

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

HELD

MARCH 23, 1970

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

The Chairman called the meeting to order at 5:30 p.m.

There were present:

Frederick Burkhardt, Chairman
Renato J. Azzari
Herbert Berman
George D. Brown
Maria Josefa Canino
Porter R. Chandler
Jean-Louis d'Heilly
Norman E. Henkin
Minneola P. Ingersoll
Robert Ross Johnson

Francis Keppel
James Oscar Lee
Benjamin F. McLaurin
Louis Nunez
Jack I. Poses
Luis Quero Chiesa
Ruth S. Shoup
Ella S. Streator
Arleigh B. Williamson

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

Chancellor Albert H. Bowker
Acting President Joseph J. Copeland
President John W. Kneller
President Donald H. Riddle
President Herbert Schueler
President Richard Trent
Dean Douglas Maynard
President Milton G. Bassin
President William M. Birenbaum
President Murray H. Block
President James A. Colston

President Nasry Michelen
President Kurt R. Schmeller
President Joseph Shenker
Dr. Robert S. Hirschfield
Mr. Lester Jacobs
Deputy Chancellor Seymour C. Hyman
Vice-Chancellor Julius C. C. Edelstein
Vice-Chancellor Timothy S. Healy
Vice-Chancellor T. Edward Hollander
Vice-Chancellor Bernard Mintz
Dean Benjamin Rosner

The absence of Mr. Ashe was excused.

At this point the Board went into Executive Session.

NO. 1. APRIL MEETING OF THE BOARD: Upon motion duly made, seconded and carried, the following resolution was adopted:

RESOLVED, That the Board meeting scheduled for April 27, 1970, be rescheduled for WEDNESDAY, APRIL 29, 1970.

EXPLANATION: Through an oversight the Board meeting was originally scheduled on the evening of a religious holiday.

NO. 2. COMMITTEE ON LAW: (a) and (b) BYLAW AMENDMENTS: Laid over for consideration at a special meeting of the Board scheduled for April 7, 1970.

(c) Mr. Berman, on behalf of the Committee on Law, served notice of the following proposed bylaw amendments:

- (1) Sections 1.1 and 3.4 amended to conform to the collective negotiation contracts
- (2) Article XIII (Sections 13.1–13.7) "Leaves" amended to conform to the collective negotiation contracts.
- (3) Article XIV (Sections 14.1–14.10) "Non-Instructional Staff" (recodification).

Upon motions duly made, seconded and carried, the following resolutions were adopted or action was taken as noted: (Cal. Nos. 3 through 27)

THE CITY UNIVERSITY
(Calendar Nos. 3 through 11)

NO. 3. REPORTS OF THE CHANCELLOR:

I would like to make two or three remarks about items which don't deal directly with tonight's agenda, but are things that the Board should know about.

I had intended to ask the Board tonight to adopt a resolution criticizing the Budget Director and the Mayor for holding up one of our capital expenditure items, Kingsborough. I told them we were going to do this, and they approved it on Monday.

I asked to have circulated to you a series of documents concerning restructuring since internal college governance appears to be one of the issues involved in the student protests at both Hunter and at Staten island, and people at Hunter and at several of the other colleges would like to know just where the Board stands on this issue. The Board has not taken a position, but I would like to keep you up-to-date on what has taken place. Last May the Board moved in principle to establish councils of overseers and also set up a commission for the purpose of drawing up guidelines for internal governance. In doing this, the Board committed itself to adopting an internal governance plan provided there was substantial sentiment in favor of it both by students and faculty. The hope was that the commission might provide a more definite set of guidelines for the establishment of such plans. What we have here doesn't really set up very specific guidelines. I don't see anything that I criticize in it, but the Board has not adopted it as a position. I have also handed out two internal governance documents which have been endorsed at Queens College and at John Jay. Both seem to be reasonable compromises with common sense. I want to bring this to your attention because the Board may be asked to make definite statements as to what it will or will not adopt. I'm going to ask the Administrative Council to discuss this next week and see if they want to have university-wide guidelines or whether the Board should react to the individual plans as they come up.

