

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

HELD

MAY 27, 1975

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

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

There were present:

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

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

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

Etta G. Grass, Acting Secretary of the Board

**Chancellor Robert J. Kibbee
President 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 Joseph S. Murphy
President Harold M. Proshansky
President Donald H. Riddle
President Kurt R. Schmeller
President Joseph Shenker**

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

A. "TEMPORARY FREEZE": A resolution was moved and seconded that the Board adopt a "temporary freeze" on certain items.

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

The following resolution was adopted:

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

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

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

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

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

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

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

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

Note: Errata amended as follows:

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

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

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

A. BYLAW AMENDMENTS RE STUDENT AFFAIRS:

At the meeting of the Board held April 28, 1975, Cal. No. 3D, Mrs. Quinones, on behalf of the Committee on Administrative Affairs, served notice of the introduction of amendments to Section XV of the bylaws of the Board with respect to student affairs. In accordance with the bylaws, these amendments are on the agenda for action at this meeting.

At this point the Board heard Mr. Jay Hershenson (Chairperson, University Student Senate), Mr. Sidney Kitain (Chairperson of the 30 Percent Rule Investigative Committee for the University Student Senate C.L.A.S.), and Mr. Ronald Zodda (President, Bronx Community College Evening Student Association), who thanked the Board for its support of the resolution.

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

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

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

ARTICLE XV - STUDENTS*

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

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

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

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

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

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

However, no group [or], organization or student publication with a program against the religion, race, ethnic origin or identification or sex of a particular group [or against a particular race shall be permitted] or which makes systematic attacks against the religion, race, ethnic origin or sex of a particular group shall receive support from any fees collected by the college or be permitted to organize or continue at any college or school. No organizations, military or semi-military in character, not connected with established college or school courses, shall be permitted without the authorization of the faculty and the [appropriately] duly elected student government [**] and the Board.

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

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

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

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

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

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

**Throughout these bylaws in any college or unit where the title "Dean of Students" does not exist, the same shall refer to the officer performing the functions which would otherwise be performed by a Dean of Students.

If the Committee sustains the charges or any part thereof against the student publication, the Committee shall be empowered to (1) reprimand the publication, or (2) recommend to the appropriate funding bodies the withdrawal of budget funds. The funding body shall have the authority to implement fully, modify or overrule the recommendations.

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

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

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

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

b. The College and the College Association and Student Governments shall employ generally accepted accounting and investment procedures in the management of all funds. All funds for support of Student Activities are to be disbursed only in accordance with approved budgets and be based on written documentation. The requisition for disbursement of funds must contain two signatures; one, the signature of a student with responsibility for the program; the other the signature of an approved representative of the body governing the budget process of the student activity fee or portion thereof.

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

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

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

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

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

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

2. Where a referendum seeks to earmark Student Activity Fees for a specific purpose or organization by changing the total Student Activity Fee, the results of such referendum shall be sent to the Board of Higher Education by the President of the College together with his/her recommendation.

Section 15.11 DISCLOSURE. a. The College President shall be responsible for the full disclosure to each of the Student Governments of the College of all financial information with respect to Student Activity Fees.

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

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

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

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

Section 2. These amendments shall be effective immediately.

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

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

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

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

As clarification, the intent of 15.2(d) is that the establishment of Student Elections Review Committees be a method to formalize certification of election results and to encourage student participation in the electoral process. The intent with respect to composition is that the membership of the committees are to be selected by the duly elected student legislative bodies. The role of college presidents is intended to be limited to receiving appeals from the Student Elections Review Committee where an individual student has received a negative determination on a request (such as a ruling declaring a student ineligible for nomination to an elected position).

B. YORK COLLEGE GOVERNANCE CHARTER:

RESOLVED, That the Board of Higher Education approve the revised Charter of the York College Senate effective September 1975; and be it further

RESOLVED, That the President of York College be directed to develop through the mechanisms of the York College Senate appropriate amendments to the Charter extending the Board's principles of College Governance including student input to the Division, Department and Program level structures of the College; and be it further

RESOLVED, That these amendments be forwarded to the Board for approval no later than conclusion of the Spring semester 1976.

