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

HELD

SEPTEMBER 25, 1972

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

The Chairman called the meeting to order at 5:40 p.m.

There were present:

Luis Quero-Chiesa, Chairman
David I. Ashe
Herbert Berman
Frederick Burkhardt
Maria Josefa Canino
Alexander A. Delle Cese
Fileno DeNovellis
Jean-Louis d'Heilly
Norman E. Henkin
Minneola P. Ingersoll

Robert Ross Johnson
James Oscar Lee
John A. Morsell
Jack I. Poses
Edward S. Reid
Barbara A. Thacher
Francisco Trilla
Eve Weiss
Nils Y. Wessell
Arleigh B. Williamson

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

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 Joseph S. Murphy
Acting President Harold M. Proshansky
President Donald H. Riddle
President Kurt R. Schmeller

President Herbert Schueler
President Joseph Shenker
President Herbert M. Sussman
President Richard D. Trent
President Jacqueline G. Wexler
Professor Nathan Weiner
Mr. Alan R. Shark
Deputy Chancellor Seymour C. Hyman
Vice-Chancellor Julius C. C. Edelstein
Vice-Chancellor Timothy S. Healy
Vice-Chancellor J. Joseph Meng
Vice-Chancellor David Newton
Vice-Chancellor Frank J. Schultz

The absence of Mr. Hayes was excused.

The Board considered the following item in Executive Session:

NO. 1. ELECTION OF EXECUTIVE COMMITTEE MEMBER: Upon motion duly made, seconded and carried, the Honorable Jean-Louis d'Heilly was elected a member of the Executive Committee for a three-year period ending May 1975.

Upon motions duly made, seconded and carried, the following resolutions were adopted or action was taken as noted: (Cal. Nos. 2 through 8)

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

REGULAR BOARD MEETING

EXECUTIVE COMMITTEE MEETING

May 22, 1972 June 19, 1972 June 26, 1972 July 6, 1972 July 17, 1972 August 1, 1972 August 15, 1972 August 29, 1972

- NO. 3. COMMITTEE ON LAW: Mr. Berman, on behalf of the Committee on Law, served notice of the following proposed bylaw amendments:
 - (a) Amendment to Definitions.
- (b) Amendment to Article XVI with respect to "Charge-backs" for graduate students and to make it clear that certificates of residence must be obtained before registration.
- (c) Amendments to create the titles of University Administrator, University Associate Administrator, University Assistant Administrator, Administrator, Associate Administrator and Assistant Administrator.
 - (d) Amendment to delete Section 14.3.
- NO. 4. COMMITTEE ON CAMPUS PLANNING AND DEVELOPMENT: RESOLVED, That the following items approved by the Committee on Campus Planning and Development be adopted:

L. COMMUNITY COLLEGES

A. PROPOSED AGREEMENT OF LEASE:

Whereas, Chapter 464 of the Laws of 1972 empowers the Board of Higher Education to enter into agreements with the City University Construction Fund and the Dormitory Authority of the State of New York, pursuant to which the City University Construction Fund shall provide facilities for the community colleges of the City University as provided for in the Master Plan of the City University, as approved by the Board of Regents and as thereafter approved by the Governor, and as separately approved by the Trustees of the State University and the City and State Budget Directors, and the Dormitory Authority is to design, construct, reconstruct, rehabilitate or improve facilities for the use of the community colleges of the City University; therefore be it

RESOLVED, That the form and substance of a proposed Agreement of Lease dated as of September 1972, which documents are bound together with 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 (City University Community College Issue)," are hereby approved, subject to changes satisfactory to Counsel. The Chairman of the Board of Higher Education in the City of New York is hereby authorized and directed to execute the Agreement of Lease 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; and it is further

RESOLVED, That nothwithstanding any provisions of this resolution, the person executing such Agreement of Lease is hereby authorized to assent to minor changes, insertions, omissions and modifications of such Agreement of Lease, in the event that the Authority or the Fund shall deem the same necessary prior to the execution thereof, and the execution of such Agreement of Lease by such person shall be deemed to be complete and full approval of any such changes, insertions, omissions or modifications; and it is further

RESOLVED, That these resolutions shall take effect immediately.

EXPLANATION: The indicated agreement parallels a similar agreement in effect for the senior college construction program. It specifies the relative responsibilities of the City University Construction Fund, the New York State Dormitory Authority and the Board of Higher Education with respect to the Community College Construction Program.

B. PROPOSED NOTE AGREEMENT:

Whereas, Chapter 464 of the Laws of 1972 empowers the Board of Higher Education to enter into agreements with the City University Construction Fund and the Dormitory Authority of the State of New York pursuant to which the City University Construction Fund shall provide facilities for the community colleges of the City University as provided for in the Master Plan of the City University, as approved by the Board of Regents and as thereafter approved by the Governor, and as separately approved by the Trustees of the State University and the City and State Budget Directors, and the Dormitory Authority is to design, construct, reconstruct, rehabilitate or improve facilities for the use of the senior colleges of the City University; therefore be it

RESOLVED, That the form and substance of a proposed Note Agreement dated as of September 1972, which documents are bound together with 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 (City University Community College Issue Note Issue)," are hereby approved, subject to changes satisfactory to Counsel. The Chairman of the Board of Higher Education in the City of New York is hereby authorized and directed to execute the Note Agreement 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; and it is further

RESOLVED, That nothwithstanding any provisions of this resolution, the person executing such Note Agreement is hereby authorized to assent to minor changes, insertions, omissions and modifications of such Note Agreement in the event that the Authority or the Fund shall deem the same necessary prior to the Execution thereof, and the execution of such Note Agreement by such person shall be deemed to be complete and full approval of any such changes, insertions, omissions or modifications; and it is further

RESOLVED, That these resolutions shall take effect immediately.

EXPLANATION: The indicated agreement parallels a similar agreement in effect for the senior college construction program. Its purpose is to provide for the funding arrangements necessary to finance the community college construction program.