Another thing I want to report on briefly is the budget situation in Albany. The Governor's budget was fairly good from our point of view, as I reported before. It endorsed Open Admissions. It improved the funding formula for the community colleges from 33 1/3% to 40%. It did not, however, provide preferential funding for the SEEK program. It provided a smaller appropriation than we had last year. The State by a series of ad hoc decisions had been paying 70 or 80% of the cost. When the budget was prepared the SEEK funds were deleted from the budget for the State University, private colleges, and the City University. Various reassuring statements were made. This was intended to make the Legislature take a new look at the SEEK program. The problem is that the Legislature is very uptight on the question of student unrest and particularly unhappy about what is going on at Buffalo, which is the seat of power of the most powerful man in Albany, Earl Brydges. He is responsible for the SEEK program's preferential funding, and he is finding the things going on there pretty hard to take. He proposed an amendment asking that the SEEK program be transferred to the jurisdiction of the State Education Department. The State University at the beginning was so sick of the whole business that it was willing to go along with that proposal, but I opposed it. We do not want another level of control in the State Education Department. The City is taking a hard position that this is a State program and the State must provide the money. It is a very, very tough problem for us. I want you to know it, and I also want you to know that anything which cannot stand up to the light of day in the SEEK program will have to go. One such item is the high per student cost of the residence. The housing cost is \$5,000 a year per student and that is something we will not be able to justify. The Legislature came back today, and is adjourning next week. If they don't adjourn next week, they may be in for another six weeks. We are very much under the gun on this. If we don't get the money, we are going to be squeezed very, very hard by the City.

That is all I wanted to say about that.

NO. 4. OPERATING BUDGET MODIFICATIONS: The Chancellor's report of operating budget modifications (a) pending in the Budget Office and (b) approved by the Mayor was noted.

NO. 5. WAIVER OF BYLAWS FOR PERSONNEL ACTIONS: The Chancellor's report was noted of the following bylaw waiver requests for personnel actions:

**PERSONNEL ACTIONS WITH WAIVER OF BYLAWS
SUMMARY REPORT—MARCH 1970**

	March 1968—1969	Sept. through March* 1969—1970	This Month March 1970
Senior Colleges and Graduate Division			
a. Ph.D. waivers for Instructor+	23	30	0
b. Other degree waivers	40	40	2
c. Other waivers	3	4	0
d. Waivers for administrators	10	11	3
Sub-total	76	85	5
Community Colleges			
a. Degree waivers	33	23	0
b. Other waivers	10	1	0
c. Waivers for administrators	4	6	0
Sub-total	47	30	0
Central Office			
a. Degree waivers	2	0	0
b. Other waivers	0	0	0
c. Waivers for administrators	1	2	0
Sub-total	3	2	0
TOTAL WAIVERS	126	117	5

*Includes figures listed for March 1970

+Not required under pending revision of Bylaws

NO. 6. SEEK AND COLLEGE DISCOVERY TRANSFER POLICY: RESOLVED, That the following policy for the transfer of SEEK and College Discovery students to community college career programs be approved:

SEEK AND COLLEGE DISCOVERY TRANSFER POLICY

PROBLEM

Under present regulations there is no policy or procedure for the transfer of SEEK students to community college career programs. Over the last two years, it has become increasingly obvious that there are a number of SEEK students who are interested in transferring to the career programs at the community colleges. The reasons for such changes are many, but under current regulations there is no defined procedure for orderly movement.

I. POLICY

Outlining a procedure raises the larger issue of determining the most beneficial relationship between the SEEK and College Discovery programs. At present, there are some SEEK students (transferees) in the community colleges and College Discovery students (community college graduates) in the senior colleges. Since there are roughly the same number of SEEK students (150) desiring transfer to community colleges as there are College Discovery students receiving their associate degrees and transferring to senior colleges, it would seem most appropriate to have the students actually transfer into the principal program based at the receiving college. If the ratio changes, an appropriate budgetary adjustment between SEEK and College Discovery would have to be made. The result would be that all special program students at the community colleges would be part of the College Discovery program, and their counterparts in the senior colleges would all be part of the SEEK program. The only exception to this would be the College Discovery and Development students (Prong II) who enter the senior colleges in a group as freshmen; these students are counted as part of the senior college regular enrollment and College Discovery covers only stipends, books and fees.

II. ELIGIBILITY FOR SEEK TRANSFER TO COMMUNITY COLLEGE CAREER PROGRAMS

(1) All SEEK students interested in transferring to a community college career program will be eligible for such transfer if they have completed no more than three semesters.

