the Board has asked for a meeting with the Board of Regents, which has been on record as favoring tuition.

(b) Mr. Jacobs expressed concern that the Schools of General Studies not be required to bear a disproportionate share of the colleges' financial burdens in the present fiscal crisis. Mr. Williams asked that the Presidents not single out any one segment of the colleges to bear a disproportionate share of the burden of retrenchment.

(c) The Chairman noted that a jocular remark made by Commissioner Nyquist about a telegram allegedly sent to him by a member of the Board of Higher Education had been written up seriously in The New York Times, thereby indicating, at the least, bad taste by a Board member. He pointed out that no such telegram had actually been sent. Mr. Williams asked to go on record as being critical of Commissioner Nyquist for releasing letters to the press before they were received and for the nature of the Commissioner's remark reported in the press.

(d) Dr. Goldin expressed concern that those responsible for academic planning should be aware of the fiscal situation and the need to defer approval or implementation of new programs involving the expenditure of additional tax levy funds.
NO. 7. UNIVERSITY REPORT: The Chancellor presented his oral report on matters of Board and University interest:

(a) The Chancellor expressed his personal regret and sorrow and that of the staff of the Central Office on the passing of Mr. Arthur H. Kahn, a valued colleague for years.

(b) The Chancellor welcomed Mr. Jay Hershenson to the Board and congratulated Ms. Clarissa Gilbert on her election as president of the National Student Association.

(c) The Chancellor announced with regret the resignation of Mr. Robert Moulthrop to become Director of Public Relations of the Educational Testing Service in Princeton.

(d) In accordance with the Board’s guidelines the colleges and the Central Administration have begun to adjust to the reductions in the University budget. Many of the actions taken have begun to affect the quality of the educational programs, but it is hoped that this can be arrested. A complete report on the impact of the reductions will be made by the Presidents by October 1 and reported to the Board.

(e) The Chancellor reported the creation of two task forces:

(1) To coordinate efforts to secure additional funding from the State. This consists of representatives of the Presidents, faculty, Professional Staff Congress, students, Committee on Public Higher Education, alumni groups.

(2) To consider possible restructuring of the University. The task force consists of representatives of the Presidents, faculty, students and Central Administration. It will examine the impact of a number of possible changes in the structure of the University, the ways in which it delivers its services, and the clientele it serves, to bring University expenditures within the budgetary level at which it may be expected to live in the next few years. Recommendations for possible changes will be brought to the Board as soon as they are available.

Upon motions duly made, seconded and carried, the meeting was adjourned at 5:45 p.m.

ETTA G. GRASS
Acting Secretary of the Board
MINUTES OF THE MEETING OF THE BOARD OF 
HIGHER EDUCATION OF THE CITY OF NEW YORK 

HELD 

OCTOBER 27, 1975 

AT THE BOARD HEADQUARTERS BUILDING 
535 EAST 80 STREET - BOROUGH OF MANHATTAN 

The Chairman called the meeting to order at 5:00 p.m. 

There were present: 

Alfred A. Giardino, Chairman 
Franklin H. Williams, Vice Chairman 

Armand D’Angelo 
Vincent R. FitzPatrick 
Gurston D. Goldin 

Rita E. Hauser 
Harold M. Jacobs 
Vinia R. Quinones 

Jay Hershenson, ex officio 

Etta G. Grass, Acting Secretary of the Board 

Chancellor Robert J. Kibbee 
President William M. Birenbaum 
President James A. Colston 
President Candido A. de Leon 
President Edgar D. Draper 
President Leon M. Goldstein 
President John W. Kneller 
President Leonard Lief 
President Robert E. Marshak 
President Joseph S. Murphy 
President Harold M. Proshansky 
President Donald H. Riddle 
President Kurt R. Schmeller 

President Joseph Shenker 
President Herbert M. Sussman 
President Richard D. Trent 
President Edmond Volpe 
President Jacqueline G. Wexler 
President Clyde J. Wingfield 
Professor David Valinsky 
Deputy Chancellor Seymour C. Hyman 
Vice Chancellor Mary P. Bass 
Vice Chancellor Julius C.C. Edelstein 
Vice Chancellor Timothy S. Healy 
Vice Chancellor Anthony Knerr 
Vice Chancellor J. Joseph Meng 

The absence of Mr. Murphy and Ms. Valle was excused.
A. NEW BOARD MEMBER: The Chairman greeted Mr. Armand D'Angelo, who was appointed to the Board by Governor Carey, and stated that Mr. D'Angelo was a public official for many years, was a commissioner in the New York City administration of Mayor Wagner, and for many years has been associated with the trade union movement in the electrical industry. He has had long experience with the fields of higher education and education, and his experience will be found valuable in the days ahead. The Chairman was happy to welcome Mr. D'Angelo to the Board.

B. BUDGET RETRENCHMENT: The Chairman made the following statement:

During this period of fiscal crisis our Board fully understands why University morale declines and confusion and tensions rise. May we urge caution on all members of the University community against over-reacting to the many rumors that are circulating regarding enrollment, elimination of units, tuition, payless furloughs, or particular plans.

We all know that serious problems do exist and must be resolved. However, it is the intention of the Board to take action only after wide consultation and careful consideration.

The financial crisis is a matter of joint concern. We recognize that any additional modifications in our programs after the $87 million of budgetary cuts would seriously impair the University further. Accordingly, more than ever, we must avoid internal dissension and strive together with unity to secure the additional State funds needed. If those funds should not be made available, then all of us would have to face up to a most painful review of our programs during the spring semester.

Our hope and expectation, with the cooperation of all elements of the University and the public, is that we can and must make a good case with the authorities to secure the funds needed.

Upon motions duly made, seconded and carried, the following resolutions were adopted or action was taken as noted (Cal. No. 1. through 7).

At this point, Cal. No. 5 was considered.

NO. 5. SEEK RESOLUTION: The Chairman announced that the Chancellor planned to hold a public hearing on this resolution on Friday, November 7, in the Board Room. Upon motions duly made, seconded and carried, the resolution was tabled in view of this.

At this point, Cal. No. 6 was considered.

NO. 6. CONSOLIDATION OF PROGRAMS: A motion was made and seconded that the following resolution be adopted:

WHEREAS, A review of various programs of study at the various community and senior colleges at City University reveals some which are duplicative, some with limited enrollments, and some with diminishing career opportunities, now therefore be it

RESOLVED, That the Chancellor prepare a plan of appropriate consolidation and cooperative relationships of programs throughout the University, for submission to the Board by November 17, 1975, so as to permit as many consolidations as may be educationally feasible to be made effective as of the February 1976 semester. The plan should be prepared in consultation with the College Presidents and faculty with the objective of eliminating programs with small enrollment or limited job opportunities and should give due consideration to the geographic location of programs, student transfers, the strengthening of quality, and greater faculty interchange, and be it further
RESOLVED, That the Chancellor review, on a long-range basis, other major programs of study at the various colleges to ascertain additional possibilities of consolidation of programs that are educationally feasible throughout the University as well as the feasibility in given specialized departments of creating cooperative relationships between such college departments or of combining them so as to permit greater faculty interchange than now exists.

Upon motions duly made, seconded and carried, it was agreed to insert the phrase “and students” to indicate that students are among those to be consulted in connection with the plan.

The Board heard the following who presented statements with respect to this item:

Prof. Irwin Polishook, Vice-President, Professional Staff Congress
Dr. Harold J. Robbins, Coordinator, School Administration and Supervision Program, Queens College
Prof. David Valinsky, Chairman, University Faculty Senate
Prof. Nancy L. Dill, Chairperson, Dept. of Early Childhood and Elementary Education, Queens College
Mr. Jackie Ellison, York College student
Prof. Israel Kugler, New York City Community College
Mr. Maynard Jones, Vice-Chairperson, Fiscal Affairs, University Student Senate
Ms. Joyce Atkinson, York College student
Mr. Cruz Fernandez, York College student

A statement was received from the Joint Schools Committee for Academic Excellence Now, Inc.

Mr. Williams moved to table the resolution. The motion was seconded by Mr. D'Angelo. The motion failed to secure a majority, with Mr. Williams, Mr. D'Angelo and Mrs. Quinones voting for the motion, and Dr. Goldin, Mrs. Hauser and Mr. Jacobs voting against the motion.

Mr. Williams made a motion to delete from the resolution the following: “for submission to the Board by November 17, 1975, so as to permit as many consolidations as may be educationally feasible to be made effective as of the February 1976 semester.” The motion was seconded by Mrs. Quinones. The motion failed to secure a majority.

Upon motions duly made and seconded, the resolution was put to a vote and failed to secure a majority.

Consideration of Cal. No. 1 was postponed until later in the meeting.

NO. 2. COMMITTEE ON FISCAL AFFAIRS AND PLANNING: RESOLVED, That the following items be adopted:

A. SENIOR AND COMMUNITY COLLEGE CAPITAL BUDGET - 1976-77:

A motion was made and seconded that this resolution be adopted.

At this point the Board heard Pres. William M. Birenbaum, who spoke with respect to the Staten Island Community College item, and who then introduced Ms. Zenobia Malino, who read a resolution adopted by the instructional staff of the college, asking for complete budget autonomy for the college so that it could make its own retrenchment plans.

