

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

**HELD**

**OCTOBER 27, 1975**

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

The Chairman called the meeting to order at 5:00 p.m.

There were present:

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

**Armand D'Angelo  
Vincent R. FitzPatrick  
Gurston D. Goldin**

**Rita E. Hauser  
Harold M. Jacobs  
Vinia R. Quinones**

**Jay Hershenson, ex officio**

**Etta G. Grass, Acting Secretary of the Board**

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

**President Joseph Shenker  
President Herbert M. Sussman  
President Richard D. Trent  
President Edmond Volpe  
President Jacqueline G. Wexler  
President Clyde J. Wingfield  
Professor David Valinsky  
Deputy Chancellor Seymour C. Hyman  
Vice Chancellor Mary P. Bass  
Vice Chancellor Julius C.C. Edelstein  
Vice Chancellor Timothy S. Healy  
Vice Chancellor Anthony Knerr  
Vice Chancellor J. Joseph Meng**

The absence of Mr. Murphy and Ms. Valle was excused.

**A. NEW BOARD MEMBER:** The Chairman greeted Mr. Armand D'Angelo, who was appointed to the Board by Governor Carey, and stated that Mr. D'Angelo was a public official for many years, was a commissioner in the New York City administration of Mayor Wagner, and for many years has been associated with the trade union movement in the electrical industry. He has had long experience with the fields of higher education and education, and his experience will be found valuable in the days ahead. The Chairman was happy to welcome Mr. D'Angelo to the Board.

**B. BUDGET RETRENCHMENT:** The Chairman made the following statement:

During this period of fiscal crisis our Board fully understands why University morale declines and confusion and tensions rise. May we urge caution on all members of the University community against over-reacting to the many rumors that are circulating regarding enrollment, elimination of units, tuition, payless furloughs, or particular plans.

We all know that serious problems do exist and must be resolved. However, it is the intention of the Board to take action only after wide consultation and careful consideration.

The financial crisis is a matter of joint concern. We recognize that any additional modifications in our programs after the \$87 million of budgetary cuts would seriously impair the University further. Accordingly, more than ever, we must avoid internal dissension and strive together with unity to secure the additional State funds needed. If those funds should not be made available, then all of us would have to face up to a most painful review of our programs during the spring semester.

Our hope and expectation, with the cooperation of all elements of the University and the public, is that we can and must make a good case with the authorities to secure the funds needed.

Upon motions duly made, seconded and carried, the following resolutions were adopted or action was taken as noted (Cal. No. 1. through 7).

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

**NO. 5. SEEK RESOLUTION:** The Chairman announced that the Chancellor planned to hold a public hearing on this resolution on Friday, November 7, in the Board Room. Upon motions duly made, seconded and carried, the resolution was tabled in view of this.

At this point, Cal. No. 6 was considered.

**NO. 6. CONSOLIDATION OF PROGRAMS:** A motion was made and seconded that the following resolution be adopted:

WHEREAS, A review of various programs of study at the various community and senior colleges at City University reveals some which are duplicative, some with limited enrollments, and some with diminishing career opportunities, now therefore be it

RESOLVED, That the Chancellor prepare a plan of appropriate consolidation and cooperative relationships of programs throughout the University, for submission to the Board by November 17, 1975, so as to permit as many consolidations as may be educationally feasible to be made effective as of the February 1976 semester. The plan should be prepared in consultation with the College Presidents and faculty with the objective of eliminating programs with small enrollment or limited job opportunities and should give due consideration to the geographic location of programs, student transfers, the strengthening of quality, and greater faculty interchange, and be it further

RESOLVED, That the Chancellor review, on a long-range basis, other major programs of study at the various colleges to ascertain additional possibilities of consolidation of programs that are educationally feasible throughout the University as well as the feasibility in given specialized departments of creating cooperative relationships between such college departments or of combining them so as to permit greater faculty interchange than now exists.

Upon motions duly made, seconded and carried, it was agreed to insert the phrase "and students" to indicate that students are among those to be consulted in connection with the plan.

