

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

HELD

AUGUST 17, 1971

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

The meeting was called to order at 4:15 p.m.

There were present:

David I. Ashe
Minneola P. Ingersoll
Robert Ross Johnson

Jack I. Poses
Luis Quero Chiesa
Nils Y. Wessell

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

Vice-Chancellor Julius C. C. Edelstein
Vice-Chancellor Timothy S. Healy

Mr. Richard Lewis

The absence of Mr. Berman and Mr. Burkhardt was excused.

In the absence of the Chairman, the Honorable Jack I. Poses chaired the meeting.

Upon motions duly made, seconded and carried, the following resolutions were adopted or action was taken as noted: (Calendar Nos. 1 through 12)

NO. 1. DESIGNATION OF ACTING PRESIDENT—NEW YORK CITY COMMUNITY COLLEGE:

(a) RESOLVED, That the Board of Higher Education, acting as the Board of Trustees of New York City Community College, approve the appointment of Peter J. Caffrey as Acting President of New York City Community College, subject to the concurrence of the Trustees of the State University of New York, effective September 1, 1971 at the salary rate of \$34,240 (\$24,240 plus \$10,000) per annum, subject to financial ability, it being understood that Acting President Caffrey will not be a candidate for the presidency of New York City Community College.

(b) RESOLVED, That Peter J. Caffrey be granted a leave of absence from his present position as Associate Professor and Dean of New York City Community College in order to assume the position of Acting President of New York City Community College.

NO. 2. COMMITTEE ON CAMPUS PLANNING AND DEVELOPMENT: RESOLVED, That the following items approved by the Committee on Campus Planning and Development be adopted:

(a) RENTAL OF SPACE—MEDGAR EVERS COLLEGE

(1) RESOLVED, That the Board approve the rental of a 24 station biology laboratory for two three-hour periods per week and a 24 station chemistry laboratory for three three-hour periods per week, both for two 15 week semesters, at The Long Island University's Brooklyn Center for use by Medgar Evers College; and be it further

RESOLVED, That the Department of Real Estate be requested to execute a lease for the aforementioned space.

EXPLANATION: Medgar Evers College will begin operation in September, 1971 in a combination of owned and rented facilities. The above facilities will provide Medgar Evers with required biology and chemistry laboratory space during the College's initial year of operation.

The Department of Real Estate has negotiated a lease for the subject space for a thirty-week period commencing September 1, 1971 at a total cost of \$16,080. The biology space will be rented for six hours per week, for thirty weeks at a cost of \$6,576. The chemistry space will be rented for nine hours per week for thirty weeks at a cost of \$9,504. The Long Island University will provide the use of the designated facilities and all the furniture and equipment, supply all the necessary materials, maintain the rooms in clean, sanitary condition and furnish heat and electricity.

(2) RESOLVED, That the Board approve the rental of a 30 station biology laboratory for two three-hour periods per week for two 15 week semesters at St. Joseph's College, 245 Clinton Avenue, Brooklyn, for use by Medgar Evers College; and be it further

RESOLVED, That the Department of Real Estate be requested to execute a lease for the aforementioned space.

EXPLANATION: Medgar Evers College will begin operation in September, 1971 in a combination of owned and rented facilities. The above facilities will provide Medgar Evers College with required biology laboratory space during the College's initial year of operation.

The Department of Real Estate has negotiated a lease for the subject space for a thirty-week period, commencing September, 1971 and expiring June, 1972. The total cost for the space for the entire thirty-week period will be \$9,840. This charge includes laboratory fees, student laboratory assistants, indirect costs and insurance rider costs. Medgar Evers College will be responsible for any unusual breakage of major equipment.

(3) RESOLVED, That the Board approve the rental of 6,240 square feet of space at the Lafayette Avenue Presbyterian Church located at 85 South Oxford Street for use by Medgar Evers College; and be it further

RESOLVED, That the Department of Real Estate be requested to execute a license agreement for the aforementioned space.

EXPLANATION: The above mentioned space will provide the College with four classrooms, four offices, one lecture hall and ancillary facilities.

The Department of Real Estate has negotiated a nine-month license agreement for the use of the above space during the hours of 8:00 a.m. to 6:00 p.m., Monday through Friday, from September 1, 1971 to May 31, 1972 at a cost of \$16,920 (\$2.71/sq. ft.). Landlord will provide the use of the classrooms and offices, with all the furniture contained therein; provide heat, electricity and all standard building services; make all necessary alterations at its own cost, without reimbursement from the City. The City may provide any additional furniture which will remain the property of the City and which will be removed by the City at the expiration of the license.