The following resolution was adopted:
RESOLVED, That the Board approve Senior and Community College Capital Budget for 1976-1977 for projects to be funded by the New York State Dormitory Authority, as follows:

<table>
<thead>
<tr>
<th>COMMUNITY COLLEGES</th>
<th>PREVIOUSLY AUTHORIZED</th>
<th>1976-1977 BUDGET</th>
<th>TOTAL FUNDING</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>BRONX COMMUNITY COLLEGE</strong></td>
<td>$18,000,000</td>
<td>$17,000,000</td>
<td>$35,000,000</td>
</tr>
<tr>
<td>Renovations Alterations and Additions to University Heights Campus</td>
<td>-</td>
<td>1,920,000</td>
<td>1,920,000*</td>
</tr>
<tr>
<td><strong>KINGSBOROUGH COMMUNITY COLLEGE</strong></td>
<td>-</td>
<td>408,000</td>
<td>408,000*</td>
</tr>
<tr>
<td>Phase II - Academic Facilities (4 Inner Colleges)</td>
<td>-</td>
<td>912,000</td>
<td>912,000*</td>
</tr>
<tr>
<td>Phase II - Lecture Halls</td>
<td>-</td>
<td>312,000</td>
<td>312,000*</td>
</tr>
<tr>
<td>Phase II - Utilities, Distribution, Site Work, Demolition, etc., Human Resources Center</td>
<td>-</td>
<td>526,000</td>
<td>526,000*</td>
</tr>
<tr>
<td><strong>LAGUARDIA COMMUNITY COLLEGE</strong></td>
<td>-</td>
<td>2,171,663</td>
<td>2,171,663 a</td>
</tr>
<tr>
<td>Phase II - Ford Building Alterations (Balance)</td>
<td>-</td>
<td>5,854,000</td>
<td>53,737,945</td>
</tr>
<tr>
<td><strong>NEW YORK CITY COMMUNITY COLLEGE</strong></td>
<td>5,854,000</td>
<td>59,591,945 a</td>
<td></td>
</tr>
<tr>
<td>Phase I - Johnson Bldg. &quot;A&quot; including Site Acquisition; Namm Hall Air Conditioning and Alterations; Pearl Street Building Alterations and Mechanical Equipment</td>
<td>-</td>
<td>1,548,000</td>
<td>1,548,000*</td>
</tr>
<tr>
<td><strong>QUEENSBOROUGH COMMUNITY COLLEGE</strong></td>
<td>-</td>
<td>1,548,000</td>
<td>1,548,000*</td>
</tr>
<tr>
<td>Phase II - Lower Campus Center, Library Alteration, Science Addition, Liberal Arts Alteration, Oakland and Cafeteria Alterations, Site Work and Performing and Visual Arts Building</td>
<td>-</td>
<td>1,548,000</td>
<td>1,548,000*</td>
</tr>
</tbody>
</table>
Minutes of Proceedings, October 27, 1975

<table>
<thead>
<tr>
<th>COLLEGE AND PROJECT</th>
<th>PREVIOUSLY AUTHORIZED</th>
<th>1976-1977 BUDGET</th>
<th>TOTAL FUNDING</th>
</tr>
</thead>
<tbody>
<tr>
<td>STATEN ISLAND COMMUNITY COLLEGE</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Phases III, IV, V - Alterations</td>
<td>-0.</td>
<td>1,680,000</td>
<td>1,680,000*</td>
</tr>
<tr>
<td>to existing Buildings; Athletic Fields, Roads and Final Grading; Landscaping</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>SENIOR COLLEGES</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>THE CITY COLLEGE</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Centralized Boiler Facilities</td>
<td>-0.</td>
<td>1,549,276</td>
<td>1,549,276 a</td>
</tr>
<tr>
<td>LEHMAN COLLEGE</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Gymnasium</td>
<td>-0.</td>
<td>20,200,000</td>
<td>20,200,000 a</td>
</tr>
<tr>
<td>Phase II - Existing Library/Renovation to Art Building</td>
<td>-0.</td>
<td>2,822,000</td>
<td>2,822,000 a</td>
</tr>
<tr>
<td>QUEENS COLLEGE</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Science Building</td>
<td>25,000,000</td>
<td>4,184,000</td>
<td>29,184,000 a</td>
</tr>
</tbody>
</table>

* Fees and Miscellaneous Costs Only
a Total Estimated Cost

and be it further

RESOLVED, That the New York State Bureau of the Budget be requested to include “first instance” appropriations for the above listed projects in the indicated amounts in the State Executive Capital Budget for 1976-1977.

EXPLANATION: In order to advance senior and community college projects included in approved campus master plans, it is required that a “first instance” appropriation for each project be included in the State Capital Budget.

B. COMMUNITY COLLEGE PROJECT FUNDING FROM STATE BUDGET 1976-77:

RESOLVED, That the State Budget Director be requested to include appropriations in the 1976-1977 State Budget for the following Community College projects:

<table>
<thead>
<tr>
<th>Description</th>
<th>Total Cost</th>
<th>State Share</th>
</tr>
</thead>
<tbody>
<tr>
<td>Alterations to Existing Buildings, Campuses and Equipment</td>
<td>$1,938,000</td>
<td>$969,000</td>
</tr>
<tr>
<td>Alterations and Additions to Existing Buildings to make provision for access by the Handicapped</td>
<td>220,000</td>
<td>110,000</td>
</tr>
</tbody>
</table>
NEW YORK CITY COMMUNITY COLLEGE
Acquisition and Alteration of
Jay Street Annex and Alteration
of Chemistry Labs in Pearl St.
(Equipment Only)

Total Cost: 1,416,000
State Share: 708,000

EXPLANATION: Certain Community College projects for capital rehabilitation work, etc. are advanced under City contracts funded through the City Capital Budget. The State provides 50% reimbursement to the City for expenditures made under these contracts. This resolution formally requests that the 1976-77 State Budget include the appropriate source for this reimbursement. The projects included herein have previously been authorized by the Board.

C. UNDERWRITERS DORMITORY AUTHORITY BONDS - AGREEMENT RE INDEMNIFYING AND HOLDING HARMLESS FROM LIABILITY:

RESOLVED, That the Chancellor, Deputy Chancellor and Vice-Chancellor for Budget and Planning are each hereby authorized to execute from time to time on behalf of the Board instruments in which the Board agrees to indemnify and hold harmless any underwriter of revenue bonds of the Dormitory Authority of the State of New York, City University issue, and any person who "controls" any such underwriter within the meaning of the federal securities laws, against any and all losses, claims, damages and liability arising out of the inclusion, in a preliminary Official Statement or an Official Statement of the Dormitory Authority relating to any such bonds approved by any of such named officers of any statement or information relating to the City University that is untrue or incorrect in any material respect at the time made or provided, or arising out of the omission therefrom by any such named officer of any statement or information relating to the City University necessary to make the statements relating to the City University made therein in the light of the circumstances under which they were made not misleading in any material respect; and it is further

RESOLVED, That any such officer is further authorized to deliver any such instrument to the Dormitory Authority, any underwriter of any such bonds, or to such other persons as he shall deem necessary or desirable for the sale of any such bonds; and it is further

RESOLVED, That any such instrument shall be approved as to form by the General Counsel; and it is further

RESOLVED, That the authority granted to each such officer by this resolution shall continue until a certified copy of a resolution of the Board expressly revoking such authority has been delivered to the Dormitory Authority; and it is further

RESOLVED, That such instrument shall be executed by any such named officials only upon a showing satisfactory to him or her that the bond issue will not be underwritten by any responsible underwriter without the execution and delivery of such instrument.

EXPLANATION: The present fiscal crisis in the City of New York has had an adverse impact on investor confidence in Dormitory Authority bonds. The Dormitory Authority has advised the Board that the underwriters of City University issues require the Board to indemnify and hold the underwriters harmless from claims arising from incorrect or untrue statements made by Board officials or negligent omissions therefrom, as a condition of their underwriting. This resolution is adopted to permit the continuation of the City University construction program by authorizing such agreements.

D. LAGUARDIA COMMUNITY COLLEGE - ARMY PICTORIAL CENTER:

RESOLVED, That the Board hereby determines that all of the certain plot of improved real property at 35th Avenue and 36th Street, Long Island City, in the County of Queens, known as the Army Pictorial Center, is no longer needed as a part of the LaGuardia Community College Campus or for Board purposes, and it is further
RESOLVED, That the Board of Estimate is hereby requested to determine that the above specified real property is no longer needed for departmental or public purposes; and it is further

RESOLVED, That the Board of Estimate be petitioned to approve the reconveyance of said real property to the United States of America pursuant to Section 7241 of the General Municipal Law of the State of New York, and the Mayor requested to order the Corporation Counsel to approve the form of all legal instruments necessary on the part of the City of New York to effect such transfer, and it is further

RESOLVED, That the Board of Estimate and the Mayor be requested to designate and authorize the Commissioner of Real Estate to execute and deliver, and the City Clerk to attest and to apply the seal of the City Of New York to any and all legal documents necessary to effectuate such conveyance.

EXPLANATION: The real property in Long Island City known as the Army Pictorial Center was conveyed to the City of New York by the United States of America by deed dated October 6, 1972, for the express purpose of educational use by the Board of Higher Education and for operation by LaGuardia Community College. The aforesaid deed by the United States of America reserved a right of reverter in the event that the said parcel of real property should not be utilized solely and continuously for educational purposes. LaGuardia Community College is unable to develop said real property in accordance with the specified educational plan required by the United States of America. Accordingly, in the best interest of the City University of New York, the Army Pictorial Center should be reconveyed to the Federal Government.

E. NEW YORK CITY COMMUNITY COLLEGE - BOILER PLANTS:

RESOLVED, That the Board accept final plans, specifications and cost estimate of $13,678,205 as of August, 1975 for the alterations to the Pearl Street Building and construction of a Mechanical Equipment Plant for New York City Community College as prepared by Richard G. Stein and Associates; and be it further

RESOLVED, That the City University Construction Fund be requested to accept the aforementioned contract documents and estimate of cost.

EXPLANATION: On May 27, 1975 (Cal. No. 3.11.C, Pearl Street Alterations) and on June 23, 1975 (Cal. No. 4F, Mechanical Equipment Plant) the Board accepted the Preliminary Plans, Outline Specifications and Preliminary Cost Estimate for the aforesaid work. The preliminary Cost Estimate was $13,561,354 as of January, 1975. The final estimate of $13,678,205 as of August, 1975 compares favorably with the preliminary estimate of $13,561,354.

The plans have been received and accepted by the College, the University Office of Campus Planning and Development and the Dormitory Authority of the State of New York. It is recommended that the final plans, etc., be accepted.

F. HUNTER COLLEGE - REHABILITATION OF HEATING AND VENTILATING SYSTEM:

RESOLVED, That the Board minutes of 9/22/75, Cal. No. 3.11.B. be amended to read as follows:

RESOLVED, That the Board of Higher Education approve final plans, specifications and final estimate of cost for Project HM-669-B, and authorize Hunter College to advertise for, receive and open bids and award a contract to the lowest responsible bidder for furnishing all tools, labor and material necessary and required for Partial Rehabilitation of the Heating and Ventilating System at Hunter College, 695 Park Avenue, New York, N.Y., as prepared by Harold Hecht Associates, Engineers, at an estimated construction cost of $217,255.00, which includes 5% contingencies and 5% escalation, chargeable to Capital Project HN-203 - 0607-12-53 Repairs General - subject to financial ability, and be it further

RESOLVED, That the Budget Director be requested to approve said expenditure at a cost limitation of $217,255.00, Which includes 5% for contingencies.