C. COMMUNITY COLLEGE CAPITAL BUDGET ITEMS:

RESOLVED, That the Board of Higher Education authorize the Chancellor of The City University of New York to submit an application to the Dormitory Authority of the State of New York to design, construct, furnish and equip the hereinafter listed facilities which have heretofore been approved as projects by the Board of Higher Education and the New York City Bureau of the Budget:

COLLEGE	PROJECT
Kingsborough C. C. (Phase I)	Seawall
Kingsborough C. C. (Phase I)	Site Work
Kingsborough C. C. (Phase I)	Administration Bldg./Theater
Kingsborough C. C. (Phase I)	Inner Colleges
Kingsborough C. C. (Phase I)	Library and Media Bldgs.
Kingsborough C. C. (Phase 1)	College Center
Kingsborough C. C. (Phase I)	Service Bldg. & Heating Plant/Site Utilities
Kingsborough C. C. (Phase 1)	Gymnasium
Kingsborough C. C. (Phase I)	Science & Visual Arts Bldg.
LaGuardia C. C.	Phase II-Renov. to Ford Instr. Bldg.
Borough of Manhattan C. C.	Foundations
Borough of Manhattan C. C.	Superstructure
Queensborough C. C. (Phase I)	Service Bldg., Power Plant—New Equipment
Queensborough C. C. (Phase I)	Medical Arts Bldg.
Queensborough C. C. (Phase I)	Alterations to Science, Tech. & Phys. Ed. Bldgs.
Queensborough C. C. (Phase I)	Administration/Business Bldg. & Site Work
Staten Island C. C. (Phase I)	New Sewers and Parking Area Service Level,
	Computer Center, Physical Education,
	Addition to Science & Tech. Bldg.,
•	and Student Activities
Staten Island C. C. (Phase I)	Sidewalk & Paving Areas, Theater and Music,
	Instructional Resources Center, Library Administration,
	Medical Technology, Science & Classroom Bldgs.

and be it further

RESOLVED, That the Board of Higher Education authorize the Chancellor to request approval of this application by the Trustees of the State University of New York, the New York State Director of the Budget and the Director of the Budget of the City of New York; and be it further

RESOLVED, That the Master Plan of the City University be amended to include appropriate provision for the inclusion of the campus master plans for Kingsborough, Queensborough, Staten Island, Borough of Manhattan, and LaGuardia Community Colleges, the last named being for initial facilities only, all of which facility plans have heretofore been approved by the Board of Higher Education; and be it further

RESOLVED, That the Trustees of the State University be requested to approve, if and as necessary, amendments to the Master Plan of the State University approving and authorizing such facility plans; and be it further

RESOLVED, That the Board of Regents be requested to approve and incorporate, if and as necessary, provisions for such facility plans into the Regents Plan for the Expansion and Development of Higher Education in the State; and be it further

RESOLVED, That the Governor of the State of New York be requested to approve such amendments; and be it further

RESOLVED, That the City University Construction Fund be requested to authorize the Dormitory Authority of the State of New York, subject to the obtaining of the indicated approvals, to execute contracts with the hereinafter indicated architects and to take whatever other actions are appropriate to permit the planning process to continue with minimal interruption; and be it further

RESOLVED, That the Board of Higher Education authorize the execution of Supplemental Note Agreements to include provision for funding by the Dormitory Authority of the indicated community college projects as follows:

PROJECT	ARCHITECT	EST. CONSTR START DATE	PROJECT COST						
KINGSBOROUGH COMMUNITY COLL	LEGE								
Seawall Site Work Administration Bldg./Theater Inner Colleges Library and Media Bldgs. College Center Service Bldg, & Heating Plant/Site Utilities Gymnasium Science & Visual Arts Bldg. LAGUARDIA COMMUNITY COLLEGE	Katz, Waisman, Weber, Strauss, Warner, Burns, Toan & Lunde Assoc. Arch. same same same same same James Stewart Polshek Lundquist & Stonehill	April 1, 1973 November 12, 1973 November 12, 1973 November 12, 1973 November 12, 1973 November 12, 1973 July 9, 1973 February 3, 1973 December 28, 1972	2,278,484 10,638,562 6,979,816 9,755,445 8,486,911 8,832,505 7,036,684 7,807,848 10,089,323						
Phase II									
Renov. to Ford Instr. Bldg.	Gueron Lepp & Assoc.	Feb. 5, 1974	11,882,083						
BOROUGH OF MANHATTAN COMMUNITY COLLEGE									
Foundations Superstructure	Caudill-Rowlett-Scott same	Aug. 1, 1974 February 15, 1975	4,932,000 67,362,500						
QUEENSBOROUGH COMMUNITY COLLEGE									
Service Bldg., Power Plant—New Equip. Medical Arts Bldg.,	Armand Bartos same	September 15, 1973 January 4, 1974)	2,064,519 17,112,145						

		EST. CONSTR	PROJECT
PROJECT	ARCHITECT	START DATE	COST
QUEENSBOROUGH COMMUNITY CO	OLLEGE continued		
Alt. to Science, Tech. &		4 4074)	
Phys. Ed. Bldgs.	same	January 4, 1974)	
Administration/Business Bldg. and Site Work	Percival Goodman	March 15, 1974	5,773,719
STATEN ISLAND COMMUNITY COL	LEGE		•
New Sewers and Parking Area	Max Urbahn Assoc. Inc.	February 15, 1975	1,608,105
Service Level, Computer Center,	Max Urbahn Assoc. Inc.		
Phys. Educ., Addition to			
Science & Tech. Bldg.,		A 0 4075	
Student Activities	isha M. Johanson and	August 2, 1975	22,387,004
Sidewalk & Paving Areas,	John M. Johansen and Alexander Kouzmanoff,		
Theater and Music, Instructional Resources Center,	Associated Architects		
Library	Associated Architects	August 2, 1975	19,731,663
Administration, Medical Technology,	Paul Rudolph		
Science & Classroom Buildings		August 2, 1975	15,618,135

EXPLANATION: The intent of this resolution is to provide for the transition of the community college construction program from its prior funding arrangement under the New York City Capital Budget to the City University Construction Fund/New York State Dormitory Authority arrangement authorized by recent legislation. The substance of the resolution is to authorize the continued development of the indicated projects, all of which have been approved by the Board of Higher Education and the New York City Budget Bureau, as required under the prior funding arrangement. The Board, of course, will continue to review and approve the advancement of each indicated project at the appropriate stages.