(b) RENEWAL OF LEASE—MEDGAR EVERS COLLEGE

RESOLVED, That the Board approve the renewal of a lease for 40,767 square feet of space and the rental of an additional 270 square feet of space at the Masonic Temple Building located at Lafayette and Clermont Avenues, Brooklyn, New York, for use by Medgar Evers College, and be it further

RESOLVED, That the Department of Real Estate be requested to execute a lease for the aforementioned space.

EXPLANATION: The above mentioned space will provide Medgar Evers College with initial classroom and faculty office facilities commencing with the Fall 1971 semester.

The Department of Real Estate has negotiated the renewal of the lease for the above 40,767 square feet of space, formerly rented for Kingsborough Community College and transferred to Medgar Evers College on July 1, 1971, for a two year period beginning September 1, 1972 at an annual cost of \$99,600 (\$2.44 per square foot) with an option to renew for an additional one-year period at an annual cost of \$104,580 (\$2.56 per square foot).

The Department of Real Estate has also negotiated the rental of an additional 270 square feet of space in the same building from July 1, 1971 to August 31, 1974 at an annual rental cost of \$1,500 with an option to renew for one additional year at the same rental.

The current lease for the above mentioned 40,767 square feet of space provides for an annual rental of \$90,000 until August 31, 1971, and a rental of \$94,000 per year from September 1, 1971 to August 31, 1972.

(c) RENTAL OF SPACE—BROOKLYN COLLEGE

RESOLVED, That the Board approve the rental of 4,000 square feet of space at 1457 Flatbush Avenue for use by Brooklyn College; and be it further

RESOLVED, That the Department of Real Estate be requested to execute a lease for the aforementioned space.

EXPLANATION: The space will provide the College with a TV center, production offices, conference and screening rooms, a graphics workshop and photography darkroom.

The Department of Real Estate has negotiated a lease for the subject premises for a five-year period, commencing April 1, 1972, at an annual rental cost of \$5,100 for the first year (\$1.27/sq. ft.), \$5,400 for the second and third years (\$1.35/sq. ft.), and \$5,700 for the fourth and fifth years (\$1.42/sq. ft.).

From September 1, 1971 and until March 31, 1972, Brooklyn College will sub-lease the above mentioned space at the rate of \$350 per month and also make a lump sum payment of \$4,000, which represents a proportionate payment for prior improvements on the subject space by the University Admissions Processing Center (UAPC), sub-lessor of the subject space.

(d) RENTAL OF SPACE—KINGSBOROUGH COMMUNITY COLLEGE

RESOLVED, That the Board approve the rental of 7,076 square feet of space at 60 West End Avenue for use by Kingsborough Community College; and be it further

RESOLVED, That the Department of Real Estate be requested to execute a lease for the aforementioned space.

EXPLANATION: Kingsborough Community College presently rents 49,000 square feet of classroom, faculty and administrative space in the above facility. The rental of the subject 7,076 sq. ft. of space will provide the College with seven additional and sorely needed classrooms.

The Department of Real Estate has negotiated a ten-month lease for the above space at a cost of \$15,534 (\$2.20/sq. ft.), said lease to commence September 1, 1971 and expire June 30, 1972. Landlord will provide all standard building services and will, at his own expense, make all necessary minor improvements to make the premises suitable for the College's use. Landlord will also make all inside and outside repairs except those caused by Tenant's negligence.

The subject space will be available to Kingsborough Community College throughout the leased period, except for legal and Jewish holidays, Monday through Thursday, during the hours of 8:00 a.m. to 5:00 p.m. and on Fridays and days immediately preceding Jewish holidays from 8:00 a.m. to 3:00 p.m., and landlord at other times will permit access to the administrative staff of the school by appointment.

(e) RENTAL OF SPACE—NEW YORK CITY COMMUNITY COLLEGE

RESOLVED, That the Board approve the renewal of a lease for 70,000 square feet of space at 250 Livingston Street for use by New York City Community College; and be it further

RESOLVED, That the Department of Real Estate be requested to execute a lease for the aforementioned space.

EXPLANATION: The above mentioned space currently provides the College with space for laboratories, classrooms, a library, counseling offices, a book store, faculty offices, and a student cafeteria.

The Department of Real Estate has negotiated the renewal of the lease for the subject premises for a five-year period from September 30, 1971 with the annual cost being reduced from \$325,000 per year (\$4.64/sq. ft.) to \$240,000 per year (\$3.43/sq. ft.).

(f) RENEWAL OF LEASE—QUEENSBOROUGH COMMUNITY COLLEGE

RESOLVED, That the Board approve the renewal of the lease for swimming pool facilities at the Eastern Queens YMCA for use by Queensborough Community College; and be it further

RESOLVED, That the Department of Real Estate be requested to execute a lease for the aforementioned space.