EXPLANATION: Preliminary contract documents were approved by the Board of Higher Education on May 29th, 1973, and the Bureau of the Budget issued certificate No. CP-9052 on June 19th, 1973. The urgency of this project cannot be stressed enough. Project HM-669-B, Partial Rehabilitation of Heating and Ventilating System is necessary because there are constant break-downs of the equipment and there are absolutely no replacement parts available due to the age of the original installation. Also, this equipment is located in many parts of the College, from the sub-cellar to the 17th floor, and attendance by maintenance crew is very demanding.
G. DORMITORY AUTHORITY EXPENDITURES:

Upon motion made by Mr. Williams and seconded by Mr. D’Angelo, the Board considered a resolution consenting to the payment by the City University Construction Fund of certain moneys to the Dormitory Authority. The resolution failed to secure a majority.

Upon motion made by Mr. Williams, the Board unanimously agreed to reconsider this item at a later date.

At this point Cal. No. 4 was considered.

NO. 4. COMMITTEE ON ADMINISTRATIVE AFFAIRS: RESOLVED, That the following item be noted:

A. BYLAW AMENDMENTS TO CONFORM TO COMMUNITY COLLEGE INTEGRATION BILL:

Mr. Williams, on behalf of the Committee on Administrative Affairs, served notice of the introduction of amendments to Sections VI and XVI of the bylaws to conform the bylaws to the provisions of the community college integration bill. Notice of these proposed amendments was noted.

At this point Cal. No. 3 was considered.

NO. 3. COMMITTEE ON ACADEMIC AFFAIRS: RESOLVED, That the following items be adopted:

A. THE CITY COLLEGE - CENTER FOR LEGAL EDUCATION:

RESOLVED, That The City College, in cooperation with existing law schools, establish a Center for Legal Education, subject to receipt of non tax levy funds to cover total costs of the Center each year for the first three years of operation and to further review by the Board after that three year period.

EXPLANATION: The City College and New York Law School have established a six-year Program in Urban Legal Studies, leading to the B.A. and J.D. degrees. The programs in the Center for Legal Education will be designed to provide students in the Urban Legal Studies Program with the wide range of educational experiences that they will need in order to be able to deal with the total legal context of the problems that beset underserved urban communities, while at the same time, where appropriate, directly serving residents of the City of New York. These programs may include for example clinical service programs, educational programs for school age and adult populations, programs related to legislative activities, and various research projects. The Faculty Council of the College of Liberal Arts and Science has approved the proposed Center and the President of The City College recommends its establishment.

B. LEHMAN COLLEGE - M.S. IN PRIMARY CARE NURSING (CHILD AND ADOLESCENT MENTAL HEALTH):

RESOLVED, That the program leading to the M.S. in Primary Care Nursing: Child and Adolescent Mental Health, to be offered at Herbert H. Lehman College, be approved effective January 1976, subject to receipt of grants to cover total cost of program and further review by the Board if grant funds fall below the level needed to cover all program costs.

EXPLANATION: This program will provide education at the graduate level to prepare nurses to function with greater theoretical knowledge and clinical competence in the prevention and treatment of emotional illness of children, adolescents, and their families. Graduates of the program will be qualified to serve in a variety of settings as clinical specialists in child psychiatric nursing, in in-patient settings, residential treatment centers and day care and out-patient facilities. The program will help to meet the urgent need for nurses trained to work with the emotionally disturbed and will be the only one of its kind within the metropolitan area.
C. KINGSBOROUGH COMMUNITY COLLEGE AND NEW YORK CITY COMMUNITY COLLEGE - BUSINESS CERTIFICATE PROGRAM:

The resolution failed to secure a majority.

At this point Dr. Marvin Schick and Pres. Leon Goldstein were heard in favor of this program.

Upon motion made by Dr. Goldin, the Board unanimously agreed to reconsider this item at its next meeting.

At this point Cal. No. 1 was considered.

NO. 1. CHANCELLOR'S REPORT: RESOLVED, That the Chancellor's Report for October 27, 1975 (including Addendum Items) be approved, as amended as follows:

(a) Item BRI-4.10 - Brooklyn College: Leave of absence for Vice President and Professor Harry G. Albaum tabled.

(b) Items listed in PART E - ERRATA, to be withdrawn or changed, as indicated.

NO. 7. UNIVERSITY REPORT: The Chancellor announced that in order to accommodate people who work, the public hearing on the SEEK resolution, scheduled for Friday, November 7, would be held from 10:00 a.m. to 1:00 p.m. and from 3:00 p.m. to 6:30 p.m.

Upon motions duly made, seconded and carried, the meeting was adjourned at 6:50 p.m.

ETTA G. GRASS
Acting Secretary of the Board
MINUTES OF THE MEETING OF THE BOARD OF
HIGHER EDUCATION OF THE CITY OF NEW YORK

HELD

NOVEMBER 24, 1975

AT THE BOARD HEADQUARTERS BUILDING
535 EAST 80 STREET - BOROUGH OF MANHATTAN

The Chairman called the meeting to order at 4:50 p.m.

There were present:

Alfred A. Giardino, Chairman
Franklin H. Williams, Vice Chairman

Armand D'Angelo
Vincent R. FitzPatrick
Gurston D. Goldin

Jay Hershenson, ex officio

Rita E. Hauser
Harold M. Jacobs
James P. Murphy
Vinia R. Quinones

Etta G. Grass, Acting Secretary of the Board

Chancellor Robert J. Kibbee
President Milton G. Bassin
President William M. Birenbaum
President James A. Colston
President Candido A. de Leon
President Edgar D. Draper
President Leon M. Goldstein
President John W. Kneller
President Leonard Lief
President Robert E. Marshak
President Joseph S. Murphy
President Harold M. Proshansky
President Donald H. Riddle
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President Joseph Shenker
President Herbert M. Sussman
President Richard D. Trent
President Edmond Volpe
President Jacqueline G. Wexler
President Clyde J. Wingfield
Professor David Valinsky
Deputy Chancellor Seymour C. Hyman
Vice Chancellor Mary P. Bass
Vice Chancellor Julius C.C. Edelstein
Vice Chancellor Timothy S. Healy
Vice Chancellor Anthony Kneer
Vice Chancellor J. Joseph Meng
Vice Chancellor Peter S. Spiridon
Upon motions duly made, seconded and carried, the following resolutions were adopted or action was taken as noted: (Calendar Nos. A through 8)

A. FRANCESCO CANTARELLA-APPRECIATION OF SERVICES: WHEREAS, Francesco Cantarella was appointed by Governor Malcolm Wilson as a member of the Board of Higher Education and served in that capacity for his full term as well as for an additional period until his successor was appointed in September, 1975; and

WHEREAS, Mr. Cantarella has served with distinction and complete dedication in the affairs of the University; now therefore be it

RESOLVED, That the Board of Higher Education expresses its deep appreciation to Mr. Cantarella for the creative energy, hard work and vision with which he carried out his duties as a member of the Board, and wishes him continuing success in his public and private endeavors.

B. MARTA VALLE-MEMORIAL RESOLUTION: WHEREAS, Marta Valle has served with distinction as a member of the Board of Higher Education since March of 1974; and

WHEREAS, Her intimate knowledge of the City of New York, her professional training in social work, and her compassionate temperament made her an influential leader in the development of public policy and programs in the City which will be of enduring benefit to countless thousands of its citizens; and

WHEREAS, As a member of the Board of Higher Education she brought to our tasks her clear vision of the role of education for the cultural, social and economic betterment of individuals and the community as a whole; now therefore be it

RESOLVED, That the Board of Higher Education herewith notes with profound sorrow her death on November 10, 1975, and expresses its deepest sympathies to her family, her many friends, and the many New Yorkers whose lives have been enriched by her efforts.

NO. 1. CHANCELLOR'S REPORT: RESOLVED, That the Chancellor's Report for November 24, 1975 (including Addendum Items) be approved, as amended as follows:

(a) Item BRI. 19.5 - Medgar Evers College: Withdraw the reappointment of Maxine Morrin as Instructor in Teacher Education.

(b) PART D - ADDENDUM: Add the following item:

D.5. HIGHER EDUCATION SCHOLARSHIP PROGRAM - MODEL CITIES ADMINISTRATION:

RESOLVED, That the Board of Higher Education on behalf of the City University and the Research Foundation of the City University jointly enter into an agreement with the City of New York acting through the Model Cities Administration to administer a higher education scholarship program in the South Bronx and Harlem-East Harlem Model Cities areas, for the period October 1, 1975 - December 31, 1975 for which the Board and the Foundation will be compensated as agreed. The form of said agreement is to be approved by the General Counsel and when approved executed by the Secretary on behalf of the Board. The same may be extended from time to time on approval as to form by the General Counsel without further resolution by the Board.
EXPLANATION: In each of the Model Cities areas of New York City, the Model Cities Administration has contracted for the operation of a scholarship program designed to upgrade the area permanently by increasing the number of its residents who have had the benefit of higher education. Many CUNY students receive these scholarships.

The original resolution, adopted by the Board on March 27, 1972, Cal. No. 7-b, was extended from time to time and is now being further extended with additional funding for the South Bronx, not exceeding $1,063,878, and for Harlem-East Harlem, not exceeding $572,033. Further extensions are contemplated as further funds become available. The foregoing program is now being funded under the Community Development Act of the United States of America.

(c) Items listed in PART E - ERRATA and ADDITION TO THE ERRATA, to be withdrawn or changed as indicated.