The current status of each project is as follows:

KINGSBOROUGH COMMUNITY COLLEGE:

The Board and City Budget Bureau have approved preliminary plans for each of the noted projects and final construction plans for the projects are either being developed or have been essentially completed.

LAGUARDIA COMMUNITY COLLEGE

The second phase renovation of a former industrial building acquired for and now occupied by the college is in the schematic design stage, a contract for which had heretofore been approved by the Board and Budget Bureau.

MANHATTAN COMMUNITY COLLEGE

This project is also in the schematic design stage, having been approved by the Board and Budget Bureau.

QUEENSBOROUGH COMMUNITY COLLEGE

Pursuant to Board and Budget Bureau approval, schematic plans have been completed for the indicated projects and each is in the preliminary design phase.

STATEN ISLAND COMMUNITY COLLEGE

A campus master plan has been approved by the Board and the City Bureau of the Budget. The Budget Bureau has also authorized the employment of project design architects. The execution of contracts with said architects is dependent on the various approvals indicated in this resolution.

The project costs noted in this resolution for the purposes of establishing note facilities have been determined by escalating the most recently approved project cost (master plan, schematic plan or preliminary plan stage) to the indicated projected date of construction start. These costs include design fees, construction costs, furniture and equipment, cost escalation estimates and total approximately \$240 million for the listed projects.

D. NEW SCIENCE AND VISUAL ARTS CENTER BUILDING-KINGSBOROUGH COMMUNITY COLLEGE:

RESOLVED, That the Board approve final plans, specifications and final estimates of cost of construction in the amount of \$8,496,824 (as of a projected bid date of December 20, 1972) for a new Science and Visual Arts Center Building, as part of a proposed Phase I Construction, at Kingsborough Community College, as prepared by Lundquist and Stonehill, Architects; and be it further

RESOLVED, That the City University Construction Fund be and is hereby requested to approve the aforesaid final plans, specifications and final construction cost estimate of \$8,496,824 and to authorize the Dormitory Authority of the State of New York to invite bids and to award contracts for the construction of said facilities.

EXPLANATION: On September 27, 1971, Calendar No. 3(b), the Board of Higher Education adopted a resolution approving preliminary plans, outline specifications and preliminary estimate of cost for the above project, at a cost limitation of \$8,170,000 to a projected bid date of May 1972. The present final estimate is higher than the preceding cost limitation because of the following:

1. Escalation to a later bid date.

Change in scope due to interim site development requirements. The architects' estimates projected to bid date of December 1972:

Building and Equipment	٠.			.\$8,003,292.				
Site Work and Electric Site Utilities				\$88,922 <i>.</i>				
Subtotal				. \$8,092,214.				
Contingencies during construction								
(\$8,092,214 X 5%)								
Total				. \$8,496,824.				
Cost limitation escalated to projected bid date of December 1972 (\$8,170,000 X 1.057)								
(\$8,170,000 X 1.057)	• •			. \$8,635,690.				

The architect's final estimate, including site development is lower than the above amount by some \$138,866. The gross area of the building is 103,200 square feet. The cost per square foot, excluding site costs as of December 1972 is \$77.50 (\$8,003,292 divided by 103,200), which is considered reasonable for this type of complex building.

These plans have been reviewed and meet the approval of the Department of Design and Construction Management, the College and the Office of Campus Planning and Development in all aspects of design and function.

The plans have been examined by the Building Department and conform to all legal and safety requirements. The design has also received final approval of the Art Commission of the City of New York which rules on aesthetic consideration.

On this basis it is recommended that the plans be accepted and authorization to invite bids and to award contracts for the construction of this vitally needed facility be granted.

E. SELECTION OF ARCHITECTS-STATEN ISLAND COMMUNITY COLLEGE:

RESOLVED, That the Board approve the selection of the following architects for the design of the first phase of additional facilities to be constructed at Staten Island Community College as follows:

EST, CONST, COST

ARCHITECT

(as of May 1972)

1. New Sewers, Parking Area, Service Level

Computer Center, Physical Educ., Addit.

PROJECTS

to Science and Tech. Bldg. and Student Activities Max Urbahn Assoc., Inc.

\$15,869,000

PROJECTS (con't)

TOTAL

ARCHITECT (con't)

EST. CONST. COST (as of May 1972) (con't)

2. Sidewalk and Parking Areas, Theatre and Music, Instructional Resources Center, Library

John M. Johansen and Alexander Kouzmanoff,

Associated Architects \$13,024,200

3. Administration, Medical Technology, Science and Classroom Buildings

Paul Rudolph

\$10,309,000

EXPLANATION: Heretofore the Board on March 22, 1971 (Cal. No. C4) approved a facility master plan for the future development of the Staten Island Community College Campus.

The New York City Budget Bureau reviewed the plan and on August 2, 1972 (Certificate CP-7445) approved the plan with certain modifications and reductions thereto.

In accordance with the general directive of the Board of Higher Education and the procedures adopted with advice of the Architectural Advisory Committee, several architects have been considered for the first phase additions to the campus. The President of the College with the advice of the Office of Campus Planning and Development has approved the selection of the indicated architects. It is now recommended that the indicated firms be retained for the design of the indicated facilities.

F. NEW SERVICES BUILDING AND POWER PLANT EQUIPMENT—QUEENSBOROUGH COMMUNITY COLLEGE:

RESOLVED, That the Board approve preliminary plans, outline specifications and preliminary estimates of cost of \$1,497,597 (as of July 1972) for construction of a new Services Building and Power Plant Equipment as part of the proposed Phase I construction as per Master Plan, for Queensborough Community College, as prepared by Armand Bartos and Associates, Architects; and be it further

RESOLVED, That the Bureau of the Budget be and is hereby requested to approve said documents and estimate at a cost limitation of \$1,707,709 (including \$128,793 for escalation to projected bid date of September 1973, and \$81,319 for contingencies during construction.