EXPLANATION: The Board of Higher Education approved the Charter of the York College Senate as an interim governance document on June 22, 1970, Cal. No. 39. A charter revision was approved by the Board on August 15, 1972, Cal. No. 5. The Administrative Affairs Committee of the Board has reviewed the current revisions and finds that the Charter sufficiently satisfies the Board's policy statement on governance to be approved as the permanent governance structure of York College. At the same time the College is directed to further expand the coverage of the Charter to the Divisional, Departmental and program level in order to insure fuller compliance with the Board's governance policies. The Charter is on file in the Office of the Secretary.

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

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

I. FISCAL RESOLUTIONS:**A. UNIVERSITY-WIDE DATA PROCESSING EQUIPMENT:**

RESOLVED, That the Board of Higher Education approve the contract documents and specifications and authorize the City University to advertise for, receive and open bids and award contracts to the lowest responsible bidders for the purchase of cathode ray terminals, printers, couplers, communication controllers, and modems for the Central Office and colleges at an estimated cost of \$183,000 chargeable in fiscal year 1974-75 to Central Office and college 300 codes.

EXPLANATION: The purchase of selected data processing equipment is required to permit the colleges to proceed with their efforts to plan and implement more advanced information systems. The cathode ray terminals, printers, couplers, communication controllers and modems are to be used by the colleges for the input and display of administrative data. The initial phase of the centrally developed management information system requires that this equipment be located in various operating offices within the pilot units, i.e., personnel offices, data processing offices, etc.

By coordinating the purchase of this equipment centrally, a cost reduction in excess of 10% is anticipated by the University. The above has the approval of the University Dean for Computer Systems.

B. BARUCH COLLEGE - CLEANING AND MAINTENANCE SERVICES:

RESOLVED, That the Board of Higher Education approve contract documents and authorize the Bernard M. Baruch College to advertise for, receive and open bids, and award a contract to the lowest responsible bidder for furnishing cleaning and maintenance service for its facility located at 360 Park Avenue South, New York, N.Y. (3rd through 10th floors) for the period from July 1, 1975 through June 30, 1976, at an estimated cost of \$325,000 with options to renew annually for the next two (2) years, chargeable to code 042-5200-400-01-76 and/or such other funds as may be available, subject to financial ability; and be it further

RESOLVED, That the Director of the Budget approve and authorize the above expenditure.

EXPLANATION: Baruch College has acquired eight (8) additional floors at its 360 Park Avenue South facility requiring cleaning and maintenance service. Cleaning and maintenance service for the 17th through 20th floors currently occupied by the College is provided for under terms of the lease.

C. HUNTER COLLEGE - ELEVATOR MAINTENANCE:

RESOLVED, That the Board of Higher Education approve the contract documents and specifications and authorize the Business Manager of Hunter College to advertise for, receive and open bids, and award a contract to the lowest responsible bidder for furnishing all equipment, tools, and labor necessary for the maintenance of elevators at Hunter College, 695 Park Avenue, Manhattan on an annual basis for the period from 7/1/75 to 6/30/76, with option to renew for a period of 5 years, chargeable to expense code 042-4400-408-53-76, or other such funds, subject to financial ability, at an estimated annual cost of \$61,000; and be it further

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

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

D. BRONX COMMUNITY COLLEGE - HALL OF FAME:

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

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

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

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

II. CAMPUS PLANNING AND DEVELOPMENT RESOLUTIONS:

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

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

RESOLVED, That the Director of the Budget be requested to approve said final plans, specifications and estimate of cost in the amount of \$388,600.00 which includes 5% for contingencies.

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

B. JOHN JAY COLLEGE - NORTH HALL ROOF REHABILITATION:

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

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

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

C. NEW YORK CITY COMMUNITY COLLEGE - BUILDING ALTERATIONS:

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

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

and be it further

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

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

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

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

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

2. Namm Hall is to be altered throughout its eleven stories plus cellar and basement levels. It is to contain the library, main administrative offices, liberal arts, commerce, secretarial sciences, hotel technology, computer center, student organization space, buildings and grounds and the bookstore.

The existing structural steel frame and exterior facade is to remain except for minor exterior alterations for the new location of the bookstore.