NO. 2. COMMITTEE ON ADMINISTRATIVE AFFAIRS: RESOLVED, That the following item be adopted:

A. BYLAW AMENDMENTS TO CONFORM TO COMMUNITY COLLEGE INTEGRATION BILL:

RESOLVED, That the following amendments to the bylaws be adopted:

AMENDMENTS

Section 1. Subdivisions b and c of section 6.2, are hereby amended to read, respectively, as follows:

b. A distinguished person of proven record appointed [initially] to the title of professor, who had tenure in another accredited institution of higher learning, may be appointed with immediate tenure by the Board in its discretion.

c. A person appointed to the title of professor, associate professor or assistant professor [after prior service in a position on the instructional staff] may be granted tenure by the Board in its discretion, under these bylaws, after not less than one nor more than five years of continuous full-time satisfactory service on an annual salary basis.

Section 2. Subdivision d of section 6.6 is hereby repealed, and subdivisions e, f, g, and h are hereby renumbered to be subdivisions d, e, f, and g, respectively.

Section 3. Subdivision a of section 6.8 is hereby amended to read as follows:

Section 6.8 TRANSFERS, REASSIGNMENTS, PROMOTIONS. a. Neither tenure nor the period requisite for the achievement of tenure shall be affected by transfer within the city university [from one community college to another community college, nor from one senior college to another senior college, nor] or by promotion or change of title, except that a person upon whom tenure has been conferred and who may be transferred or promoted to any position in the city university, or whose title may be changed, shall have tenure in his/her new position, provided such position is on the permanent instructional staff, and further provided that the transfer does not involve a change from the administrative staff to the instructional staff.
Section 4. Article XVI, as last amended by Board Minutes, November 27, 1972, Cal. No. 3, is hereby amended to read as follows, and subdivisions 16.4, 16.5 and 16.6, constituting Part II - Community Colleges, of Article XVI are repealed.

ARTICLE XVI - ADMISSIONS

[PART I - SENIOR COLLEGES]

Section 16.1 ADMISSIONS WITHOUT CHARGE FOR TUITION.* A student who qualifies for matriculation toward a baccalaureate degree, provided he/she does not already hold a recognized bachelor's degree, or a student who qualifies for matriculation toward an associate degree, provided he/she does not already hold an associate or bachelor's degree may be admitted without charge for tuition if he/she meets one of the following conditions:

a. [He/she is a bona fide resident of New York City,**] He/she is a resident of the City of New York which for purposes of determining free tuition eligibility means he/she has his/her principal place of abode in the City of New York for a period of at least twelve consecutive months immediately preceding the first day of classes for the semester with respect to which he/she applies for admission, and states his/her intention to permanently live and maintain his/her principal place of abode in New York City.

b. He/she is a child of a member of the permanent staff of the board; or is the child of a deceased or retired member of such staff who had served for more than five years on an annual salary; or is the child of an employee of the city of New York, or of a city agency, who is required to live outside of the city of New York in the performance of his/her official duties. If such student is a resident of a county within New York state not within the city of New York, he/she shall be exempted from tuition charges only to the extent his/her county of residence has not elected to pay such charges, and a certificate of residence issued within two months prior to the completion of registration must be filed by such student with the registrar before the completion of registration. Such certificate of residence shall be valid for a period of one year from the date of issuance.

c. [He/she is a citizen of a foreign country who has earned the associate degree in a community college under the jurisdiction of the board and is otherwise qualified for transfer to a senior college, provided that he/she was initially admitted prior to February 1971, on a tuition-free basis.]

Section 16.2 ADDITIONAL ADMISSIONS WITHOUT CHARGE FOR TUITION.* a. A qualified student may be admitted to the hunter college elementary school or high school without charge for tuition if he/she meets one of the following conditions:

1. He/she is a bona fide resident of New York City[**] and otherwise meets the criteria for admission established by the board.

2. He/she is the child of United Nations personnel, provided the person through whom he/she derives eligibility continues in residence in the city of New York during the period of his/her attendance. Not more than twenty-five such students may be so admitted.

*Upon admission, all students are required to pay such [general and special] fees as are approved by the board of higher education.

[**A bona fide resident of New York City means one who is domiciled in New York City.]
b. He/she is a student of another college or university which will furnish in exchange similar benefits to a student of a college within the city university of New York. Evidence of satisfactory educational qualifications must be presented and the approval of the president of such college within the city university is required.

c. The board may, by resolution, provide for additional admissions to courses and programs, subject to such conditions as the board may determine.

Section 16.3 ADMISSIONS UPON PAYMENT OF TUITION.* a. A qualified student not eligible for admission without payment of tuition may be admitted to the courses and programs of the senior and community colleges upon payment of established tuition, fees and upon such other conditions as the board may determine.

b. A qualified student who is a resident of a county in New York state, not within the city of New York may be admitted to the courses and programs of the senior and community colleges, upon payment of the required tuition. In the case of a student whose county of residence has elected to pay all or a portion of the tuition and fees, a certificate of residence issued within two months prior to the completion of registration must be filed with the registrar before the completion of registration. Such certificate of residence shall be valid for a period of one year from the date of issuance.

c. At the discretion of the administrative officer under whose supervision the course or program is offered, a qualified student who is a member of a law enforcement agency outside the state of New York may be admitted, upon a space-available basis, to a course of study leading to the bachelor of science degree at the John Jay College of Criminal Justice, upon payment of the required tuition.

d. A citizen of a foreign country who was admitted as a fee-paying student to a community college and has earned an associate degree in the community college, and who is otherwise qualified, may be admitted on a space-available basis as a matriculated student to a senior college upon payment of the required tuition as established by the board.

Section 6. The repeal of subdivision c of section 16.1 of the bylaws shall not affect the present rights of any person thereunder.

Section 7. These amendments shall be effective as of July 1, 1975, except that the amendments to Sections 16.1(a) and 16.2(a)(1) shall be effective as of September 1, 1975.

[PART II - THE COMMUNITY COLLEGES]

Section 16.4 ADMISSIONS WITHOUT CHARGE FOR TUITION.*** A student who qualifies for matriculation toward an associate degree, provided he/she does not already hold an associate degree from the city university received wholly or in part on a tuition-free basis, may be admitted without charge for tuition if he/she meets one of the following conditions:

*Upon admission, all students are required to pay such [general and special] fees as are approved by the board of higher education.

[***Upon admission, all students are required to pay such general and special fees as are approved by the board of higher education and by the board of trustees of the state university of New York.]
Section 16.5 ADDITIONAL ADMISSIONS WITHOUT CHARGE FOR TUITION.*** a. The board may, by resolution, provide for additional admissions to courses and programs, subject to such conditions as the board may determine.

b. He/she is a student of another college or university which will furnish in exchange similar benefits to a student of a college within the city university of New York. Evidence of satisfactory educational qualifications must be presented and the approval of the president of such college within the city university is required.

Section 16.6 ADMISSIONS UPON PAYMENT OF TUITION.*** a. Qualified students who are not eligible for admission without payment of tuition may be admitted to the courses and programs of the community colleges, upon payment of established tuition fees and upon such other conditions as the board may determine.

b. A qualified student entitled to a certificate of residence from a county in New York state, not within the city of New York, may be admitted as a student to the programs and courses upon payment of the required tuition. A certificate of residence, which was issued within two months prior to the completion of his/her registration, must be filed with the registrar prior to the completion of registration. Such certificate of residence shall be valid for a period of one year from the date of issuance.

[*** A bona fide resident of New York city means one who is domiciled in New York city. **] Upon admission, all students are required to pay such general and special fees as are approved by the board of higher education and by the board of trustees of the state university of New York.

NOTE: Matter underlined is new, matter in brackets is to be deleted.

NO. 3. COMMITTEE ON ACADEMIC AFFAIRS: RESOLVED, That the following items be adopted:

A. QUEENS COLLEGE - CERTIFICATE OF POST MASTER'S STUDIES IN LIBRARIANSHIP:

RESOLVED, That the program in Library Science leading to the Certificate of Post Master's Studies in Librarianship, to be offered at Queens College, be approved effective February 1976, subject to financial ability.

EXPLANATION: This program is intended for graduate librarians who hold the M.L.S. degree and who wish to improve their competencies in present positions or to prepare for new positions as administrators, subject specialists, information officers, or technical specialists in libraries and related organizations. It is designed to provide access to a greater variety of study by permitting students to attend Columbia, Pratt and other CUNY colleges for courses relevant to individual student needs and interests. An integral part of the program will be a major research or investigatory project in the student's field of specialization. No additional costs are anticipated for this program. The students in the Certificate Program will not lead to an increase in students enrolled in the Department of Library Science because there will be a corresponding drop in enrollments in the Master's program. No additional faculty or courses are required and the program can and will be conducted within the college's regular operating budget. Students in the program, unless awarded fellowship funded by outside sources, will pay the prevailing rates for graduate study at City University.
B. LAGUARDIA COMMUNITY COLLEGE - A.A.S. IN BUSINESS MANAGEMENT/PRECISION TECHNOLOGY:

RESOLVED, That the program in Business Management/Precision Technology leading to the A.A.S. Degree, to be offered at LaGuardia Community College, be approved effective February, 1976, subject to financial ability.

EXPLANATION: This program is articulated with the Joseph Bulova School of Watchmaking in Woodside, New York, which prepares disabled veterans and other handicapped persons for positions in watchmaking and precision instrument repair. Under the articulation arrangements, students from the Bulova School will be admitted to LaGuardia as matriculants. They will receive 18 credits for their work in the Bulova School and will earn the A.A.S. degree after completing 48 credits selected from liberal arts and business courses already existing at LaGuardia Community College. The present facilities and staff at LaGuardia are adequate to meet the needs of students enrolled in the program. It is expected that 20 students will participate in its first year of operation and that enrollment will total about 63 students by 1979-80. No additional costs are required for initiation of this program. Existing faculty and courses will be used. The courses in precision technology will be conducted by the Bulova School at its expense.

C. KINGSBOROUGH COMMUNITY COLLEGE AND NEW YORK CITY COMMUNITY COLLEGE - BUSINESS CERTIFICATE PROGRAM:

RESOLVED, That the Business Certificate Program to be offered jointly by the Business Divisions of Kingsborough Community College and New York City Community College be approved; and be it further

RESOLVED, That the offering of the program is contingent upon receipt of outside funding sufficient to maintain the program at no cost to the University.