EXPLANATION: The building delineated in the preliminary plans is basically poured concrete foundation walls, structural steel framing with composite metal deck and lightweight concrete floor, with brick, metal and glass facade. Interior finishes and mechanical systems conform to our standards.

The building contains mechanical equipment rooms, maintenance shops, warehouse and storage spaces, main loading platform, locker rooms, offices, and in addition, modifications to the existing Power Plant all in strict conformity with the program of requirements.

The plans meet the approval of the College and the Office of Campus Planning and Development in all aspects of design and function.

The plans have been examined by the Building Department for conformance to legal requirements for exits, stairs and other safety requirements, subject, of course, to final examination of completed contract documents. The design has also received preliminary approval of the Art Commission of the City of New York which rules on aesthetic considerations.

THE MASTER PLAN BUDGET for the Service Building as of January 1971 based on a gross area of

24,270 square feet was Power Plant new equipment																						. 147,800	١.
Sub-Total																							
15.6% X \$1.211.200																						¢100 063	

ADDITIONAL ITEMS ADDED DURING DEVELOPMENT OF PLANS:

(a) Equadation obnormally requires avecasively depe

footing elevations—additional cost	
(b) Because of (a) above, building is now designed with a deep basement area, not originally contemplated under the Master Plan—additional cost	
(c) A sprinkler system for the building is now specified—additional cost	
(d) Emergency generator, as well as signal systems to adjacent buildings have been added, not contemplated under the Master Plan—additional cost	
(e) Site improvements have increased in scope since the Master Plan Budgets were set up—additional cost	
Total Cost Added Since Master Plan Budget	
Total Master Plan Adjusted Budget as of July 1972	

The Architect's estimate of \$1,497,597 (\$1,382,263 for the Service Building and \$115,334 for the Boiler Plant Equipment) is lower than the Master Plan Adjusted Budget by \$28,666 and is therefore considered to be within our allowable project cost limits.

The gross area of the Services Building as proposed is 25,614 square feet, 1,344 square feet more than required by the Master Plan. The additional space is required for mechanical equipment developed to meet the program.

The cost of building construction as proposed, per square foot, excluding Site Development, as of July 1972, is therefore \$1,205,583 divided by 25,614 or \$47 per square foot, which is considered reasonable for this type of building.

G. PURCHASE OF EQUIPMENT-LAGUARDIA COMMUNITY COLLEGE:

RESOLVED, That the Board of Higher Education approve of schedules of equipment aggregating to a total of \$296,700 for use by LaGuardia Community College; and be it further

RESOLVED, That the Board of Higher Education request the Bureau of the Budget Certificate of Approval (CP) for the purchase of such equipment chargeable to Capital Project HN-210; and be it further

RESOLVED, That the Board of Higher Education request the Mayor to invoke Section 225 of the City Charter (15% clause) to provide an additional \$96,700 under Project HN-210.

EXPLANATION: The enrollment of LaGuardia Community College is expanding from approximately 500 full-time day students and 1,000 evening students to 1,300 full-time day students and 2,000 evening students. The following schedule of furniture and equipment is indispensable to offices, educational programs and support services necessary to accommodate the additional student and faculty population.

The purchase of furniture and equipment is estimated as follows:

Schedule A, Office Furniture and Equipment	
Schedule B, Library Furniture Equipment and Materials	
Schedule C, Science Laboratory Equipment	33.00
Schedule D, Language Laboratory, Furniture and Equipment	00.00
Schedule E, Learning Resources Services Equipment	
Schedule F, Remedial Program Furniture and Equipment	41.00
Schedule G, Special Instructional Program Furniture and Equipment	
Schedule H, Bookstore Furniture	
TOTAL	112.49
SAY	00.00

The schedules exceed the \$200,000 currently available under the Capital Project and it is therefore requested that an additional \$96,700 be made available by Mayoral invocation of the indicated City Charter provisions.

LOCATION: On City College campus, East side of Convent Avenue between West 133rd and 135th Streets.

ESTIMATED COST: \$5,377,410 (September 1972)

ESTIMATED OCCUPANCY DATE: August 1976

and be it further

RESOLVED, That the item hereinabove set forth is included in the Master Plan of the City University, as approved by the Board of Regents and incorporated into the Regents Plan or general revision thereof for the expansion and development of higher education in the State as as thereafter approved by the Governor, and that with respect to such item the appropriate reference thereto is as follows:

Included as an amendment to the 1968 Master Plan of The City University of New York as approved by the Board of Regents in April 1970 and by the Governor on November 10, 1970:

and be it further

RESOLVED, That the City University Construction Fund and the Dormitory Authority are hereby requested to approve such item as hereinabove set forth and to take appropriate action to authorize the inclusion thereof in a future Supplemental Note Agreement; and be it further

RESOLVED, That this resolution shall take effect immediately.

EXPLANATION: This structure will be a central facility for the performing arts of the College with a major auditorium for 1200 seats and will provide space for theater productions and workshops, music concerts and demonstrations, films, dances, operas, convocations, instructional opportunities as well as a space for graphics exhibitions.

The programmed net area of 32,000 square feet will be contained in a structure of 53,440 gross square feet. The estimated construction cost for the building as of September 1972 costs, exclusive of demolition and site work is \$3,750,000 or \$70.17 per square foot which is considered reasonable for this type of structure.

A tentative budget for the project, based upon figures included in the Master Plan and adjusted to current values and market conditions is as follows:

Cost as of September 1972

Center for Performing Arts Construction Demolition Site Work 10% of Construction \$3,750,000 \$ 176,928 \$ 375,000

\$4,301,928

Construction contingency, Furnishings and Equipment, Fees & Miscellaneous (25%)

\$1,075,482

Total Cost of Project

\$5,377,410

B. AIR CONDITIONING-SOCIAL SCIENCE BUILDING-QUEENS COLLEGE:

RESOLVED, That the Board approve the Preliminary Plans, Outline Specifications and Preliminary Estimate of Cost of Air Conditioning of the Social Science Building of Queens College as prepared by Carlson and Sweatt, Consulting Engineers. The Preliminary Estimate of Cost of Construction is \$1,206,440 based on current prices with no allowance for contingencies or escalation; and be it further

RESOLVED, That the Director of the Budget be requested to approve said documents with a total cost limitation of \$1,358,000, which includes 7.2 percent escalation to an estimated bid date of July 1, 1973 and five percent contingencies chargeable to Capital Project HN-215.