EXPLANATION: No swimming pool exists on the present campus of Queensborough Community College. In order to meet the requirements of its physical education program, the College has been leasing facilities at the Eastern Queens YMCA. The renewal of the lease for the above mentioned facilities will be for the Fall and Spring semesters of 1971-72 for a total of 302 hours at a cost of \$10,570. The terms and conditions of the renewal are the same as last year's with no increase in price.

(g) RENTAL OF SPACE—JOHN JAY COLLEGE

RESOLVED, That the Board approve the rental of 5,400 square feet of space at 315 Park Avenue South, Manhattan, for use by John Jay College; and be it further

RESOLVED, That the Department of Real Estate be requested to execute a lease for the aforementioned space.

EXPLANATION: The space will provide offices for the new faculty and clerical staff due to the increased enrollment for September 1971. The Department of Real Estate has negotiated a lease for the subject premises for a two-year period, commencing September 1, 1971, at an annual rental cost of \$34,020 (\$6.30/sq. ft.). The cost of electricity, standard building services and overtime operation until 11:00 p.m. daily are included in the annual rental charge. Tenant will be responsible for escalation in labor costs and real estate taxes.

(h) RENTAL OF SPACE—RICHMOND COLLEGE

RESOLVED, That the Board approve the rental of 3,693 square feet of space at 57 Bay Street, Staten Island, for use by Richmond College; and be it further

RESOLVED, That the Department of Real Estate be requested to execute a lease for the aforementioned space.

EXPLANATION: The space will provide the College with 13 faculty offices and an art studio.

The Department of Real Estate has negotiated a lease for the subject premises for the period commencing from the date of occupancy until February 28, 1973, at an annual rental cost of \$12,925 (\$3.50/sq. ft.). The lease further provides that the landlord will provide all standard building services, with the exception of cleaning service, and will at his own expense make all exterior and interior repairs and all necessary minor improvements to make the premises suitable for the College's use. Tenant will pay for electricity consumed in the demised premises.

(i) RENTAL OF CLASSROOMS AND ANCILLARY SERVICES—RICHMOND COLLEGE

RESOLVED, That the Board of Higher Education authorize Richmond College to rent approximately 20 classrooms and ancillary services from the Board of Education at McKee Vocational and Technical High School for the academic year 1971/72; total estimated cost to be approximately \$8,000, which sum includes payment of approximately \$3,000 to McKee Vocational and Technical High School staff members required to be present to service the building. The total sum of \$8,000 is to be payable from Richmond College tax levy funds.

EXPLANATION: A very large proportion of our student body consists of graduate teacher education students, almost all of whom are employed in schools during the day and can attend classes only after 4:30 p.m. An increasing number of our matriculated undergraduate students find it necessary to be employed during the day and can pursue their study only after 6 p.m. For these reasons, it is necessary for us to schedule after 4:30 p.m. classes in excess of the number of classrooms available in our present facilities.

(j) RENEWAL OF LEASE—HUNTER COLLEGE

RESOLVED, That the Board approve the one-year renewal of a lease for 13,000 square feet of space at Temple Emmanu-El for use by Hunter College; and be it further

RESOLVED, That the Department of Real Estate be requested to execute a lease for the aforementioned space.

EXPLANATION: The above space will provide Hunter College with eighteen classrooms for the 1971-72 academic year.

The Department of Real Estate has negotiated a renewal of the subject lease for the period beginning September 13, 1971 and ending May 28, 1972, at a cost of \$40,500 (\$3.11/sq. ft.). The lease further provides that Temple Emmanu-El will provide the use of the classrooms and all furniture contained therein, supply all the necessary cleaning materials and labor to maintain the classrooms, corridor, elevators and entrance hall, and provide lobby attendants and supervising patrol of the area to be used by the City. The congregation shall also provide heat, light, and electricity while the City may provide any additional furniture which will remain the property of the City and which will be removed by the City at the expiration of the lease.

The increase in cost from last year's \$31,500 to this year's \$40,500 reflects the increased operating costs of Congregation Emmanu-El which is leasing the subject space to the City on a non-profit basis.

(k) RENEWAL OF LICENSE AGREEMENT—HUNTER COLLEGE

RESOLVED, That the Board approve the renewal of the license agreement for the gymnasium facilities at the Central YWCA, 610 Lexington Avenue, for use by Hunter College High School; and be it further

RESOLVED, That the Department of Real Estate be requested to execute a license agreement for the aforementioned space.

EXPLANATION: The students enrolled in Hunter College High School were deprived of all gymnasium facilities when the high school was moved on September 1, 1970 to rented quarters in the 466 Lexington Avenue building. The regulations of the New York State Education Department require physical education facilities for all high school students. The renewal of the license agreement for the use of the above mentioned facilities will be for 8 hours a week for the Fall and Spring semesters of 1971-72 at the rate of \$25 per hour. The terms and conditions of the renewal are the same as last year's.