EXPLANATION: There is a need for a program which will offer access to higher education and provide skills and career opportunities which are consistent with the academic standards of City University and the practices of the ethnic groups that comprise the Borough Park, Williamsburg and Crown Heights sections of Brooklyn. The cultural and religious practices which govern these communities do not permit access to higher education as it is presently offered either in the City University or at private institutions throughout the City. As a result, a large percentage of the college-age population in these Brooklyn communities has been unable to acquire post-secondary education that would prepare them to enter the job market above a marginal level. This educational unpreparedness has resulted in unemployment and underemployment and the general deterioration of these communities. This program will help to remedy the situation by attracting eligible students and providing them with skills and knowledge necessary for employment.

NO. 4. COMMITTEE ON FISCAL AFFAIRS: RESOLVED, That the following items be adopted:

I. TRUSTS AND GIFTS RESOLUTION:

A. USE OF VOORHEES ENDOWMENT INCOME FOR REPAIRS AND SUPPLIES:

RESOLVED, That the Board of Higher Education authorize the expenditure of a sum not to exceed $30,000 of income from the Voorhees Endowment Fund for repairs and educational supplies for the Voorhees Campus - New York City Community College. An itemized list of the proposed expenditures follows:

GENERAL DESCRIPTION OF ITEMS TO BE PURCHASED FOR VOORHEES DEPARTMENTS

I. ARCHITECTURAL TECHNOLOGY - $ 5,800

A. Educational supplies
   Model-making supplies
   Blueprint supplies
   Drafting supplies
   General instructional materials
GENERAL DESCRIPTION OF ITEMS TO BE PURCHASED FOR VOORHEES DEPARTMENTS - (Continued)

B. Repairs to components of drafting rooms

C. Professional publications

II. AUTOMOTIVE TECHNOLOGY

A. Educational supplies
   Hand tools
   Gaskets
   Fluids
   Automotive unit parts

B. Repairs
   Service contract to maintain and calibrate equipment

C. Professional publications

D. Laundry service

III. ENVIRONMENTAL CONTROL TECHNOLOGY

A. Educational supplies
   Refrigeration supplies
   Plumbing supplies
   Air conditioning supplies
   Drafting supplies
   Measuring tools
   Soldering material
   Hand tools

B. Repairs
   Repairs to compressors
   Repairs to drafting room equipment

C. Professional publications

D. Rental of films

IV. MACHINE TOOL TECHNOLOGY

A. Educational supplies
   Assorted tools, instruments and dispensable materials
   Raw materials - ferrous, non-ferrous and plastics

B. Repairs
   Repairs on lathes, drill presses, power shears
   Repairs to testing machines and microscopes
EXPLANATION: As a result of budget cutbacks and cost increases in materials and supplies, New York City Community College has insufficient funds to meet the needs of the technical and educational programs at the Voorhees Campus. Under the terms of the court order which transferred the assets of the Voorhees Technical Institute to the Board of Higher Education, "income from the endowment fund . . . . shall be used . . . . to support technical and industrial educational programs in such areas as . . . educational equipment, supplies and materials. . . . facilities renovation and other items that will improve the technical and educational programs."

The balance of the income in the Endowment Fund at August 30, 1975 was $186,932.96 of which $52,800.12 was in cash.

II. FISCAL RESOLUTION:

A. BUDGET REQUEST FOR 1976-77:

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

RESOLVED, That the Board approves and adopts the Chancellor's budget request for 1976-77 with the following modifications:

That the Board's budget request include a section relating to the present inequity that prevails in the funding by the State of the senior colleges of City University as opposed to the funding provided the senior colleges of State University and that the State consider the removal of that inequity so that it will assume its rightful increased proportion of the University's expenses.

The State presently provides all of the funds to meet SUNY's senior college costs except for revenue offsets generated by the tuition imposed at those institutions. It would therefore be appropriate for the State to provide similar funds with a similar offset insofar as its contribution would be concerned.

If this were done, the State's share of City University senior college operations would total $221 million, an increase of $117 million over the level provided in the existing formula. Understanding the severity of the State's fiscal situation, it may not be possible to move to this level of 100% State support in one year. Therefore, the Board is prepared to support the alternative arrangement recommended last year by the Mayor whereby as an interim step toward State funding equity, senior college fees and tuition would be credited to the City's contribution and fully matched by State aid.

Dr. Goldin asked to be recorded as voting No with the explanation that he considered the budget request for 1976-77 as deficient in two respects.

1) It is not in touch with harsh fiscal realities and in that regard is damaging to the credibility of the University.

2) A budget is not simply a fiscal document. It is an instrument of policy. No educational policy relating to the mission and nature of the University has been submitted by the Chancellor to serve as the conceptual base for a budgetary proposal.

EXPLANATION: The Chancellor has recommended to the Board an operating budget of $577.9 million for the fiscal year 1976-77. A public hearing on the proposed budget was held on November 21, 1975.

The Mayor is required by law to certify to the Governor no later than December 1 of each year the amount he plans to include in his proposed Executive Budget for the City's contribution to the operation of the City University. Traditionally, before the Mayor acts, a budget request is submitted to him by the Board.

Because of the City's financial crisis and uncertainties regarding the level of University funding for the 1976-77 fiscal year, the Chancellor has not been able to prepare a traditional budget request for 1976-77. Also, in a departure from past practice, the City has already advised the University of the level of funding which it can expect from the City in next year's budget. The Chancellor proposes, therefore, that a budget request be submitted to the City based on the expected level of City funding but adjusted by a change in State aid funding formulas.
The City has indicated that it expects to provide the University next year approximately $233 million, down from $275 million enacted in the original 1975-76 University budget. Under existing State aid funding formulas, this would result in a total University budget of about $519 million. The Chancellor recommends that the Board submit a budget request which anticipates the level of City funding already communicated to the University but, on the basis of legislation jointly supported by the Mayor and the University last year, adjusts State funding to credit all senior college and graduate fees and tuition against City aid, in computing matching State aid. This would result in a total University appropriation of $577.9 million.

In support of this level of funding, the Chancellor stresses the urgent need to continue existing open admissions and other University programs. The City and the University have previously supported the proposed funding change as a first step in redressing the current inequitable level of State per student support to CUNY relative to its support of SUNY.

III CAMPUS PLANNING AND DEVELOPMENT RESOLUTIONS:

A. NEW YORK CITY COMMUNITY COLLEGE - ALTERATIONS TO JAY STREET BUILDING:

RESOLVED, That the Board approve extra work in the amount of $106,535.13 for Contract No. 213054 with Ronel Systems, Inc., for Heating, Ventilating and Air Conditioning Work in connection with alterations to Jay Street Building at New York City Community College, which is $33,540.13 in excess of the allowable 5% ($72,995.00) of the original contract amount of $1,459,900.00, chargeable to Capital Project HN-178; and be it further

RESOLVED, That the Board of Estimate be and is hereby requested to approve this extra work in the amount of $33,540.13 which is in excess of the allowable 5% of the contract amount without public letting.

EXPLANATION: The causes for the excess in extra work:

1) Work omitted from the Heating and Ventilating contract but necessary to do the work
2) Job conditions that could be attributed to lack of coordination by the Consultant
3) Work required by Code, but not specified
4) Work that had to be performed over the contract allowances.

The major items of work that could be attributed to Consultant's omission are the controls and wiring necessary for start-up and shut-down of air handling systems that were required in order to prevent implosions from occurring, and the cost of necessary repairs to ductwork and plenums due to the implosions that occurred on AC3 and AC4.

The major items that could be assigned to job conditions are the changes due to structural steel redesign, and problems concerning the structural stability of the elevator penthouse, which required additional sheet metal work and piping.

The major items of work required by code but not included in this contract are the installation of pump coupling guards on all HVAC service pumps, the installation of fire dampers on the third floor, and the installation of static pressure gauges in the discharge ducts of air handling supply fans.

The major item of work that had to be performed over the contract allowances was the cost of manpower necessary to comply with union requirements for temporary heat.

B. CITY UNIVERSITY CONSTRUCTION FUND PAYMENTS:

RESOLVED, That the Board request the City University Construction Fund to grant to the Board such amounts of money available or to become available in its accounts that are surplus to the amounts that are required by the Fund for its administrative expenses and for rental payments to the Dormitory Authority in 1975-76.

EXPLANATION: The 1975-76 budget for the City University Construction fund was established by a November 15, 1974 certificate of the Fund which estimated the rental payment that would be required to be paid to the Authority in 1975-76. The principal component of this rental payment is debt service required on bonds sold by the Authority to finance CUNY construction. Since the Authority has been unable to sell its bonds, the originally estimated rental payment to the Authority will be substantially reduced and the Fund may have a surplus of approximately $32 million by year end.
The City has advised that its support for the City University will be drastically reduced between now and the end of the fiscal year. The purpose of this resolution is to request the City University Construction Fund to pay to the Board whatever available and anticipated surplus it may have in order to partially offset the substantial reduction of City support of the University's current budget.

NO. 5. NEW YORK CITY COMMUNITY COLLEGE - PERSONNEL ACTION: RESOLVED, That in the matter of charges against Associate Professor Robert Evans at New York City Community College, the Board hereby appoints as an impartial hearing committee Professor Louis Wertman, designated by the College Personnel and Budget Committee, Professor Vincent Quinn of Brooklyn College, designated by the University Faculty Senate Executive Committee, and Professor Phyllis Berger of Bronx Community College, who shall be chairperson, selected by the two aforesaid appointees.

EXPLANATION: This appointment of a hearing panel is made pursuant to Section 21.3 of the collective negotiating agreement between the Board and the Professional Staff Congress.

NO. 6. SEEK RESOLUTION: Tabled.

NO. 7. BUDGET RETRENCHMENT: The Chairman read the following statement on behalf of the Board:

The City University of New York is beset with extraordinary budget problems stemming from New York City's fiscal crisis. An additional $55 million cut in the 1975-76 University budget is being asked. The demand comes after the CUNY budget was reduced by $87 million at the start of the current academic year and many strenuous adjustments made.

The Board of Higher Education has been fighting to protect and preserve the University's quality programs and has sought ways to minimize the effects of budget reductions on our students and our faculty. We welcome those of you who have come to offer constructive suggestions that may help us in the design of workable alternatives to meet the enormous problems of the University.