EXPLANATION: On July 8, 1971 the Executive Committee of the Board approved a contract with Carlson and Sweatt to provide preliminary and final plans and estimates for the provision of an air conditioning system for the Social Sciences Building, Queens College. This was subsequently approved by the Bureau of the Budget. It was noted in the explanation for the resolution that with the exception of some interior lecture rooms no air conditioning has been installed in the subject building despite the sun loads caused by large glass areas on the South and West sides.

The documents have been reviewed by the College Staff and the staff of the Dean of the Campus Planning of the City University and have been found to satisfactorily meet the objectives of the project. The estimate has been kept within that of the original resolution.

C. 1973-1974 CAPITAL BUDGET REQUEST:

RESOLVED, That the Board approve a request to the City Planning Commission for inclusion of funds for the following projects in the 1973-1974 New York City Capital Budget as follows:

PROJECT HN	SHORT TITLE	AUTHORIZED TO 6/30/73	REQUEST 1973-74	ACTIVITY REQUESTED
60	City University Staff and Administrative Expenses for Campus Planning & Development	Continuing Project	2,625,000	Salaries and Office expenses for Project Management
181	Hunter College window replacement	1,523,445	3,130,000	Construction
191	City University Electronic Data Processing Equipment-Sr. Colleges	Continuing Project	2,100,000	Equipment
192	City University Electronic Data Processing Equipment-Community Colleges	Continuing Project	500,000 500,000\$	Equipment
203	City University Alteration Projects Senior Colleges	Continuing Project	8,560,000	Planning and Construction
206	City University Alteration Projects Community Colleges	Continuing Project	1,080,000 1,080,000\$	Planning and Construction
213	New York City Community College air conditioning, Namm Hall	180,000	1,852,800 1,852,800\$	Planning and Construction
215	Queens College Air Conditioning Social Sciences	100,000	1,586,800	Planning and Construction
217	Studies by City University (Urban Analysis Center)	Continuing Project	1,500,000 1,000,000s	Studies
218	City University, Library Books, Education and Office Equipment and Related Costs, Sr. Colleges	Continuing Project	10,500,000	Equipment Purchases and Minor Alterations
219	City University, Multi-Channel Communication, Study	0	100,000	Study
CITY TOTAL STATE TOTAL (SI TOTAL			33,534,600 4,432,800 37,967,400	

EXPLANATION: All major new senior and community college construction projects will be financed through the City University Construction Fund and the New York State Dormitory Authority. However, certain projects as listed above will continue to be financed through the New York City Capital Budget.

The projects proposed for inclusion in the 1973-1974 year provide for staff costs associated with campus planning and development, alteration and rehabilitation work, capital equipment purchases including computers, special studies, etc.

D. RENTAL OF SPACE:

(1) RESOLVED, That the Board approve the rental of 110,000 square feet of space at 560 Lexington Avenue, the former Cathedral High School, for use by Baruch and Hunter Colleges; 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 approximately forty classrooms, a freshman library, one cafeteria, one auditorium plus faculty and administrative offices.

The Department of Real Estate has negotiated a net/net lease for the subject premises for a five year period at an annual rental cost of \$550,000 (\$5.00/S.F.). The lease further provides that the landlord will make certain alterations and improvements at his own expense and will be responsible for the maintenance of the roof and all structural and outside repairs.

During the first year of the lease, Baruch College will occupy the subject facility and operate a freshmen center. Further, in the Fall of 1973 Baruch College will take occupancy of 105,000 square feet of space at 315 and 360 Park Avenue South vacated by John Jay College. At this time Hunter College will occupy the Cathedral High School facility for the remaining four years of the lease. Hunter College requires the use of this facility to replace space presently occupied in the former Public School 76 and the old Yorkville Social Services Center which are scheduled for demolition to permit implementation of the Hunter College Master Plan.

(2) RESOLVED, That the Board approve the rental of 1200 square feet of space at 660 Nostrand Avenue 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: This space currently houses the College's Community Service Center which provides information on the College and other educational counseling to local residents.

Rental payments for this facility were funded for an initial eighteen month period from a Ford Foundation grant, which funds are now exhausted.

The Department of Real Estate has negotiated a lease for the subject premises for a one year period commencing April 10, 1972 and expiring April 9, 1973 at an annual rental cost of \$2700 (\$2,25/\$.F.). Tenant will provide his own cleaning and will be responsible for the cost of all electricity. Landlord will be responsible for all Real Estate taxes, water and sewer rents.

(3) RESOLVED, That the Board approve a License Agreement for the rental of laboratory facilities totaling 69 semester clock hours for the entire 1972/73 academic year at the Brooklyn Center of Long Island University, 385 Flatbush Avenue Extension, 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 facilities.

EXPLANATION: During the 1971/72 academic year Medgar Evers College leased a total of 30 biology and chemistry semester clock hours at an annual cost of \$16,080. Due to an expanded enrollment scheduled for the 1972/73 academic year the laboratory facilities needs of the College have substantially increased.

The Department of Real Estate has negotiated a License Agreement for the rental of Biology, Chemistry and Physics laboratory facilities totaling 69 semester clock hours at a total annual cost of \$40,655. Included in the total annual cost are payments for chemicals and materials, stock room charge, teaching fellow, use of instruments including breakage and maintenance of the facilities, custodial services, heat, hot water, electricity, work room supplies and facilities.