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

The January 1975 approved construction cost estimate of \$14,349,260, if escalated to bid dates of June, 1975 and September, 1975 respectively, would indicate a current cost of \$15,195,028. This is less than the approved aggregate campus construction cost limitation of \$16,605,730.

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

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

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

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

and be it further

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

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

On April 28, 1975, the Board authorized the submission of an application to the Dormitory Authority for funding this project in an aggregate amount of \$65,200,000, which included \$49,138,794 for construction. It is anticipated that the application will be approved in the near future by the State and City Budget Directors and the Trustees of the State University of New York and thereafter the construction work indicated will be commenced.

NO. 4. CITY UNIVERSITY LAW SCHOOL: The resolution was moved and seconded.

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

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

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

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

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

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

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

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

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

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

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

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

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

Honorable Bella S. Abzug, Doctor of Laws

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

Mrs. Minneola P. Ingersoll, Doctor of Humane Letters

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

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

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

Honorable Eleanor Holmes Norton, Doctor of Laws

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

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

WITH STIPEND

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

HONORARY (in order selected)

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

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

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

Notice was given that the Board of Higher Education plans to consider this statement at its meeting of June 23, 1975.

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

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

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

- 1) The requirement that department chairmen hold senior rank and be tenured has been changed to allow a faculty member of any professorial rank who is tenured at the time of election to serve as department chairman (p.2. No. 2).
- 2) The requirement that faculty not be allowed to vote in personnel actions involving a rank or status they themselves do not hold has been changed to restrict votes on tenure only to those holding tenure, and votes on promotion to full professor only to those of senior faculty rank (associate professor or professor) (p.3, No. 3a, b).
- 3) The proposal that tenured members of the faculty continue to be evaluated has been changed to the requirement that all members of the faculty continue to have peer evaluations (p.3. No. 5).
- 4) The requirement that promotion to associate professor be tied to a favorable decision on tenure, has been changed to a policy that candidates for promotion to associate professor meet all the requirements for tenure.
- 5) The provisions in the March 24 draft allowing presidents to introduce "other institutional considerations" into decisions on tenure, which extended the original recommendation of the Commission, has been deleted.
- 6) The statement calling for further study of the method of choosing department chairmen, which was not one of the Commission's recommendations, has been deleted.

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

- 1) A provision that the Chancellor prepare and make public annual analyses of recruitment and tenure in the University.
- 2) The Commission's recommendation that initial appointments in the senior professorial ranks (associate professor and professor) be for two years, has been revised so that they be for a period of one year, with the provision that the first reappointment may be for a two year period.
- 3) The Commission's recommendation that those currently holding full-time appointments at the community colleges as Lecturer and Instructor be exempt from the requirement that candidates for appointment as assistant professor hold the Ph.D. has been omitted from the present document.

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

- (1) That Standing Faculty Panels be created. (This was deleted since the Chancellor already has such authority)
- (2) Specific definitions of the role and responsibilities of Department Chairmen have been deleted.
- (3) Recommendations by the Commission on Areas Requiring Further Study and considerations for Improved Management are being studied by the Chancellor who will make recommendations to the Board at a later date.

NO. 8. UNIVERSITY REPORT: The Chancellor reported that a proposed bill to establish de jure control by the Board of Higher Education over community colleges in New York City, now before the Legislature, apparently is receiving no opposition. He also reported on events at the City College construction site and brought to the attention of the Board a recent cooperative effort among the University Faculty and Student Senates, Professional Staff Congress, and SEEK in the current budget crisis.

NO. 8A. KINGSBOROUGH COMMUNITY COLLEGE - PERSONNEL ACTION (ADDED ITEM):

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

RESOLVED, That the Board hereby appoints as an impartial hearing committee in the matter of charges against Professor Sophia Yaczola at Kingsborough Community College, Dr. Mortimer Becker, designated by the College Personnel and Budget Committee, Dr. Gordon Fifer, designated by the University Faculty Senate Executive Committee, and such other tenured full or associate professor, who shall be Chairman, as shall be selected by the two aforesaid appointees.

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

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

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

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

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

Upon motion duly made, seconded and carried, the meeting was adjourned at 5:33 p.m.

ETTA G. GRASS
Acting Secretary of the Board