Today's meeting on the Budget Retrenchment Proposal will be conducted as a public hearing to learn and find new opportunities for retrenchment procedures that would have the least permanent and least adverse effects on the University, its mission, its students, and its faculty. The testimony and views presented will then be carefully considered in the next few days to see whether any adjustments are warranted in meeting the additional $55 million reduction.

At the end of the hearing the Board meeting will recess until next Monday, the first of December, at 5 P.M., when final action on the retrenchment resolution will be taken without further hearing.

At this point the Board heard the following who spoke in opposition to various parts of the retrenchment resolution:

Congressman Herman Badillo
Prof. David Valinsky, Chairman, University Faculty Senate
Prof. Evelyn Handler, Vice-Chairman, University Faculty Senate
Mr. Al Viani, District 37, American Federation of State, County and Municipal Employees
Prof. Belle Zeller, President, Professional Staff Congress
Prof. Clara Melman, CUNY Women's Coalition
Mr. Warren Nagel, CUNY Veterans Action Committee
WHEREAS, In response to a severe fiscal crisis in the City of New York and to the reduced operating budget for City University, the Board, on July 28, 1975, adopted a Statement of Policy and adopted implementing resolutions designed to meet the University's budget gap of $87 million in the current 1975-76 academic year; and

WHEREAS, Pursuant to such resolutions student fees and tuitions have been substantially increased, administrative and support staff personnel reduced, faculty teaching loads increased by an average of 15%, sabbaticals curtailed, and significant portions of Masters and other programs terminated, resulting in the reduction of 3,688 total full-time equivalent positions and a serious curtailment in the functions and mission of the University; and

WHEREAS, The deepening fiscal crisis has impelled the City of New York to reduce the budget in the University in the current academic year by an additional $34 million in City tax-levy funds, which, with a further loss of $21 million in State matching funds, results in a total additional reduction of $55 million and overall of $130 million reduction from the 1975-76 budget certified by the Mayor; and

WHEREAS, Efforts to have New York State release part of its funds already appropriated to match expected city funds have thus far proved unavailing; and

WHEREAS, Senior college facilities under construction to a value of $413 million are being suspended while 30% completed, and the Board has deferred all plans for new, urgently needed design and construction of physical facilities; and

WHEREAS, If the staff reductions that would be required to meet the $55 million budget reduction were to be realized in the Spring semester, twice the number of positions (approximately one-third of the instructional staff) would be required by the annualization of such reductions for the fiscal year 1976-77, and this would imply rehiring and recruitment to refill positions for Fall 1976, and more importantly would make it impossible to continue the educational program for the students now in midyear,
Be it Therefore RESOLVED, That the Board of Higher Education, as trustees charged with the responsibility of protecting and enhancing an open and qualitative educational process throughout the City University of New York, and in good conscience on behalf of the students, faculty and staff of the City University and the public which we serve; hereby rejects the Mayor's request for additional reductions in the University’s 1975-76 fiscal budget.

Be it Further RESOLVED, That the Board calls upon the Governor of the State of New York to introduce emergency legislation during the current special session to provide the City University of New York with the State assistance originally certified and approved during the Spring, 1975 legislative session.

Be it Further RESOLVED, That the Board calls upon the New York State Legislature to enact the necessary legislation in order to return the $60 million windfall and in solidarity with the efforts of the Board to protect free tuition and open admissions by rejecting further cutbacks.

NO. 7A. MEMORIAL RESOLUTION, RAY GLASS: Mr. Jay Hershenson moved a memorial resolution for Ray Glass, Legislative Director of the Student Association of State University. The resolution was seconded by Mr. Williams.

The Chairman questioned the right of a non-voting ex officio member of the Board to move a resolution. The Vice-Chancellor for Legal Affairs was asked for her interpretation of the law. She said she had researched the law and that it was her opinion that an ex officio member who under the terms of the statute was specifically barred from voting on matters before the Board did not have the right to move or second a resolution since the power to move a resolution was integral to the power to vote. The Chairman then ruled that he did not recognize the right of the non-voting ex officio member to move the resolution.

Upon motion duly made by Mrs. Hauser and seconded by Mr. Murphy, the following resolution was adopted:

WHEREAS, Ray Glass, Legislative Director of the Student Association of State University, defended the City University in its times of need; and

WHEREAS, Ray Glass was a strong supporter of students' rights and human dignity; and

WHEREAS, Ray Glass gave of himself, not only for the betterment of students, but for faculty, staff, administration and the enhancement of the educational system,

Be it RESOLVED, That the Board of Higher Education mourns the tragic death of Ray Glass, and extends its sincere condolences to the Glass family.

NO. 8. UNIVERSITY REPORT: No report.

Upon motions duly made, seconded and carried, the Chairman recessed the meeting at 7:15 P.M., to be reconvened at 5 P.M. on December 1, 1975.
The Chairman reconvened the meeting on December 1, 1975 at 5:15 P.M.

There were present:

Alfred A. Giardino, Chairman
Franklin H. Williams, Vice Chairman

Armand D’Angelo
Vincent R. FitzPatrick
Gurston D. Goldin

Rita E. Hauser
Harold M. Jacobs
James P. Murphy
Vinia R. Quinones

Jay Hershenon, ex officio

Etta G. Grass, Acting Secretary of the Board

Chancellor Robert J. Kibbee
President Milton G. Bassin
President William M. Birenbaum
President James A. Colston
President Candido A. de Leon
President Edgar D. Draper
President Leon M. Goldstein
President John W. Kneller
President Leonard Lief
President Harold M. Proshansky

President Donald H. Riddle
President Joseph Shenker
President Herbert M. Sussman
President Edmond Volpe
President Jacqueline G. Wexler
Professor David Valinsky
Deputy Chancellor Seymour C. Hyman
Vice Chancellor Mary P. Bass
Vice Chancellor Timothy S. Healy
Vice Chancellor Anthony Knerr
Vice Chancellor J. Joseph Meng

NO. 7. BUDGET RETRENCHMENT: The Chairman made the following statement on behalf of the Board:

At our meeting last week we recessed and said that we would vote today on Item No. 7, Budget Retrenchment. All nine members of the Board met today fully prepared to vote on this resolution on Budget Retrenchment to cut an additional $55 million this year. After a series of meetings with and at the request of representatives of the Mayor’s Office as recently as late this afternoon, that action has been deferred pending conversations between representatives of the City and the Board.

Dr. Goldin read the following statement into the record:

I have read the November 24, 1975 Statement of the Council of Presidents endorsing the Chancellor’s Plan.

In my judgment, the Chancellor’s Plan is deficient in terms of its failure to develop an educational policy, relating to the mission and nature of the University, which would serve as the conceptual framework for the formulation of specific retrenchment proposals involving structures and programs.

Upon motions duly made, seconded and carried, the meeting was adjourned at 5:20 P.M.

ETTA G. GRASS
Acting Secretary of the Board
MINUTES OF THE MEETING OF THE BOARD OF HIGHER EDUCATION OF THE CITY OF NEW YORK

HELD

DECEMBER 15, 1975

AT THE BOARD HEADQUARTERS BUILDING
535 EAST 80 STREET - BOROUGH OF MANHATTAN

At this point the Board went into Executive Session.

There were present:

Alfred A. Giardino, Chairman

Armand D'Angelo
Vincent R. FitzPatrick
Gurston D. Goldin

Harold M. Jacobs
James P. Murphy
Vinia R. Quinones

Jay Hershenson, ex officio

Etta G. Grass, Acting Secretary of the Board

Chancellor Robert J. Kibbee
Deputy Chancellor Seymour C. Hyman

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

A. CHAIRMAN OF BOARD: WHEREAS, Alfred A. Giardino has served with dedication, tireless energy and unflinching courage as Chairman of the Board of Higher Education since being appointed for a two-year term by the Mayor of the City of New York in 1974; and

WHEREAS, Mr. Giardino has stated officially that professional and other obligations make him undesirous of reappointment for a full five-year term upon expiration of his present term on December 31, 1975; and

WHEREAS, The Board and the City University will be seriously handicapped without his outstanding leadership during the continuing fiscal crisis of the University; now therefore be it

RESOLVED, That the Board of Higher Education hereby sincerely urges Mr. Giardino to make himself available for reappointment or for reappointment for a term of at least one year in view of the continuing crisis faced by the University, the effects of which might have more serious consequences should there be a break in the continuity of leadership of the Board of Higher Education.

The Chairman called the meeting to order at 5:20 P.M.
There were present:

Alfred A. Giardino, Chairman
Franklin H. Williams, Vice Chairman

Armand D'Angelo
Vincent R. FitzPatrick
Gurston D. Goldin

Rita E. Hauser
Harold M. Jacobs
James P. Murphy
Vinia R. Quinones

Jay Hershenson, ex officio

Etta G. Grass, Acting Secretary of the Board

Chancellor Robert J. Kibbee
President Milton G. Bassin
President William M. Birenbaum
President James A. Colston
President Edgar D. Draper
President Leon M. Goldstein
President John W. Kneller
President Leonard Lief
President Robert E. Marshak
President Joseph S. Murphy
President Harold M. Proshansky

President Donald H. Riddle
President Kurt R. Schmeller
President Joseph Shenker
President Herbert M. Sussman
President Richard D. Trent
President Edmond Volpe
President Jacqueline G. Wexler
President Clyde J. Wingfield
Professor David Valinsky
Deputy Chancellor Seymour C. Hyman
Vice Chancellor Anthony Knerr
Vice Chancellor J. Joseph Meng

Upon motions duly made, seconded and carried, the following resolutions were adopted or action was taken as noted: (Calendar Nos. 1 through 7)

**NO. 1. CHANCELLOR'S REPORT:** RESOLVED, That the Chancellor's Report for December 15, 1975 (including Addendum Items) be approved, as amended as follows:

(a) **PART D - ADDENDUM:** Include ADDITION TO ADDENDUM.

(b) Items listed in **PART E - ERRATA,** to be withdrawn or changed, as indicated, and also to delete the reference on Page 4 of the ERRATA to the withdrawal of the appointments of Lillian Gradin and Eugene McConnell from Item BRI. 13.6 (Queensborough Community College).

EXPLANATION: The Chancellor's Report consists of those resolutions and actions of a non-policy nature which require approval by the Board of Higher Education.