(2) Transfer requests must be supported by statements from both the student and the counselor detailing the reasons for the transfer request including the student's career goal. Such requests must also carry the endorsement of the SEEK Director. The counselor's statement should also present evidence that the student has sufficient potential to carry the work involved in the career program. For students with averages of 1.5 or above transfer will be automatic. Those with 1.0 to 1.5 average can transfer provisionally, and would be required to make substantial academic progress during their first semester in the community college career program.

In order that the SEEK student is not penalized for previous course failures, once transfer has taken place only those courses in which he received a passing grade will be computed in his community college grade point average.

(3) No requests for transfer will be accepted from students wishing to enter the liberal arts programs at the community colleges.

(4) All SEEK students who have completed more than three semesters will be eligible only if the community college to which the student wishes to go indicates a willingness to accept that student. The responsibility for ascertaining such willingness will be the responsibility of the SEEK Director. Once admission has been granted, the same requirements and timetable will be followed as that outlined for other SEEK transfers.

III. TIMETABLE

All requests for transfer will be submitted to the Director of the College Discovery Program. Requests for the Fall semester should be received no later than March 1st; requests for the Spring semester should be received no later than November 1st. Supporting documentation should include student and counselor statements, high school and college transcripts and a financial aid data statement with current stipend information, and Director endorsement.

IV. FISCAL RESPONSIBILITY

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

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

NO. 7. HONORARY DEGREES: RESOLVED, That the following guidelines regarding the awarding of honorary degrees be approved:

A decision that the City University confer an honorary degree on its own behalf or on behalf of one of its colleges shall rest on a consideration of the candidate's distinguished contribution to higher education in general or to the City University or one of its colleges in particular or upon a consideration of the fact that the candidate has reflected signal honor upon the University or one of its colleges. A proposal to confer an honorary degree must, in all instances, be approved by the Chancellor and by the Board of Higher Education.

The nomination of a candidate for an honorary degree shall be forwarded to the Chancellor with the approval of the president of the college, provided that a majority affirmative vote to recommend the degree has been cast by the appropriate faculty body. Such a nomination shall be acted upon by the Chancellor only following a majority affirmative vote of the Administrative Council.

EXPLANATION: These guidelines were adopted by the Administrative Council at its meeting of January 9, 1967 for use by the Chancellor in his efforts to secure the permission of the Board of Regents to permit the University to grant honorary degrees without securing formal Regents' approval in each instance. At the Regents' meeting of January 21, 1970, a change in the rules of the Regents was made to permit degree-granting institutions of higher education the right to grant any honorary degree authorized by the Board of Regents.

NO. 8. TRANSFER OF COMMUNITY COLLEGE A.A.S. STUDENTS: Laid over to the next regularly scheduled meeting of the Board.

NO. 9. NDSL BILLING SERVICE CONTRACT: RESOLVED, That the Board approve the contract documents for furnishing Student Loan Billing Service for three years in behalf of the City University at an estimated cost not to exceed \$250,000 for the three-year period, with such cost chargeable to the administrative expense funds supplied from the U.S. Department of Health, Education, and Welfare for the operation of Federal Student Aid Programs. The form of the contract to be approved by General Counsel.

EXPLANATION: The Administrative Council (10/13/69, Cal. No. 4) authorized the University to "...contract for the services of a financial institution that specializes in servicing universities in connection with the NDSL (National Defense Student Loan) program for a period of three years..."

NO. 10. ADVANCED STANDING ADMISSIONS DEADLINE: RESOLVED, That a uniform date for advanced standing admissions deadline be established in all colleges, and that this date be November 15 for entrance in the Spring semester and March 15 for entrance in the Fall semester.

EXPLANATION: Each year thousands of City University students transfer from one unit to another. At present each college maintains its own dates for deadlines causing difficulty and confusion for both students and administrators, often resulting in a student failing to gain transfer to the college of his choice. Uniform dates known to all students and administrators will facilitate the transfer process and minimize the risks of mistakes and omissions.

NO. 11. HUNTER COLLEGE MUNICIPAL NURSING PROGRAM TUITION FEES WAIVER: RESOLVED, That tuition fees be waived for Course No. e17.12029 for the students enrolled in the Hunter College Municipal Nursing Program during the spring semester, 1970.