The Board heard the following who presented statements with respect to this item:

Prof. Irwin Polishook, Vice-President, Professional Staff Congress  
 Dr. Harold J. Robbins, Coordinator, School Administration and Supervision Program, Queens College  
 Prof. David Valinsky, Chairman, University Faculty Senate  
 Prof. Nancy L. Dill, Chairperson, Dept. of Early Childhood and Elementary Education, Queens College  
 Mr. Jackie Ellison, York College student  
 Prof. Israel Kugler, New York City Community College  
 Mr. Maynard Jones, Vice-Chairperson, Fiscal Affairs, University Student Senate  
 Ms. Joyce Atkinson, York College student  
 Mr. Cruz Fernandez, York College student

A statement was received from the Joint Schools Committee for Academic Excellence Now, Inc.

Mr. Williams moved to table the resolution. The motion was seconded by Mr. D'Angelo. The motion failed to secure a majority, with Mr. Williams, Mr. D'Angelo and Mrs. Quinones voting for the motion, and Dr. Goldin, Mrs. Hauser and Mr. Jacobs voting against the motion.

Mr. Williams made a motion to delete from the resolution the following: "for submission to the Board by November 17, 1975, so as to permit as many consolidations as may be educationally feasible to be made effective as of the February 1976 semester." The motion was seconded by Mrs. Quinones. The motion failed to secure a majority.

Upon motions duly made and seconded, the resolution was put to a vote and failed to secure a majority.

Consideration of Cal. No. 1 was postponed until later in the meeting.

**NO. 2. COMMITTEE ON FISCAL AFFAIRS AND PLANNING:** RESOLVED, That the following items be adopted:

**A. SENIOR AND COMMUNITY COLLEGE CAPITAL BUDGET - 1976-77:**

A motion was made and seconded that this resolution be adopted.

At this point the Board heard Pres. William M. Birenbaum, who spoke with respect to the Staten Island Community College item, and who then introduced Ms. Zenobia Malino, who read a resolution adopted by the instructional staff of the college, asking for complete budget autonomy for the college so that it could make its own retrenchment plans.

The following resolution was adopted:

RESOLVED, That the Board approve Senior and Community College Capital Budget for 1976-1977 for projects to be funded by the New York State Dormitory Authority, as follows:

COMMUNITY COLLEGES			
COLLEGE AND PROJECT	PREVIOUSLY AUTHORIZED	1976-1977 BUDGET	TOTAL FUNDING
BRONX COMMUNITY COLLEGE			
Renovations Alterations and Additions to University Heights Campus	\$18,000,000	\$17,000,000	\$35,000,000
KINGSBOROUGH COMMUNITY COLLEGE			
Phase II - Academic Facilities (4 Inner Colleges)	-0-	1,920,000	1,920,000*
Phase II - Lecture Halls	-0-	408,000	408,000*
Phase II - Utilities, Distribution, Site Work, Demolition, etc., Human Resources Center	-0-	912,000	912,000*
Phase II - Computer Center	-0-	312,000	312,000*
Phase II - Athletic Fields, Site Improvements and Landscaping, Demolition of Temporary Structures	-0-	526,000	526,000*
LAGUARDIA COMMUNITY COLLEGE			
Phase II - Ford Building Alterations (Balance)	-0-	2,171,663	2,171,663 a
NEW YORK CITY COMMUNITY COLLEGE			
Phase I - Johnson Bldg. "A" including Site Acquisition; Namm Hall Air Conditioning and Alterations; Pearl Street Building Alterations and Mechanical Equipment	5,854,000	53,737,945	59,591,945 a
QUEENSBOROUGH COMMUNITY COLLEGE			
Phase II - Lower Campus Center, Library Alteration, Science Addition, Liberal Arts Alteration, Oakland and Cafeteria Alterations, Site Work and Performing and Visual Arts Building	-0-	1,548,000	1,548,000*

COLLEGE AND PROJECT	PREVIOUSLY AUTHORIZED	1976-1977 BUDGET	TOTAL FUNDING
<b>STATEN ISLAND COMMUNITY COLLEGE</b>			
Phases III, IV, V - Alterations to existing Buildings; Athletic Fields, Roads and Final Grading; Landscaping	-0-	1,680,000	1,680,000*
<b>SENIOR COLLEGES</b>			
<b>THE CITY COLLEGE</b>			
Centralized Boiler Facilities	-0-	1,549,276	1,549,276 a
<b>LEHMAN COLLEGE</b>			
Gymnasium	-0-	20,200,000	20,200,000 a
Phase II - Existing Library/ Renovation to Art Building	-0-	2,822,000	2,822,000 a
<b>QUEENS COLLEGE</b>			
Science Building	25,000,000	4,184,000	29,184,000 a

\* Fees and Miscellaneous Costs Only  
a Total Estimated Cost

and be it further

RESOLVED, That the New York State Bureau of the Budget be requested to include "first instance" appropriations for the above listed projects in the indicated amounts in the State Executive Capital Budget for 1976-1977.