(l) RENTAL OF SPACE—OFFICE OF ADMISSION SERVICES

RESOLVED, That the Board approve the rental of 1,200 square feet of space at 875 Avenue of the Americas for use by the Office of Admission Services; and be it further

RESOLVED, That the Department of Real Estate be requested to execute a lease for the aforementioned space.

EXPLANATION: The Office of Admission Services presently occupies 7,105 square feet of space on the seventh floor at 875 Avenue of the Americas. With an increase in admissions applications resulting from the University's open enrollment program, the Office of Admission Services is in need of the above mentioned 1,200 square feet of space in order to handle its expanded operations. The addition of the subject 1,200 square feet of space will provide the Office of Admission Services with an entire seventh floor of the subject building.

The Department of Real Estate has negotiated a lease for the subject premises beginning August 1, 1971 and co-terminating with the lease for the above mentioned 7,105 square feet of space on July 9, 1973, at an annual rental cost of \$6,600 (\$5.50/sq. ft.). The lease further provides that the landlord will provide all building services such as cleaning, electricity and air conditioning.

(m) RESCISSION OF PREVIOUS ACTION—CENTRAL SERVICES

RESOLVED, That the Board rescind that part of its resolution of June 21, 1971, Calendar No. 4(D), which approved the renegotiation of the lease for the building rented by the University at 430 East 80th Street to reduce the space leased in that building by 10,900 square feet; and be it further

RESOLVED, That the Department of Real Estate be advised of this action.

EXPLANATION: On June 21, 1971 (Cal. No. 4(D)) the Board authorized the rental of the eighth floor at 2 East End Avenue (12,500 square feet at an average annual rental cost of \$68,000 or \$5.44 per square foot).

To provide financing for this new lease commitment the resolution further provided for the reduction by 10,900 square feet of the 16,500 square feet leased at 430 East 80th Street.

Subsequent to the Board's authorization of the foregoing on June 21st, attempts to conclude the arrangement at 430 East 80th Street have been unsuccessful due to the landlord's reluctance to reduce our rental commitment without his first having concluded an agreement with a prospective new tenant for the space.

Concurrently, the 1971-72 Budget for the University has been resolved and funding for expansion of central office staff has been provided.

It therefore seems appropriate to amend the prior Board action to permit the leasing of the 2 East End Avenue space without the restriction of the contingent termination of space leased at 430 East 80th Street. The disposition of the latter space will be a matter for further review by the University and future consideration by the Board.

(n) RENTAL OF SPACE—HUNTER COLLEGE

RESOLVED, That the Board rescind its action of June 21, 1971, Calendar No 4(F), approving the rental of 43,500 square feet of space at One Lincoln Plaza for use by Hunter College; and be it further

RESOLVED, That the Board approve the rental of approximately 50,000 square feet of space at 329 East 63 Street for use by Hunter College, and be it further

RESOLVED, That the Department of Real Estate be requested to execute a lease for the aforementioned space.

EXPLANATION: Negotiations for the space at One Lincoln Plaza were broken off by the owner of the building. As a result, the College and the Department of Real Estate began a search for suitable space to house the Hunter College Elementary School which is to be relocated from approximately 40,000 square feet of space in Hunter College's main building located at 695 Park Avenue. The vacated fifth, sixth and seventh floors at 695 Park Avenue would then be used by Hunter College.

The Department of Real Estate has negotiated a net lease for the premises for a one-year period commencing September 1, 1971 at an annual rental cost of \$75,000 (\$1.50/sq. ft.). The City will assume possession of the above space in its "as is" condition, but will also be given the privilege to use any of the furnishings and furniture which may be left on the premises without additional cost. The City will be responsible for Real Estate taxes, water rates and sewer rents during the term of its lease.

NO. 3. CREATION OF A UNIVERSITY CENTER: "Memorandum on the Creation of a University Center Absorbing the Graduate Center" from Chancellor Albert H. Bowker was received and referred to the Committee on the Academic Program with the request that the Committee report back to the full Board at its November, 1971 meeting.

NO. 4. CONTRACTS AND OTHER FINANCIAL MATTERS: RESOLVED, That the following items submitted by the presidents and recommended by the Chancellor be adopted:

(a) ESTABLISHMENT OF BANK ACCOUNTS--CENTRAL SERVICES

(1) RESOLVED, That the Board of Higher Education establish a custodian account in the Bankers Trust Company, 350 Fifth Avenue, New York, New York as follows: "Board of Higher Education of the City of New York--City University Voorhees Fund."

Payments of principal will be made by the custodian only for investments upon authorization from the investment counsel, and the chairman of the Committee on Trusts and Gifts. The custodian will transfer monthly any balances in the incoming portion of the account to a bank account being established for this purpose.