(4) RESOLVED, That the Board approve the renewal of dormitory space at Long Island University, 190 Willoughby Street, for use by the University SEEK Program; and be it further

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

EXPLANATION: The Board of Higher Education has been renting dormitory space at Long Island University, 190 Willoughby Street, for use by students of the University SEEK Program. From February 1, 1972 to May 31, 1972, the subject facilities were occupied by 179 SEEK students at a cost of \$148.12 per student, per month for the four month period. This cost included two meals per day, linens, health plan and use of facilities. These same facilities were occupied from June 1, 1972 to June 28, 1972 at a cost of \$84 per student but included only room, linen and use of facilities.

Further, from June 29, 1972 to August 31, 1972 dormitory facilities at Long Island University were rented for 132 SEEK students at a cost of \$96 per student per month. This fee included only room, linens, health plan and use of facilities.

The Department of Real Estate has negotiated a renewal of a lease for facilities for 150 students plus three apartments to be used as offices for SEEK counselors at the subject premises for a period commencing September 1, 1972 and expiring June 30, 1973. The total cost of the facilities and services for the 150 students amounts to \$206,175 for the entire ten month period or \$137.41 per student per month. The total cost of the three apartments for the ten month period amounts to \$11,160. The \$206,175 cost for facilities and services for the 150 SEEK students does not include any charges for the period September 1, 1972 through September 17, 1972. Long Island University will provide room, linens and use of facilities free of charge through this period.

The lease further provides that Long Island University will include as part of the rent payment, room, board, which includes three meals per day, health plan, linen and use of facilities for the period September 18, 1972 to May 31, 1973. For the period June 1, 1973 to June 30, 1973, meals will not be provided.

E. MASTER PLAN PROGRAM-BARUCH COLLEGE:

RESOLVED, That the Board approve the Master Plan Program to accommodate 1975 enrollment of Baruch College dated September 1972; and be it further

RESOLVED, That the Board approve the amendment of the CUNY Master Plan to include such Master Plan Program; and be it further

RESOLVED, That the Board of Regents be requested to take appropriate action to incorporate this amendment of the CUNY Master Plan into the Regents Statewide Plan for Higher Education.

EXPLANATION: The Space Planning and Management Department of the CUNY Office of Campus Planning and Development, in concert with the staff of Baruch College, has developed a program of space needs to meet the enrollment requirements of Baruch College projected for 1975.

The program specifies an area of 674,670 net assignable square feet to accommodate an enrollment of 7,050 full time equivalent day students or an average 95.7 square feet per student. This may be compared with the figure of 100 square feet which the Regents Advisory Council for the New York City Region agreed was "an absolute minimum for fulfillment of space needs at the City University." It may also be compared with the Fall 1971 situation at Baruch wherein an average of 52 net assignable square feet per full time day equivalent student was provided in obsolete owned and scattered rented facilities.

NO. 5. CONTRACTS AND OTHER FINANCIAL MATTERS: RESOLVED, That the following resolutions presented by the presidents and recommended by the Chancellor be adopted:

A. PRODUCTION PROCESSES LABORATORY—NEW YORK CITY COMMUNITY COLLEGE:

RESOLVED, That the Board of Higher Education approve the contract documents and specifications and authorize the New York City Community College to advertise for, receive and open bids and award contract to lowest responsible bidder for furnishing fixed equipment, labor and materials required for the Mechanical Technology Department at a total estimated cost of \$170,707, chargeable to Capital Project No. HN-178, Code 46I-0586-12-53 and 46I-0586-12-64.

EXPLANATION: This contract is for furnishing a new Production Processes Laboratory at the 186 Jay Street building of the New York City Community College.

(See also Cal. No. 2(b)4, 4/20/64)

B. AUTOMATION LABORATORY-NEW YORK CITY COMMUNITY COLLEGE:

RESOLVED, That the Board of Higher Education approve the contract documents and specifications and authorize the New York City Community College to advertise for, receive and open bids and award contract to lowest responsible bidder for furnishing fixed equipment, labor materials required for the Mechanical Technology Department at a total estimated cost of \$325,668, chargeable to Capital Project No. HN-178, Code 461-0586-12-53 and 461-0586-12-64.

EXPLANATION: This contract is for furnishing a new Automation Laboratory at the 186 Jay Street building of the New York City Community College.

(See also Cal. No. 2(b)4, 4/20/64)

C. INDUSTRIAL ARTS LABORATORY—NEW YORK CITY COMMUNITY COLLEGE:

RESOLVED, That the Board of Higher Education approve the contract documents and specifications and authorize the New York City Community College to advertise for, receive and open bids and award contract to lowest responsible bidder for furnishing fixed equipment, labor and materials required for the Industrial Arts Department at a total estimated cost of \$192,333, chargeable to Capital Project No. HN-178, Code 461-0586-12-53 and 461-0586-12-64.

EXPLANATION: This contract is for furnishing a new Industrial Arts Laboratory at the 186 Jay Street building of the New York City Community College.

(See also Cal. No. 2(b)4, 4/20/64)

D. ELECTRICAL MACHINERY LABORATORY—NEW YORK CITY COMMUNITY COLLEGE:

RESOLVED, That the Board of Higher Education approve the contract documents and specifications and authorize the New York City Community College to advertise for, receive and open bids and award contract to lowest responsible bidder for furnishing fixed equipment, labor and materials required for the Electrical Technology Department at a total estimated cost of \$161,000, chargeable to Capital Project No. HN-178, Code 461-0586-12-53 and 461-0586-12-64.

EXPLANATION: This contract is for furnishing a new Electrical Machinery Laboratory at the 186 Jay Street building of the New York City Community College.

(See also Cal. No. 2(b)4, 4/20/64)

NO. 6. ORAL REPORT OF THE CHANCELLOR:

It's been a long time since the last meeting of the Board, and some of the things I have to say tonight have been heard by some members of the Board in the Executive Committee or the Committee on Collective Bargaining or other special groups of the Board, but I thought I'd better go back and do it all again so that everyone is brought up-to-date.

If he is still here, I would like to introduce Dr. Harold Proshansky, who is here for the first time as Acting President of the Graduate Division.