EXPLANATION: Instructional salaries for this program will be covered by a grant from the U.S. Department of Health, Education, and Welfare. Federal regulations prohibit a federal grant from being used to pay for both tuition fees and instructional salaries.

THE CITY COLLEGE
(Calendar Nos. 12 and 13)

NO. 12. UNIFORMED 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 bidder for furnishing uniform guard service, including armed service when necessary, as required for the buildings and campus areas of The City College in the estimated amount of \$657,120, subject to financial ability, chargeable as follows: \$641,120, Code 042-4300-403-01-71, Office Services; and \$16,000, Student Center Bookstore Funds, Non Tax Levy; and be it further

RESOLVED, That the Mayor be requested to approve and authorize the expenditure of the estimated amount of \$657,120 for the proposed contract. (See also BHE minutes 4/20/64, Cal. No. 2b,4)

EXPLANATION: For the year July 1969 to June 30, 1970, the Board at its meeting of June 23, 1969, Cal. No. 33, renewed Contract No. 518332 with the William J. Burns International Detective Agency at an estimated cost of \$260,000. The Board then, at its meeting of December 22, 1969, Cal. No. 13, approved an additional expenditure of \$200,000 against this contract, subject to financial ability, in order to provide the necessary increase in guard coverage not anticipated when estimating the original requirements. The security program being implemented on the campus as a result of this increased rate of expenditure has resulted in a substantial decrease in the number of incidents, thefts and assaults in the buildings and campus area patrolled by the guards.

It is anticipated that when this contract is submitted for bid, the cost per hour of guard service will rise at least 35%, due to increasing labor cost in this field and the general inflationary conditions. (It should be recalled that the current rate of \$2.95 per supervisory hour and \$2.85 per guard hour were bid during the Spring of 1968.) In addition, during the course of 1969-70 new positions have been added to cover additional non-contiguous buildings being leased by The City College. These posts will have to be continued on a permanent full-year basis for 1970-71.

In estimating the requirements for 1970-71 guard service contract, the college plans indicate the continuation of guard requirements at the same rate of guard hours presently being consumed. This, plus the above stated facts, reflects the figures as indicated in this resolution.

NO. 13. APPOINTMENTS WITH WAIVER OF THE BYLAWS: (a) **RESOLVED**, That Arthur P. Dorff be appointed as Higher Education Associate in the Office of the Dean for Campus Planning and Development for the period 2/1/70-6/30/70 at the salary rate of \$20,620 per annum, subject to financial ability; and be it further

RESOLVED, That the bylaws of the Board be waived to effectuate this appointment as Mr. Dorff does not possess the baccalaureate degree.

EXPLANATION: Mr. Dorff has had a remarkable accumulation of experience in the construction industry over the last forty years. During the last twenty years he has been intimately involved at the managerial level of a major construction effort in the Board of Higher Education in the expansion of the physical plant. His personal integrity and ethical behavior are beyond reproach.

The Office of Campus Planning and Development will utilize Mr. Dorff's services at the supervisory and managerial level. Under the direction of the Dean for Campus Planning and Development, with whom Mr. Dorff has a prior history of cooperative endeavor, his unique experience will continue to further the interests of The City College.

It will be noted that the overwhelming experience record of Mr. Dorff far overshadows the fact that he does not possess the baccalaureate degree.

(b) **RESOLVED**, That Benton E. Wells be appointed Assistant to the Business Manager for the period 1/1/70-6/30/70, at the salary rate of \$15,380 per annum, subject to financial ability, and be it further

RESOLVED, That the bylaws of the Board be waived to effectuate this appointment as Mr. Wells does not possess the baccalaureate degree.

EXPLANATION: During the two years Mr. Wells has been on a part-time basis his outstanding ability to perform budgetary functions and coordinate the budget operations with other interested departments of the college was clearly evident. His years of service in the Bureau of the Budget demonstrate his ability in this field. In his position as Supervising Principal Budget Examiner, he directed a staff of approximately eight people. The City Agencies he examined and supervised had yearly operating budgets of approximately \$600,000,000. This appointment would be of the greatest benefit to the college. It is respectfully requested, therefore, that a waiver of the baccalaureate degree be granted.

(c) **RESOLVED**, That Gertrude A. Hall be appointed Assistant to the Business Manager for the period 1/1/70-6/30/70, at the salary rate of \$11,855 per annum, subject to financial ability; and be it further

RESOLVED, That the bylaws of the Board be waived to effectuate this appointment as Miss Hall does not possess the baccalaureate degree.