(2) RESOLVED, That the Board of Higher Education establish a checking account in the Bankers Trust Company, 350 Fifth Avenue, New York, New York as follows: "Board of Higher Education of the City of New York--The City University Voorhees Fund." Any one of the following is authorized to sign with a limit of \$2,500, over \$2,500 two signatures are required.

Bernard Mintz, Vice-Chancellor for Administration
Nathaniel H. Karol, Dean for Business & Research Administration
Andrew H. Esterly, Assistant Dean of Administration
Max Grossman, Chief Accounting Officer
James Kelly, Deputy Chief Accounting Officer

(3) RESOLVED, That the Committee on Trusts and Gifts of the Board be authorized to invest and reinvest funds in short-term securities in accordance with its best judgment without other formal authorization.

(4) RESOLVED, That a new bank account be opened at the Chemical Bank, 501 East 79th Street, New York, New York, to be known as the "Board of Higher Education Depository Account" with the following authorized to sign withdrawals on the account; amounts over twenty-five hundred (\$2,500) requiring two signatures:

Bernard Mintz, Vice-Chancellor for Administration
Nathaniel H. Karol, Dean for Business & Research Administration
Andrew H. Esterly, Assistant Dean of Administration
Max Grossman, Chief Accounting Officer
James Kelly, Deputy Chief Accounting Officer

EXPLANATION: In order to facilitate the audit trail of cash received by the Central Office, it was suggested that all receipts be deposited in a bank account called "Board of Higher Education--Depository Account." This actually will be an exchange account in which the deposits will then be transferred by check to the correct account.

(b) PURCHASE OF LIBRARY FURNITURE AND EQUIPMENT--RICHMOND COLLEGE

RESOLVED, That Richmond College be authorized to enter into a contract with the Library Bureau Division of the Remington Rand Corporation, 125 Willis Avenue, Roslyn Heights, New York, without competitive bidding, for the reasons of economy, efficiency and standardization, for the purchase, delivery and installation of Remington Rand library furniture and equipment at an estimated cost of \$33,646.05. This expense is chargeable to code 42-48-00-300-01-72; and be it further

RESOLVED, That the Board of Higher Education requests the Board of Estimate's approval to purchase these items from the Library Bureau Division of Remington Rand Corporation without competitive bidding.

EXPLANATION: Additional much-needed library space has become available to Richmond College through the alteration of space formerly occupied by the Manufacturers Hanover Trust Company in the main college center at 130 Stuyvesant Place. It is expected that, by an accelerated construction schedule, this space will be ready for use early in the Fall, 1971 semester. The space cannot be utilized properly without the installation of this additional library furniture. Currently the entire second floor of this building is assigned to library use.

The new additional space is on the first floor and alterations provide for access to the present library space through a new internal stairway connecting the first floor with the second floor. The additional space makes it necessary to relocate various library functions together with the necessary existing furniture and equipment. Some of the existing furniture will be used in the new space on the first floor. Some of the new library furniture and equipment to be purchased will be required either on the first floor or on the second floor as replacement for furniture moved to the new space. This results in a comingling of old and new furniture which makes it essential that the new furniture be of the same make, quality and finish as the existing furniture which will lend itself to the economy, efficiency and standardization of the total library operation.

(c) INCREASE IN AMOUNT OF CONTRACT FOR OPERATION OF COMPUTER BASED STUDENT SCHEDULING SYSTEM AT STATEN ISLAND COMMUNITY COLLEGE

RESOLVED, That the Board of Higher Education approve an increase in the amount of the above contract from \$19,500 to \$21,000, chargeable to Code 042-6200-403-01-72—Office Services.

EXPLANATION: A resolution was adopted by the Board of Higher Education approving the estimated cost of the proposed contract at \$19,500, under Item G.1.16. on Page G.7 of the Addendum to the June 21, 1971 Chancellor's Report. It is now necessary to amend the resolution changing the cost from \$19,500 to \$21,000 because there is only one contractor who can perform this work and there is only one bid for this type of software. The Systems and Computer Technology Corporation is already contracted to perform this type of work at New York City Community College.

(d) PURCHASE OF LIBRARY EQUIPMENT—BROOKLYN COLLEGE

RESOLVED, That Brooklyn College be authorized to advertise for, receive and open bids, and award a contract to the lowest responsible bidder for purchase of one Opening Day Collection, consisting of 2,500 commercially cataloged volumes with sets of catalog cards, for the purpose of establishing a new library at quarters being rented at 72 Schermerhorn Street, Brooklyn, New York, at an estimated cost of \$25,000 chargeable to Code 042-4500-338.

EXPLANATION: Brooklyn College is renting quarters at 72 and 96 Schermerhorn Street, Brooklyn, from St. John's University to be used for instructional purposes. It is important that library facilities be established for the use of students and instructional staff.