The first thing I'd like to do is to go back and tell you briefly about where we ended up with the Legislature, particularly about the budget. As you know, we did get \$21,000,000 out of the State that we weren't anticipating, and this when parleyed through various interpretations and technical issues turns out to be a \$442,000,000 budget, which is \$62,000,000 more than the 71-72 budget, a 16% increase. Actually, it is better than that because a number of the technical adjustments by the City were achieved in the pension fund and social security—monies that we weren't going to spend anyway. We were able to provide a few hundred dollars additional for each incoming student this year, an additional hundred dollars over our former estimate for the support of students who need remediation in the University.

As you know, the second major event of the last Legislature was a bill allowing us to negotiate for the N.Y.U. uptown campus for the City University. This has been proceeding through the summer. Appraisers have been chosen by N.Y.U. and the City University and have been at work since July. We are anticipating their evaluations within the next ten days or two weeks, and what happens after that depends on the nature of these evaluations.

If they are within 15% of each other, we split the difference. If that figure is agreed upon by the State Budget Director, we have a deal. If they are not within 15% of each other, there will be a third appraisal by the State Budget Director and all sorts of things. We would be surprised if they came within 15% of each other.

The third action, as Mr. Poses explained, was the inclusion of the community college construction in the City University Construction Fund, and I think this will be very helpful to the University in terms of making available money for the construction of the community colleges at a much more rapid rate than would have been possible through the City's capital budget.

So much for the Legislature.

Mr. Pottinger of HEW's Office of Civil Rights exploded a small timebomb in the press at a meeting he held in New York to discuss a letter he had sent to me. It was an ultimatum to City University to provide certain data and to get assurance that we would allow access to the personnel files of City University for the purposes of HEW's Office of Civil Rights. This was followed by a long conference held in Washington by members of his staff, myself, the Deputy Chancellor, and Vice-Chancellor Meng. In August we came to a temporary resolution of the issues. The first issue which was resolved easily was that the City University would agree to provide the information, provided it was given anonymously. We would list individuals but not by name. The question of access to files was a stickier issue. That was finally resolved on the basis of the request of HEW that we allow them access to files of two departments of twenty-five members and that these files be made anonymous. A third thing that came out of it which was not a result of our negotiations was that HEW would not entertain individual complaints.

These would go to the Equal Employment Opoortunities Commission, which has a different way of operating essentially through the courts. We are providing them with lists. What they will do from then on we don't know.

The most pervasive thing that has been going on through the summer are the contract negotiations with the Professional Staff Congress. They started in July and have been carried on through the summer. The union presented sixty-two pages of demands, which many of you have seen. We put in some counterproposals. On September 9, the union declared that it was going to ask for an impasse under the Taylor Law, and several days later did so by notifying PERB that they felt that impasse had been reached. The law provides for mediation then fact-finding then arbitration, if agreed to. The union wanted to go directly to fact-finding, and we suggested that the proper procedure was to go first to mediation. A mediator, Mr. Milton Friedman, was selected by PERB, and mediation began this afternoon at the Graduate School. I think I have tried to keep you all fairly abreast of how things have been going in that.

There seemed to be several central issues, which I will try to describe to you briefly. The first is the financial issue. This deals with the whole question of longevity increments as well as additional increases. The common process has been that increments have been given as a base, and we start from that. Our position is that increments for the individual are an increase in salary and the whole salary position should be negotiated as one thing. We have suggested that increments under current conditions make no sense and have proposed a percentage increase over the three years of the contract.

The second important issue is the giving of reasons for the non-reappointment of non-tenured faculty persons. The union position is that if the person is given a satisfactory rating on his teaching and if he is not reappointed, he should be given a reason.

And finally, one which you have been getting a lot of flak about, is work loads for non-classroom members of the instructional staff. Some of the instructional staff members teach, but some do other things, namely librarians, registrars, HEO's, counselors. We have taken the position that these people should have different working hours and work loads since their responsibilities are different

There are other issues, but these are the fundamental, basic issues. There is one other issue that is part of it, a "zipper" clause that says that all matters that have not been specifically agreed to in the contract remain the prerogative of management.

As I understand it, the Chancellor's Office negotiates for the Board of Higher Education. The Board has not directed us specifically what to negotiate. What we are doing is to negotiate the contract on the terms of what we believe the Board's position to be. If the Board has a particular thing on which it wishes to instruct the negotiators, the negotiators will follow these instructions. I do what you tell me to do and what I believe is for the best of the University.

I would like to say a little bit about the question of public and private colleges in the City and in the State because I think it is an issue that is there and is likely to grow and become more important. As you know, last year we had a Regents Advisory Council in the City of New York which met at the request of the Regents. It was a very useful group. It brought out a report to the Regents, and one of the suggestions was that the Regents set up a Regents Coordinating Council for Post-Secondary Education. This the Regents did, and the Council will be established within the next few weeks. It will probably take up things that are increasingly more difficult to deal with than those taken up before. There will be a certain number of members representing private institutions, others representing public institutions, and three members representing the general public and not associated with any university. At the present time there are two public members.

The Association of Colleges and Universities in the State of New York includes all of the accredited higher educational institutions in the State. The Executive Council of that group meets and comes to some agreement on certain methods of college effort. Last year they supported the Regents Advisory Council. This year they took on the financing of higher education in the State of New York in both private and public institutions. I won't go into all of the details of the discussion held in Rensselaerville. There was a serious division between the public and private institutions on the question of financing. The agreement was to continue to meet, and there have been some other meetings, one in New York City and one in Albany. The basic issue involves the kind of aid that would go to private institutions as well as the level of aid and the method in which this aid would be dispensed. Now there are two basic programs that are of serious interest to the schools. One is the Scholar Incentive Program on the basis of need. The second is Bundy aid which came out of the Bundy_Report, which dispenses a set amount of money to private institutions on the basis of the number of degrees that they grant. The discussisons in this meeting centered around the desire of the private institutions to increase the amount of Bundy aid and the feeling in the public institutions, SUNY and CUNY, that institutional aid should be given in a way more closely related to the special problems of the State of New York since these are public funds. The suggestions were that instead of giving money on the basis of degrees, that it be given on the percentage of New York students. The second was a certain amount of money for each scholar incentive student in each college. This is still a matter of dispute. The hope was that we could arrive at a common program that all could support in the Legislature. We are still a long way from that, but the conversations still go on and hopefully we still have a few months to reach an agreement if one can be reached.