EXPLANATION: Miss Hall has worked in the Bursar's Office of The City College for more than twenty-one years. Her years of experience and her extensive knowledge in all areas of the Bursar's Office illustrate her qualifications for this appointment.

With the implementation of open enrollment and added programs, the workload of the Bursar's Office will be increased immensely. Although Miss Hall does not possess the baccalaureate degree, she is highly qualified to handle this additional workload. It is, therefore, respectfully requested that this appointment, with a waiver, be approved.

QUEENS COLLEGE
(Calendar No. 14)

NO. 14. STUDENT UNION FEES: **RESOLVED**, That the Board enter into an Agreement which shall supersede the Agreement made as of October 24, 1967, pursuant to Board resolution adopted October 24,

1966, Cal. No. 20; between the Board and Queens College Student Services Corporation: Said Agreement shall be approved as to form by General Counsel and when approved executed by the Secretary. Said Agreement shall provide among other things:

1. For the payment to Queens College Student Services Corporation of student union fees established for Queens College students pursuant to Board resolution adopted by the Executive Committee on September 16, 1969, Cal. No. 1.

2. For the conveyance of the Student Union Building to the Board when all loans obtained by Queens College Student Services Corporation to finance the construction and to equip the Student Union Building have been repaid in full, provided the Board of Estimate approves same.

EXPLANATION: On September 16, 1969, Cal. No. 1, the Executive Committee adopted a resolution increasing student union fees to be paid by Queens College students. It is, therefore, necessary to enter into an agreement which will supersede the agreement entered into between the Board and the Queens College Student Services Corporation on October 24, 1967 in order to reflect such increase.

THE BERNARD M. BARUCH COLLEGE
(Calendar Nos. 15 through 18)

NO. 15. APPOINTMENT AND DESIGNATION OF DEAN WITH WAIVER OF THE BYLAWS:

RESOLVED, That Louis L. Bennett be appointed Professor in the Department of Student Personnel Services and designated as Dean of Students of the Bernard M. Baruch College for the period March 16, 1970 through June 30, 1970, at the salary rate of \$27,900 per annum plus \$4,000 per annum for services as Dean, subject to financial ability; and be it further

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

EXPLANATION: In the course of interviewing Mr. Bennett, exposing him (and other candidates for the deanship) to Student Advisory Committees, and checking with his references the following was disclosed:

- a. He has a great concern for, and an excellent ability to relate with people.
- b. He is an experienced and effective administrator who scored high in this regard with Anna Rosenberg Hoffman and Charles Asher, among other references.
- c. He has worked effectively on a wide range of people oriented problems.

Mr. Bennett's extensive executive experience in positions where he was responsible for various personal services to individuals - ranging from child care and family services to social and rehabilitation services - and his proven administrative capabilities qualify him for the position of Dean of Students. His graduate education in law and social work, the numerous articles and papers he has published, and his work experience in related fields, justify waiver of the bylaw's Ph.D. requirement.

It is significant that the Student Advisory Committee on the Selection of a Dean of Students (Day Session) after interviewing three candidates and considering at least six Baruch College faculty members were emphatic in their preference for Mr. Bennett. The Department of Student Personnel "unanimously and enthusiastically recommended his appointment as Chairman of the Department with the rank of full professor."

I consider Baruch College fortunate in having him take on the responsibilities involved in this position. (Statement of the President.)

NO. 16. DESIGNATION OF DEANS: (a) **RESOLVED,** That Morris Winokur, Professor of Biology and Assistant Dean of the Summer Session, be designated Acting Associate Dean of the School of Liberal Arts and Science of The Bernard M. Baruch College, for the period March 1, 1970 through June 30, 1970, with compensation at the rate of \$3,000 per annum in addition to his academic annual salary of \$24,150, subject to financial ability.

NOTE: Professor Winokur's annual salary as stated above includes a step increment. Effective July 1, 1970, his status will revert to Assistant Dean of the Summer Session with compensation at the rate of \$2,000 per annum in addition to his academic annual salary.

(b) RESOLVED, That Irving Greger, Assistant Professor in the Department of Student Personnel Services, be designated Assistant Dean of Students for the Evening and Extension Division of The Bernard M. Baruch College, for the period March 16, 1970 through June 30, 1970, with compensation at the rate of \$2,000 per annum in addition to his academic annual salary of \$18,380, subject to financial ability.