NO. 5. COMMITTEE ON EXPANDED EDUCATIONAL OPPORTUNITY: The following report of the Committee on Expanded Educational Opportunity was received and accepted:

**FINDINGS AND RECOMMENDATIONS ON CUNY RELATIONSHIP
WITH REGIONAL OPPORTUNITY CENTERS PROGRAM**

Submitted by the Committee on
Expanded Educational Opportunity

BACKGROUND FACTS

At a meeting on June 21, the Board of Higher Education referred to its Committee on Expanded Educational Opportunity, for findings and recommendations, the question of the contractual relationship between the University and the ROC Program.

This relationship had been maintained under the terms of a year-to-year contract between the City University and the Manpower Career Development Agency of the Human Resources Administration, first negotiated and signed in January 1969.

On May 12, 1971 Chancellor Bowker wrote to Human Resources Administrator Jules Sugarman serving notice of intention to terminate the contract. There were intervening discussions between the Chancellor's office and the HRA and the MCDA. On June 10, 1971, a report was made to the Executive Committee of the intention to terminate the contract as of October 31.

Since that time, concerted and extensive protests have been made against the termination, by representatives of the ROC administrative staff, the faculty and of the students in the program.

An Ad-hoc Committee to Save the ROC Program was organized and has been active in making representations to University officials, to the Board, to publicly-elected officials and to community and city-wide organizations, on behalf of the continuation of the University's role with respect to ROC. Some of these community organizations have, in turn, made strong representations to the Board and to the EEO Committee. Representations were addressed to the Chancellor, to the Chairman of the Board, and to individual Board members. (A sampling of such letters is attached to this report.)

In view of these representations, the Board, after an informal discussion of the protests, voted to refer the matter for consideration to the EEO Committee, which, in turn, decided to hear the interested spokesmen of the ROC Program.

The EEO Committee held a hearing on July 9, 1971 so that all interested parties could present their points of view to the Committee. (A staff-written summary of the presentations at the hearing is attached.) The following is a synopsis of the presentations:

CUNY CENTRAL STAFF: The Central Staff reported that in the operation of the eleven Regional Opportunity Centers, CUNY subcontracts to provide basic skills, vocational, and career ladder education. The University has no control over funding, maintenance of facilities, testing and placement of students, student counseling, job placement and follow-up of graduates. MCDA had indicated that it would like to broaden its role in the supervision and control in matters directly related to the education program. In addition, it was stated that many hours of administrative time were spent on ROC matters (particularly in the area of collective bargaining.) It was also mentioned that it was possible that the entire ROC program could eventually become the responsibility of CUNY.

Therefore, the reason for the recommendation not to continue the contract was twofold: (1) CUNY should not continue in an educational program for which it is fully responsible, but has only limited control. (2) The major educational resources of CUNY should be utilized to meet the pressing needs created by open enrollment.

COLLEGE PRESIDENTS: Presidents Bassin and Draper both noted some of the strengths of the ROC Program, but reinforced the central staff's concern about the overall control of the program. President Bassin indicated that he was also concerned that a contract renewal at this time would be a long term commitment on the part of the University.

MANPOWER CAREER DEVELOPMENT AGENCY: Commissioner Joseph Erazo agreed that the existing fractionalization of control was not in the best interests of the program, and that in some instances MCDA was not pleased with CUNY's role. Commissioner Erazo declared that the ROC Program could and would continue even without CUNY participation.

ROC ADMINISTRATION: Mr. Quarles and Mr. Hayott stated that the use of the CUNY name was essential to the continued creditability of the educational programs at the ROCs. The identification with CUNY enabled ROC to hire a higher calibre staff. Therefore, they were extremely concerned about a continued relationship with CUNY. It was also explained that many of the problems resulting from fractionalization had been ameliorated in the recent past. Mr. Quarles requested that the contract be extended for one year.

ROC TEACHERS AND ASSOCIATE TEACHERS: The teacher representation was concerned that CUNY withdrawal meant the termination of the ROC educational programs. The teacher associates explained that they attended the CUNY colleges on a tuition-free basis and that CUNY withdrawal would end this arrangement.

ROC STUDENTS: The students spoke about their backgrounds and the progress they had made in the ROC programs. They were most concerned about transfer to CUNY colleges after successful completion of the program.

UFCT REPRESENTATIVES: The UFCT representatives said that they felt one of the major reasons for CUNY'S concern over the renewal of the ROC contract was collective bargaining. It was stated that all the union demands were negotiable. The representative was at a loss to understand CUNY's position because Commissioner Erazo assured CUNY of continued support.

FINDINGS

1. Although there are cogent and persuasive reasons on both sides of the question of whether the University should have withdrawn its contractual service relationship with the ROC Program, the Committee's review of all the arguments and all the facts submitted to it fails to show a sufficient basis or justification for recommending the revocation of the University's decision.