**NO. 2. COMMITTEE ON FISCAL AFFAIRS AND PLANNING:** RESOLVED, That the following items be adopted:

**A. NDSL BILLING AND COLLECTION SERVICE CONTRACTS:**

RESOLVED, That the Board of Higher Education authorize the Central Office to award a contract on the basis of competitive bidding for furnishing National Defense/Direct Student Loan billing services with an option to extend the operation of the billing service to include the Nursing Student Loan program. The duration of the contract shall be from April 1, 1976 to March 31, 1977 with two renewal options of one year each. It is estimated that the cost of the contract will be $170,000 annually, or $210,000 annually if the Nursing Student Loan program option is exercised; and be it further
RESOLVED, That the Board of Higher Education authorize the Central Office to award a contract on the basis of competitive bidding for a letter writing service which specializes in mail follow-up of National Defense/Direct Student Loan delinquent accounts. The duration of the contract shall be from April 1, 1976 to March 31, 1977 with two renewal options of one year each; and be it further

RESOLVED, That the Board of Higher Education authorize the Central Office to award a contract on the basis of competitive bidding for furnishing National Defense/Direct Student Loan collection agency services. The duration of the contract shall be from June 1, 1976 to May 31, 1977 with two renewal options of one year each.

EXPLANATION: The United States Government (Department of H.E.W.) has made it mandatory for all participating colleges to make a bona fide attempt to bill and collect repayments of the National Defense/Direct Student Loan. Funds for the billing service contract will be provided by Federal Government reimbursement of administrative expenses to the University. Funds for the letter writing service and collection agency contracts are permitted to be charged against the NDSL fund at no cost to the University.

Continuation of the University-wide systematized billing service is essential for the orderly repayment of student loans. At present, the Nursing Student Loan billing activities are being manually maintained. The extension of the billing activities to include the Nursing Student Loan program will be exercised when the administrative details can be properly managed.

The letter writing service procedure is designed to remind neglectful National Defense/Direct Student Loan borrowers of their oversight in fulfilling their obligation to the University. This method will provide a better rate of collection at a less expensive cost than a collection agency.

A collection agency serves as a final attempt, short of litigation, to effect payment of delinquent accounts. The present National Defense/Direct Student Loan collection agency contract will expire on May 31, 1976.

B. COMMUNITY COLLEGE OPERATING BUDGETS FISCAL YEAR 1975-76:

RESOLVED, That the Board of Higher Education approve the adjusted operating budget for fiscal year 1975-76 for the Community Colleges indicated below:

<table>
<thead>
<tr>
<th>Operating Budget as Adopted by The City of New York</th>
<th>Adjusted Operating Budget</th>
</tr>
</thead>
<tbody>
<tr>
<td>Board of Higher Education Community Colleges</td>
<td>$142,368,867</td>
</tr>
<tr>
<td></td>
<td>$163,623,867</td>
</tr>
</tbody>
</table>

EXPLANATION: The City of New York approved budgets for each community college for 1975-76 in its Expense Budget, as indicated in the column entitled "Operating Budget as Adopted by The City of New York." The City also approved budgets for the College Discovery Program, as well as unallocated amounts for enrollment and other increases held centrally in University Programs. The budget contained in the column entitled "Adjusted Operating Budget" reflects the addition of these amounts to the approved Community College budgets. The Director of the State Division of the Budget has requested a Board resolution approving these allocations on a University basis for his approval for purposes of State aid. This resolution complies with that request and also with State Education Law Section 6304 (1-b), which permits City University Community Colleges to file for State aid as a single unit.

NO. 3. PROPOSAL REGARDING EDUCATIONAL MISSION OF UNIVERSITY: Mr. Williams asked if there was any language in this resolution which raised the question of the qualifications for admission to the University, and the Chancellor assured him that there was not.

Upon motions duly made, seconded and carried, the following resolution was adopted:
WHEREAS, The City University has provided education of high quality to the citizens of New York City for 128 years under sound policies which permit the expansion of the City's economic base and enhance the quality of life for its citizens; and

WHEREAS, At this time of fiscal crisis the City, which has previously provided funds to support this mission, has become unable to continue this public policy at levels previously prevailing; and

WHEREAS, The quality of the educational programs should be maintained over the full range of educational opportunities and a solid educational base should be maintained from which the University can respond to present needs within reduced funding and from which it can expand when improved public funding returns; and

WHEREAS, The University must continue in its search for more efficient and effective ways of carrying out its educational mission,

NOW, THEREFORE, The Board of Higher Education hereby:

A. Directs the Chancellor, in consultation with appropriate administrative, faculty and student bodies to prepare plans and appropriate options together with cost analyses and time schedules for presentation to the Board for the following:

1. The establishment of more uniform and stricter definitions for the classification of students enrolled at the University, including rational but firm guidelines to require satisfactory student progress toward a degree,

2. The development of reasonable standards of progress and basic skills development for admission to the upper division programs of the colleges, both for students in attendance at the local colleges as well as those transferring from the community colleges,

3. Development of University calendars that will make more efficient use of the University's human and physical resources and the feasibility of experimenting with revised calendars in a given number of colleges in the September 1976 semester,

4. The rational consolidation of multi-campus specialized graduate and undergraduate programs, with due consideration to the geographic location of programs, student transfers, the strengthening of quality and greater faculty interchange,

5. The development of administrative staffing patterns for the colleges which relate the number of administrative and support personnel to the size and complexity of each institution,

6. The development of criteria for the consolidation or elimination of some of the University's basic units and development of plans and schedules for such action, including termination of space rentals,

7. The institution of a program for faculty development to expand the competencies and versatility of young faculty members; and

B. Further reaffirms the moratorium now in effect on major new programs and on major new construction until the future needs and financial and physical resources of the University can be reassessed within the context of the changes due to the implementation of this plan.

C. Directs the Chancellor to provide by January 5, 1976 a schedule for presenting the plans and schedules described above.
NO. 4. HOLIDAY CLOSING OF FACILITIES: A motion was made and seconded that the resolution be adopted.

At this point the Board heard Dr. Irwin Polishook, Professional Staff Congress, who spoke in opposition to the resolution.

The following resolution was adopted:

RESOLVED, That all units and facilities of the University shall close from December 24, 1975 through January 4, 1976; and it is further

RESOLVED, That notwithstanding the above, the Chancellor or the Presidents may during the pendency of such closing direct the performance or maintenance of essential or emergency services; and it is further

RESOLVED, That with respect to employees other than full-time teaching members of the instructional staff, any days which would otherwise be work days within such period shall be charged against annual leave; and it is further

RESOLVED, That the Chancellor is directed to implement these resolutions.

EXPLANATION: The closing of University facilities during the period from Wednesday, December 24, 1975 through Sunday January 4, 1976 will permit the University to save fuel and electricity costs and thus contribute to the required fiscal reductions, and conserve resources.

NO. 5. BUDGET RETRENCHMENT: WHEREAS, In response to a severe fiscal crisis in the City of New York and to the reduced operating budget for City University, the Board, on July 28, 1975 adopted a Statement of Policy and adopted implementing resolutions designed to meet the University’s budget gap of $87 million in the current 1975-76 academic year; and

WHEREAS, Pursuant to such resolutions student fees and tuitions have been substantially increased, administrative and support staff personnel reduced, faculty teaching loads increased by an average of 15%, sabbaticals curtailed, and significant portions of Masters and other programs terminated, resulting in the reduction of 3,688 total full-time equivalent positions and a serious curtailment in the functions and mission of the University; and

WHEREAS, The deepening fiscal crisis has impelled the City of New York to reduce the budget in the University in the current academic year by an additional $34 million in City tax-levy funds, which, with a further loss of $21 million in State matching funds, results in a total additional reduction of $55 million and an overall $130 million reduction from the 1975-76 budget certified by the Mayor; and

WHEREAS, Efforts to have New York State release part of its funds already appropriated to match expected city funds have thus far proved unavailing; and

WHEREAS, Senior college facilities under construction to a value of $413 million are being suspended while 30% completed, and the Board has deferred all plans for new, urgently needed design and construction of physical facilities; and
WHEREAS, If the staff reductions that would be required to meet the $55 million budget reduction were to be realized in the spring semester, twice the number of positions (approximately one-third of the instructional staff) would be required to be abolished as would be required by the annualization of such reductions for the fiscal year 1976-77, and this would imply rehiring and recruitment to refill positions for Fall 1976, and more importantly would make it impossible to continue the educational program for the students now in midyear; and

WHEREAS, The Board recognizes that said extreme further reductions must be accommodated on an emergency basis in the spring semester of the 1975-76 academic year for the most part, and that due regard must be given to the fundamental mission of the University to maintain and continue the education of its student body; and

WHEREAS, The Board further recognizes that such emergency measures are proper only within the context of a total restructuring and reorganization of the University which define its role within the constraints which the fiscal condition of the City and State place upon it; and

WHEREAS, The Board is presently engaged in developing such a plan to be adopted at the earliest time consistent with the dimensions of the task and the responsibilities which this places upon the Board; and

WHEREAS, The Board resolution which follows represents, in the judgment of the Board, the most feasible method of accommodating the drastic budget reductions which have been imposed upon it; now therefore be it

RESOLVED, That the Board will make the required savings by:

1. Distributing budget reductions among all the college units to be effectuated by consolidation of programs, retrenchment of administrative, support and instructional staffs for a saving of $13 million,

2. Moving collection of all summer session fees and charges into the month of June 1976 as income for the current fiscal year and consolidating summer session offerings to result in savings of $9 million,

3. Scheduling for faculty, administration and support staff payless furloughs of total duration of four weeks, or equivalent payless periods to result in payroll savings of $32 million, and with due consideration being given for the protection of the fringe benefits of staff; and be it further

RESOLVED, That the Chancellor is requested to report to the Board his plans to implement the above actions; and be it further

RESOLVED, That the above is effective immediately.

Mr. Jay Hershenson read part of the substitute resolution proposed by the University Student Senate which he had read into the record of the November 24, 1975 meeting.