NO. 17. APPOINTMENT OF PROFESSOR: RESOLVED, That Richard M. Bossone be appointed as Professor of English for the period September 1, 1970 through August 31, 1971 at the annual salary rate of \$22,620, subject to financial ability.

NO. 18. DESIGNATION OF CHIEF LIBRARIAN: RESOLVED, That Harold Eiberson, Associate Professor in the Library Department, be designated Chief Librarian effective March 1, 1970.

JOHN JAY COLLEGE OF CRIMINAL JUSTICE

(Calendar No. 19)

NO. 19. APPOINTMENT AS PROFESSOR AND DESIGNATION AS DEAN: RESOLVED, That James T. Daniell, Jr., be appointed Professor of Law and Public Administration, and designated Dean of Administration, for the period July 1, 1970 through June 30, 1971, at the salary rate of \$24,150 per annum, plus \$4,000 per annum for services as Dean, subject to financial ability and contingent upon receipt of the doctorate by September, 1970.

HERBERT H. LEHMAN COLLEGE

(Calendar No. 20)

NO. 20. RENTAL OF SPACE: RESOLVED, That the Board authorize, subject to approval of terms and conditions of a lease by the Committee on Campus Planning and Development, the rental of approximately 22,000 square feet of space for Herbert H. Lehman College; and be it further

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

EXPLANATION: The additional space is required for an expanded college enrollment anticipated in September 1970.

THE CITY UNIVERSITY

(Calendar Nos. 21 and 22)

NO. 21. CHANCELLOR'S REPORT: RESOLVED, That the Chancellor's Report (including Addendum Items) for the month of March, 1970, be approved as amended as follows:

The City College: Item E.2.3. to read: RESOLVED, That the Budget Director be requested to approve and authorize the expenditure of \$35,000 for the proposed contract.

A complete copy of the report is on file with these minutes in the office of the Secretary of the Board.

In accordance with action taken by the Board on 2/24/70, Calendar No. 12(d), the tenure recommendations for the following were approved: Division of Teacher Education, The City College, Hunter College, Brooklyn College, Queens College, Richmond College, York College, Herbert H. Lehman College and the University Graduate Division.

NO. 21. GENERAL DISCUSSION—POLICY PROPOSALS FOR FUTURE BOARD CONSIDERATION: Dean Maynard reported briefly on activities at the Hunter Campus.

NO. 23. SUPPLEMENTAL AGREEMENT C: WHEREAS, The Agreement of Lease by and among the Dormitory Authority, the City University Construction Fund and the Board of Higher Education in the City of New York, dated as of June 12, 1967, has heretofore been executed, which Agreement of Lease provides that facilities to be acquired, designed, constructed, reconstructed, rehabilitated, improved or otherwise provided and furnished and equipped and to be made a part of the Project (as such term is defined in such Agreement of Lease) and certain other details with respect thereto, shall be determined by one or more Supplemental Agreements; and

WHEREAS, It is now desired to authorize the execution on behalf of the Board of Higher Education in the City of New York, of Supplemental Agreement C dated as of March 17, 1970; NOW, THEREFORE, BE IT

RESOLVED, By the Board of Higher Education in the City of New York as follows:

SECTION 1. The form and substance of the proposed Supplemental Agreement C dated as of March 17, 1970, which document 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 C DATED AS OF MARCH 17, 1970 (CITY UNIVERSITY ISSUE, SERIES C)" is hereby approved. The Chairman of the Board of Higher Education in the City of New York is hereby authorized and directed to execute such Supplemental Agreement C and to cause the seal of such Board to be affixed thereto. The Secretary of such Board is hereby authorized and directed to affix his signature thereto in attestation of such seal.

SECTION 2. Notwithstanding any other provisions of this resolution, the person executing such Supplemental Agreement C is hereby authorized to assent to minor changes, insertions, omissions and modifications of such Supplemental Agreement C in the event that the Authority or the Fund shall deem the same necessary prior to the execution thereof, and the execution of such Supplemental Agreement C by such person shall be deemed to be complete and full approval of any such changes, insertions, omissions or modifications.

SECTION 3. This resolution shall take effect immediately.