The most recent instance of a public private college problem has come up with respect to the action of this Board in which it rescinded its 1968 decision to locate Baruch College in downtown Brooklyn and to say that it should be located in Manhattan. The issue arose because there already existed in Manhattan a forty-story building in lower Manhattan which is able to house the entire master plan operation of Baruch College. It is clear that should it be possible to relocate Baruch in this facility, it would speed up the Baruch plan by about six to ten years, and it would do it with a saving of tens of millions of dollars over the cost in downtown Brooklyn. This has caused consternation in various sources. The Borough President of Brooklyn feels that the Board has reneged on its previous decision. N.Y.U. and Pace feel that it would cut into their business programs. They have made many overtures to a number of people about the damage that would be done. There has been no firm recommendation as yet that Baruch should be located at that site. We have not gone to you with a recommendation, but just the fact that there is serious discussion has made a lot of people nervous. It was discussed by the Regional Council. The outcome of the meeting of the Regents Advisory Council was that the Council would not want to interpose a firm objection at that time since the master plan amendment before the Regents has to do with moving Baruch from Brooklyn but has nothing to do with the actual location. In the meantime there should be an effort made to find out what the damage might be. I wanted to let you know exactly what the situation is at this time. What the resolution will be I'm not sure. I would anticipate that the Regents in October will approve the master plan amendment as it was requested. It is then up to the Governor's Office to approve or disapprove.

Let me just go briefly to a few other items. There has been a special report developed in the last week by the Office of Campus Planning and Development, which outlines in considerable detail the space situation which exists in the City University. I would like to tell you the outline, but I'm asking that it be sent to each of you. For the first time we have halted the downward trend of the amount of square feet per student in the senior colleges. It has gone from 91 to 98 square feet per student. In the community colleges it continues to go down from 73 to 70 square feet per student this year. We will send the complete report to you and you will be able to see what the situation is.

According to the decision of the Board we held some public hearings on the freshman allocation system by the E.E.O. Committee, and a freshman allocation committee has been established under Seymour Hyman which will try to develop alternative methods of allocating students and point out to the Board the advantages and disadvantages of each system and the extent to which they relate to the criteria set down at the beginning of Open Admissions. You can then see what the problems are. We should be able to have these available to you by the first of November. Then there have to be more public hearings so that the Board can decide which is the most desirable procedure to follow in September.

The next thing I wanted to mention was the fact that during the past year we had some outside evaluations of our colleges. As part of a total plan we will have an evaluation of a college each five years at least from outside sources. Three of these were done last year-Lehman College, Borough of Manhattan Community College, and Staten Island Community College. On the premise that the Board would like to spend some time on these, I would like at the next three meetings to devote about an hour to discussion of these reports. I would like this to consist of a self-study of the college, the report of the visiting committee, and the reaction to the report of the visiting committee. I think this would be a valuable thing for the Board to do and will provide a change from what you deal with from time to time. These are scheduled for the next three meetings of the Board, but we may have to adjust that. We will try to get it to you several weeks before the meeting so that you will have a chance to do the reading.

Just two more things and these are in the nature of announcements.

There probably will be established in the next month or so a new Governor's Commission on the Financing of Higher Education. Last year it was the Hurd Commission. It will have representatives from a number of interested parties. Two groups unrepresented will be the City University and the Commissioner of Education and the Regents. There will be representation on it in the form of presidents from private institutions and the State University, but as far as I now know there will be no representation of the City University or the Commissioner's Office.

The second thing is that some time shortly you will be getting a notification that the ninth annual Regents Trustee conference will be held at the Hilton on February 8 on financing higher education.

That is all I have to say.

- NO. 7. CHANCELLOR'S REPORT: RESOLVED, That the Chancellor's Report (including Addendum Items) for the month of September 1972 be approved as amended as follows:
 - (a) Items listed in Part H, ERRATA, to be withdrawn or changed as indicated.
- (b) Part AA-Delete the appointment of Joseph Wohlberg, The City College, at the request of the College.
 - (c) Part C—The following items are withdrawn at the request of Vice-Chancellor Healy: Items C.5.1.1 and C.5.1.2-Queens College

Item 14-New York City Community College

- (d) Part E-Item E.30.1.2-Medgar Eyers College, withdrawn at the request of Vice-Chancellor Schultz.
 - (e) Part G-Item G.1.15, Baruch College, withdrawn at the request of Vice-Chancellor Healy.

NO. 8. GENERAL DISCUSSION: Mr. Berman reported on the following:

- (a) The Gifts and Grants Section of the Chancellor's Report and commended those colleges which have been receiving outstanding gifts and grants.
 - (b) The Freshman Orientation at the Borough of Manhattan Community College.

NO. 9. DISTINGUISHED SERVICE AWARDS: RESOLVED, That the following be awarded the Board of Higher Education Award of Merit for distinguished service to the University:

Assemblywoman Constance Cooke Senator Manfred Ohrenstein Assemblyman Mark T. Southall Senator Stanley Steingut Senator Joseph Zaretzki Senator Ronald B. Stafford Assemblyman Milton Jonas Senator Joseph L. Galiber Senator Robert Garcia Assemblyman Armando Montano Senator Thomas Laverne Senator John J. Marchi Speaker Perry B. Duryea, Jr. Assemblyman Thomas Fortune Assemblyman Calvin Williams

Assemblyman Edward J. Amann, Jr. Senator Sidney A. Von Luther Assemblyman George W. Miller Assemblyman Earl W. Brydges Senator Roy M. Goodman Assemblyman Guy R. Brewer Comptroller Abraham D. Beame Assemblyman Charles D. Henderson Assemblyman Louis Nine Assemblyman Alexander Chananau Assemblyman Samuel Wright Senator Jack E. Bronston Assemblyman Albert H. Blumenthal Assemblyman Vincent A. Riccio

Upon motion duly made, seconded and carried, the meeting adjourned at 9:55 p.m.

N. MICHAEL CARFORA Secretary of the Board