He also asked for inclusion in the record of the following letter from State Senator Joseph R. Pisani to the Chairman of the Board:
December 4, 1975

Honorable Alfred A. Giardino
Chairman
Board of Higher Education
535 East 80 Street
New York, New York 10021

Dear Mr. Giardino:

I was distressed to learn today from the Chairperson of the City University Student Senate and from representatives of the Student Association of the State University of a ruling made by you at the Board of Higher Education meeting on November 24, 1975, in which you denied the right of the non-voting student member of the Board to make a motion at said meeting.

As the author and principal sponsor of the statute (Chapter 587 of the Laws of 1975) mandating ex-officio membership of a designated student representative on the Board of Higher Education, I wish to inform you, in no uncertain terms, that this interpretation, which strikes at the heart of the entire purpose of the bill, is in clear violation of legislative intent.

The law clearly indicates that the sole contemplated restrictions on the participatory rights of student governing board members consist of the right to vote and the right to be appointed to certain offices. In support of this interpretation, I enclose a copy of the supporting legislative memorandum, which accompanied the bill during the legislative process and the Governor's deliberations, which specifically mentions - among the defects to be corrected by the bill - the then inability of such student representatives to make motions (p.2).

It is difficult to express the sense of frustration which I have experienced upon learning that this legislation, which was carefully drafted to give the student bodies of our public colleges and universities the full right to express not only their views on policies advanced by other elements in the academic community but to place on the table their own suggestions as to the governance of their institutions, has been, in effect, nullified by a mere parliamentary ruling.

The technically irrelevant but nevertheless disturbing fact that the motion by Mr. Hershenson which occasioned the ruling was made in an effort to memorialize the contributions of a student whose statesmanlike leadership in this cause has done much to bridge misunderstandings between the student bodies of our state and city institutions and the members of the State Legislature and state government, saddens me further.

I am hopeful that, in the light of the considerations mentioned herein, you will see fit to make your future rulings on this subject conform to the clear intent of the law. I shall otherwise feel reluctantly compelled, along with those of my colleagues who were instrumental in the passage of this legislation, to take whatever action is necessary and proper to vindicate the provisions and intent of the law in question.

Very truly yours,

(sgd.) Joseph R. Pisani
Joseph R. Pisani
STATE SENATOR

The Chairman's reply follows:
December 15, 1975

Senator Joseph R. Pisani
State Senate
Capitol
Albany, New York

Dear Senator Pisani:

Thank you for your letter of December 4 with respect to the statute adopted earlier this year providing for ex officio membership of a designated student representative on the Board of Higher Education.

May I share with you my understanding of the law and the reasons for the ruling that an ex officio member who is specifically prohibited by law from exercising voting power does not appear to have the power to move or second a resolution which requires action by the Board.

The question of the right to move had been researched by our Vice-Chancellor in charge of Legal Affairs. Her opinion, given at the public hearing before the ruling was made, was that the right to make a motion implied the right to act or vote on that motion. The parliamentary rationale behind having to have a mover and a seconder is that a minimum of two members of a constituent body wish that motion acted upon favorably by the entire body. Thus, to “move” the resolution toward adoption, the mover and seconder must be persons who share in the body’s power to act.

Normally, an “ex officio” member is one holding a fully empowered membership in a Board by reason of a different office held by that person. However, in the present legislation, the law specifically provides that the particular ex officio member named is not a full member with power to act. It specifically restricts him from exercising the right to vote. Hence the normal application of “ex officio” status which does not limit the power to act does not apply here. Nor did the law specify the right to make or second motions.

I understand that the Attorney General of New York State recently found that ex officio non-voting student Board members are not public officers within the meaning of our State statutes. His opinion of November 25, 1975 states:

“As a non-voting member, the student member does not exercise a portion of the sovereign power, and, therefore, would not be a public officer under common law. Furthermore, it appears that the student members are elected by the students of their respective institutions therefore may be considered representatives of the student bodies by whom they are elected rather than representatives of the public at large.”

The Attorney General recognizes their character as representatives of one element of the University community rather than as persons charged with the weighty public duty of upholding the institution regardless of private, special, or personal interest. Moreover, it appears that they are not bound by the rigorous conflict of interest prohibitions relating to public officers.

Moreover, if a motion were permitted to be made by a person who does not have a clear right to make that motion and action is taken on the basis of that motion, it may be legally challenged. That action of the Board could be set aside with great harm to the University since, as you know, we let contracts of millions of dollars. Frankly, that is not the kind of serious risk that a public body should take without a clear expression in the law.
You have expressed the desire of the legislation to permit student bodies to place on the table their own suggestions as to the governance of our University and that this purpose may have been adversely affected by the ruling. The fact of the matter is that a year prior to the legislation you sponsored, the Board set up a committee structure in which a representative of the University Student Senate participates at all of its meetings. Moreover, the ex officio representative of the University Student Senate is present and participates effectively in the discussions of the Board at our informal and public meetings. Thus there has been complete freedom to suggest or to place on the table suggestions regarding the governance of the University. Such a purpose and question are different from that relating to the right to make official motions and to act on them.

In the light of the above, I trust you can appreciate the reasons for the ruling that an ex officio member who is specifically prohibited by law from voting may not move or second a resolution of the Board in the absence of specific statutory authorization to make or second motions.

Sincerely,

(sgd.) Alfred A. Giardino
Alfred A. Giardino
Chairman

NO. 6. ENROLLMENT: A motion was made and seconded that this resolution be adopted.

Mr. Murphy gave a brief report on the recommendations of the Regents Task Force and urged that the various principles in the Regents Task Force report be kept in mind in connection with a resolution of the long-term restructuring of the University.

At this point the Board heard the following who spoke in opposition to the resolution on Enrollment:

New York State Senator Robert Garcia, Minority Legislative Caucus
Professor David Valinsky, University Faculty Senate

Mr. Murphy made a motion, which was seconded by Mr. Williams, that the Board continue to hear the people who had requested to speak and then announce a continuation of the public hearing at a subsequent date, with adequate notice to be given of the date, and that the Board not vote on this item at this time. The motion was lost.

The hearing continued:

Mr. Raynes L. Soaries, Jr., Chairman, N.Y.C. Regional Education Comm., NAACP
Ms. Frances Julty, Field Services, Bank Street College of Education
Professor James A. Malone, Assistant Dean of Students, John Jay College
Mr. Paul Caballero, Lower East Side Puerto Rican Council
Mr. Steve Gaynor, University Student Senate representative, Baruch College
Mr. Ken Carrington
Mr. Ernesto Loperena, Puerto Rican Caucus, CUNY

The meeting was recessed for dinner.

At the conclusion of the recess the Chairman spoke of the resignation of President Donald H. Riddle to become Chancellor of the University of Illinois (Chicago Circle).
Upon motions duly made, seconded and carried, the following resolution was adopted:

**NO. 6A. DESIGNATION AS ACTING PRESIDENT OF JOHN JAY COLLEGE OF CRIMINAL JUSTICE:** RESOLVED, That Dr. Gerald Lynch, Vice-President and Acting Dean of Faculty, be designated Acting President of John Jay College of Criminal Justice, effective January 15, 1976, until such time as a president is designated, with compensation at the rate of $11,000 per annum in addition to his regular academic salary, subject to financial ability.

The Chairman introduced Dr. Lynch.

Mrs. Hauser asked to be recorded as having voted affirmatively on all items already voted by the Board. Mr. Hershenson objected to a member of the Board voting on an item when not present.

At this point the Board returned to Cal. No. 6.

**NO. 6. ENROLLMENT:** The Board continued the hearing, and the following were heard:

- Dr. Janet Karlson, Director, Joint Schools Comm. for Academic Excellence Now, Inc.
- Dr. Marjorie Henderson, President, Campus Coordinating Advisory Comm., The City College
- Reverend Charles L. Norris, Sr., Bethesda Missionary Baptist Church
- Mr. Efrain Quintana, Chairman of Student Senate, Hostos Community College
- Ms. Fran Geteles, SEEK Counselor, CCNY
- Mr. Freddie H. Pepper, Exec. Vice-President, Student Government, Hostos Community College
- Mr. Samuel Farrell
- Mr. Garth Marchant, Borough of Manhattan Community College
- Mr. Kanzaki

A motion was made by Mrs. Quinones and seconded by Mr. Williams that the resolution be tabled. The motion was lost.

Mr. Williams objected to the Board’s taking action on this item for the following reasons:

1. It is a major amendment of a major Board policy and should not be adopted without adequate notice and an adequate public hearing.

2. It questions the standards set for the high schools by the Board of Regents.

3. It starts at the wrong end of the spectrum. Standards should first be set for moving from the third year of college to the last year, then from the second to the third and from the first to the second before limitations are set on admissions.

Mr. Williams indicated that he might challenge Board approval of this resolution in the courts.

Mrs. Quinones objected to the resolution on the grounds that the value of the tests to be formulated is questionable and that the “other standards to be developed” would lead to confusion and misunderstanding. Adoption of the resolution would mean the elimination of open admissions and would be in violation of the higher education law according to which a public hearing with adequate notice is to be held. A public meeting is not the same as a public hearing.

Mr. Hershenson objected to the adoption of the resolution because he felt there had not been an adequate public hearing and he felt it was brought about by the officials of the Mayor’s Office, Big MAC, and the Emergency Financial Control Board, none of whom were present. He suggested that an emergency meeting be requested with the Governor and that his help and support be sought to protect free tuition and open admissions.
Mrs. Quinones asked that the roll be called. The following resolution was adopted with Mr. D'Angelo, Mr. FitzPatrick, Dr. Goldin, Mrs. Hauser, Mr. Jacobs and Mr. Murphy voting in the affirmative, and Mrs. Quinones and Mr. Williams voting in the negative:

WHEREAS, The University must continue in its search for more efficient and effective ways of carrying out its educational mission,

NOW, THEREFORE, The Board of Higher Education hereby directs the Chancellor to develop and apply admission standards, effective with admissions for the fall semester of 1976, to assure that future undergraduate matriculated entrants to the University have satisfactorily completed their reading and academic requirements for high school graduation and have demonstrated their readiness for college work by meeting successfully a skills test given by the University in standard reading and standard arithmetic or by meeting other standards to be developed.

NO. 7. UNIVERSITY REPORT: No report.

Upon motions duly made, seconded and carried, the meeting was adjourned at 10:34 P.M.

ETTA G. GRASS
Acting Secretary of the Board