EXPLANATION: The foregoing resolution supplements the basic, underlying agreement between the Board of Higher Education, Dormitory Authority and City University Construction Fund dated as of June 12, 1967, and will authorize the Dormitory Authority to issue its Series C Bonds in the sum of \$36,100,000 to provide funds to finance the construction of Facility C14.02 and C14.03, an academic building (No. 1), a plaza (a physical education-academic building) and a bridge structure over Bedford Avenue, for Brooklyn College of the City University, whose estimated cost of construction and equipment is \$32,350,000, to provide for the payment of the required amount to the Debt Service Reserve Fund, to provide for the capitalization of interest from January 1, 1970 to July 1, 1971, and to provide for the payment of other expenses incurred in connection with the issuance, sale and delivery of the Series C Bonds.

NO. 24. REVENUE BONDS, CITY UNIVERSITY ISSUE, SERIES C: WHEREAS, In connection with the sale of bonds of the Dormitory Authority of the State of New York, designated "REVENUE BONDS, CITY UNIVERSITY ISSUE, SERIES C," dated July 1, 1969, it is necessary that the Authority issue an Official

Statement (initially in the form of a Proposed Official Statement and subsequent to the sale of such bonds in the form of a final Official Statement); and

WHEREAS, Such Official Statement, in both its proposed and final forms, must necessarily contain certain information relating to the Board of Higher Education in the City of New York; and

WHEREAS, The officers hereinafter set forth are best qualified to examine, appraise and approve the accuracy of any such statements in such Official Statement; NOW, THEREFORE, BE IT

RESOLVED, By the Board of Higher Education in the City of New York as follows:

SECTION 1. The following officers are hereby authorized and directed to examine any statements contained in the Official Statement, either in its proposed or final form, and, upon approval thereof, to deliver a letter to the Dormitory Authority of the State of New York signed by at least three of such officers, stating in substance that the material contained therein relating to the Board of Higher Education in the City of New York and The City University of New York is approved, 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 in the City of New York and The City University of New York and that no material facts have been omitted. Such officers are as follows: The Chairman of the Board of Higher Education in the City of New York, the Chancellor of The City University of New York, the Deputy Chancellor and the Vice-Chancellor for Administration, respectively.

SECTION 2. This resolution shall take effect immediately.

NO. 25. Item withdrawn.

NO. 26. FACULTY SENATE - THE CITY COLLEGE: RESOLVED, That anything in the bylaws of the Board of Higher Education to the contrary notwithstanding, six assistant professors at City College who, prior to June 23, 1969 were elected to the City College Faculty Senate as Junior Senators by virtue of their then "faculty status," be permitted to continue to serve as members of the Faculty Senate of The City College as Junior Senators until the next general election, although by action of the Board taken on June 23, 1969, the status of their titles of assistant professors was changed to that of "faculty rank."

EXPLANATION: This special resolution is required to continue the eligibility to serve of six assistant professors at City College who were properly elected to the Faculty Senate by virtue of their then "faculty status," although subsequent action of the Board changed that status to that of "faculty rank."

NO. 27. CORRECTION--(SEEK BUDGET): RESOLVED, That the following correction in the SEEK Budget be approved:

Queens College: Item F.5.2.3. Correction--(SEEK BUDGET)

<u>Dept., Rank & Name</u>	<u>Eff. Date</u>	<u>From</u>	<u>To</u>
Special Programs			
Lect. and Asst. Dir. of SEEK			
Silen, Juan	12/9/69-8/31/70	\$16,000/A	\$1,237.50/M with add'l pay for 1970 summer service of \$1,150/total, SEEK BUDGET

Mr. Berman asked to be recorded as voting "No."

NO. 28. APPOINTMENT AND DESIGNATION AS DIRECTOR—BROOKLYN COLLEGE:

RESOLVED, That Carlos E. Russell be appointed Associate Professor in the Department of Educational Services and Director of the SEEK Program at Brooklyn College at an appropriate salary to be arranged by the Chancellor and the President of Brooklyn College, subject to financial ability, for the period ending June 30, 1970; and be it further

RESOLVED, That the bylaws of the Board be waived to effectuate this appointment as Mr. Russell does not possess the Ph.D. Degree.

Upon motion duly made, seconded and carried, the meeting adjourned at 11:20 p.m.

N. MICHAEL CARFORA
Secretary of the Board