2. CUNY and MCDA do not wish to continue in a relationship in which the responsibility is fractionalized. MCDA's statement that the ROC Program will be continued should be taken at face value. Some major objections of the administrative staff and students to CUNY's withdrawal can be met by the University without a formal contract between CUNY and MCDA.

3. Clearly, gross administrative problems and tensions developed in the program, with consequent problems for the University. Some of these problems were on the road to solution. Some are not susceptible of solution and are built into the program. The vesting of educational responsibility in the colleges without providing them with authority has been a major problem. The initiation of collective bargaining with the staff has been a thorny and time-consuming one, especially for top central staff.

All of the above, however, were not considered to be finally determinative factors as far as this Committee is concerned.

The principal and most persuasive factor is the University's total involvement and commitment to Open Admissions. This new mission of the University must not fail. Any program which is not part of our essential mission and which consumes essential staff time and threatens to divert funding, in the face of our acute shortages of both staff resources and of funding, must give way, however desirable in itself.

4. Based on the testimony, the program appears basically sound from an educational point of view. Administrative personnel from the colleges as well as from the Central Staff of the University agree that the Regional Opportunity Centers are effective in providing a distinctive opportunity for continuing education and vocational training. The central ROC administrators and the faculty at the Centers are unusually dedicated and committed, which is a great asset to the program and should be preserved. The University's Central Office Staff immediately concerned with ROC have also shown deep understanding, sympathy, and concern with the Program and its success. The same can be said of those Presidents whose involvement with the program came under our review. However, there probably should have been—and should be—a thorough evaluation of all parts of the program, including educational input and impact, and a follow-through on the vocational results of the program.

5. There is a substantial awareness, concern and support for the program in the minority communities of the City.

RECOMMENDATIONS

1. That although insufficient basis is found by this Committee to recommend the revocation of the decision of the University to withdraw as educational subcontractor for the ROC Program we urge that the University pledge and be prepared to implement the following:

a. Graduates of ROC's Career ladder programs should be guaranteed admission into the community colleges of City University.

b. Those ROC teaching associates now enrolled in educational programs at CUNY should be allowed to continue on a tuition-free basis, and any new teacher associates be granted admittance to City University as in the past.

2. That the University offer and continue to make its services available to the ROC Program in a consultive capacity in the fields of educational evaluation, curricular development, etc.

3. That the University make available to the ROC Program the use of its name as sponsor and consultant to the Program, if requested by HRA, in a manner safeguarding the University's name and interests.

4. That the University help provide for and insure an orderly shift and transition of the responsibility for the educational components of the Regional Opportunity Centers, and provide the necessary assistance and counsel, as requested by either the MCDA or the ROC staff, or both, to accomplish this objective. The tendered four-month transitional extension of the contract would appear to be reasonable.

5. That the University continue and expand its readiness and willingness to explore new and varied educational approaches to the problem of the education of the disadvantaged, at all age levels, and to expand its experimental, demonstration and research capabilities for this purpose, to cooperate with the MCDA and the Board of Education, and with community organizations and groups to this end.

NO. 6. DESIGNATION OF ACTING CHANCELLOR: RESOLVED, That Seymour C. Hyman, in addition to continuing in his present assignment as Deputy Chancellor, be designated Action Chancellor of The City University of New York, effective August 16, 1971, until such time as Chancellor-elect Robert Joseph Kibbee takes office, with compensation at the rate of \$17,100 per annum in addition to his academic salary, subject to financial ability.

NO. 7. GIFT: RESOLVED, That the Board of Higher Education accept with thanks the following items presented by Dr. Bowker for use in the Chancellor's residence:

2 oiled walnut headboards
 2 box springs, mattresses and frames
 Dalton 3022 grey stripe draperies, Monette linen print
 1 green velvet wing chair
 draperies made and installed for master bedroom
 40 oz. waffle cushion to fit rug
 1 wing chair
 1 oiled walnut dresser
 1 oiled walnut night table
 1 icemaker

NO. 8. PUBLIC SERVICE CAREERS PROGRAM: RESOLVED, That the Chancellor, or his designee, be authorized to enter into contracts with the Human Resources Administration, upon the approval of said contracts by the Board's General Counsel as to form, for the operation of the college phase of the Public Service Careers Program to be operated during the Fall and Spring Session, 1971-72. The amount of said contracts are not to exceed \$495,000.

EXPLANATION: City University has been requested by the Human Resources Administration to continue to provide academic instruction for approximately 700 students presently enrolled at the community colleges in the Public Service Careers Program. Students are fully matriculated and courses will be taken toward their associate degree objective.

NO. 9. MID-BROOKLYN HEALTH ASSOCIATION: RESOLVED, That the Board in behalf of New York City Community College enter into an agreement, subject to the approval of the General Counsel, with the Mid-Brooklyn Health Association permitting it to use as a Comprehensive Employee and Family-Centered Medical Care Facility, the (Kollmorgan Optical) building at 12 Franklin Avenue, Brooklyn, New York. The agreement shall be effective July 15, 1971.

EXPLANATION: In 1969, due to increased and changed requirements, the college departments using these facilities were relocated to more adequate facilities at 250 Livingston Street. Subsequent to 1969 the premises at 12 Franklin Avenue were used only for storage. In allowing the Mid-Brooklyn Health Association to use the facilities at 12 Franklin Avenue as a Comprehensive Employee and Family-Centered Medical Care Facility, New York City Community College will further its objective in increased participation in community activities. It should be noted that the Department of Health, Education and Welfare has approved the Mid-Brooklyn Health Association as an eligible user of the Franklin Hall Facility.

NO. 10. COMMITTEE ON TRUSTS AND GIFTS: Mr. Poses, on behalf of the Committee on Trusts and Gifts, presents the following resolutions:

(a) Item withdrawn.

(b) RESOLVED, That the duties and functions of the Committee on Trusts and Gifts be the following:

COMMITTEE ON TRUSTS AND GIFTS. The Committee on Trusts and Gifts shall:

- a. encourage and seek the support of university and college activities through gifts, bequests and devises by individuals, business corporations, foundations and others.
- b. make recommendations concerning the acceptance of money, securities or other property for permanent endowment funds, or for gifts for restricted or unrestricted purposes.
- c. have custody of all trusts and gifts received and see that they are administered in accordance with the terms of the deed of trust or gift.
- d. act for the Board in all matters of investment and reinvestment of trust and gift funds and other funds of the Board which may require temporary investment, and oversee the keeping of records of all investments, principal and income of funds, and authorize expenditures.
- e. designate banks for the deposit of current income and funds awaiting investment.
- f. appoint such agents and representatives as it may select to act for the Committee in the actual care of property coming under the jurisdiction of the Committee, and see that such agents are properly bonded.
- g. make recommendations to the Board for appointment of a custodian of securities and valuable papers, an investment counselor, and such other personnel as shall be necessary to assist the Chairman of the Committee in the administration of the funds, dealings with the investment counselor and the custodian of securities, the keeping of all records and the preparation of all reports required by the Board or the Chairman of the Committee, including an annual report to be submitted to the Board at the October meeting.

The Chairman of the Committee may invite any or all of the Presidents to attend meetings of the Committee.

NOTE: These duties and functions are the same as those outlined in the Bylaws of the Board of Higher Education in effect prior to March 22, 1971.

NO. 11. URBAN CENTERS CONTRACT EXTENSION: RESOLVED, That the Board of Higher Education approve the extension for one year of the contract with the State University of New York (1966-1967 contract approved August 11, 1966, Calendar No. C7; 1967-1968 contract approved September 26, 1967, Calendar No. C9; 1968-1969 contract approved August 19, 1968, Calendar No. CA; 1969-1970 contract approved June 23, 1969, Calendar No. C15; 1970-1971 contract approved July 27, 1970, Calendar No. C7) for the operation of two Urban Centers, one in Brooklyn and the other in Manhattan; and be it further

RESOLVED, That President Milton G. Bassin and President Edgar Draper respectively be authorized to sign the contract subject to the approval of the Chancellor and legal counsel as to form.

EXPLANATION: During the past five years, the two Urban Centers were operated by the Borough of Manhattan Community College and the New York City Community College under contract with the State University of New York. The above resolution provides for a one-year extension of the contract with the colleges receiving approximately \$3.5 million from the State University of New York to cover all costs involved in the program which will serve approximately 2,000 students during the coming year.

NO. 12. CONTRACT WITH HOSPITAL LEAGUE/LOCAL 1199-HOSTOS COMMUNITY COLLEGE: RESOLVED, That the Board of Higher Education enter into a contract with Hospital League/Local 1199, Training and Upgrading Fund to train forty-five (45) of their members in the Health Sciences area. Local 1199 agrees to compensate Hostos Community College at the rate of \$2,000 per person for a total of \$90,000. The contract is to be approved as to form by the General Counsel to the Board and when approved, executed by the Secretary.

EXPLANATION: Pursuant to the goals of the Master Plan for Hostos Community College, the major mission of the College is to upgrade the skills of existing workers in the health industry. This contract is designed to carry out that mission working in conjunction with Local 1199.

At this point the Committee went into Executive Session.

Upon motion duly made, seconded and carried, the meeting adjourned at 6:00 p.m.,

N. MICHAEL CARFORA
Secretary of the Board