EXPLANATION: In order to advance senior and community college projects included in approved campus master plans, it is required that a "first instance" appropriation for each project be included in the State Capital Budget.

#### B. COMMUNITY COLLEGE PROJECT FUNDING FROM STATE BUDGET 1976-77:

RESOLVED, That the State Budget Director be requested to include appropriations in the 1976-1977 State Budget for the following Community College projects:

	Total Cost	State Share
Alterations to Existing Buildings, Campuses and Equipment	\$1,938,000	\$969,000
Alterations and Additions to Existing Buildings to make provision for access by the Handicapped	220,000	110,000

	Total Cost	State Share
<b>NEW YORK CITY COMMUNITY COLLEGE</b>		
Acquisition and Alteration of Jay Street Annex and Alteration of Chemistry Labs in Pearl St. (Equipment Only)	1,416,000	708,000

EXPLANATION: Certain Community College projects for capital rehabilitation work, etc. are advanced under City contracts funded through the City Capital Budget. The State provides 50% reimbursement to the City for expenditures made under these contracts. This resolution formally requests that the 1976-77 State Budget include the appropriate source for this reimbursement. The projects included herein have previously been authorized by the Board.

**C. UNDERWRITERS DORMITORY AUTHORITY BONDS - AGREEMENT RE INDEMNIFYING AND HOLDING HARMLESS FROM LIABILITY:**

RESOLVED, That the Chancellor, Deputy Chancellor and Vice-Chancellor for Budget and Planning are each hereby authorized to execute from time to time on behalf of the Board instruments in which the Board agrees to indemnify and hold harmless any underwriter of revenue bonds of the Dormitory Authority of the State of New York, City University issue, and any person who "controls" any such underwriter within the meaning of the federal securities laws, against any and all losses, claims, damages and liability arising out of the inclusion, in a preliminary Official Statement or an Official Statement of the Dormitory Authority relating to any such bonds approved by any of such named officers of any statement or information relating to the City University that is untrue or incorrect in any material respect at the time made or provided, or arising out of the omission therefrom by any such named officer of any statement or information relating to the City University necessary to make the statements relating to the City University made therein in the light of the circumstances under which they were made not misleading in any material respect; and it is further

RESOLVED, That any such officer is further authorized to deliver any such instrument to the Dormitory Authority, any underwriter of any such bonds, or to such other persons as he shall deem necessary or desirable for the sale of any such bonds; and it is further

RESOLVED, That any such instrument shall be approved as to form by the General Counsel; and it is further

RESOLVED, That the authority granted to each such officer by this resolution shall continue until a certified copy of a resolution of the Board expressly revoking such authority has been delivered to the Dormitory Authority; and it is further

RESOLVED, That such instrument shall be executed by any such named officials only upon a showing satisfactory to him or her that the bond issue will not be underwritten by any responsible underwriter without the execution and delivery of such instrument.

EXPLANATION: The present fiscal crisis in the City of New York has had an adverse impact on investor confidence in Dormitory Authority bonds. The Dormitory Authority has advised the Board that the underwriters of City University issues require the Board to indemnify and hold the underwriters harmless from claims arising from incorrect or untrue statements made by Board officials or negligent omissions therefrom, as a condition of their underwriting. This resolution is adopted to permit the continuation of the City University construction program by authorizing such agreements.

**D. LAGUARDIA COMMUNITY COLLEGE - ARMY PICTORIAL CENTER:**

RESOLVED, That the Board hereby determines that all of the certain plot of improved real property at 35th Avenue and 36th Street, Long Island City, in the County of Queens, known as the Army Pictorial Center, is no longer needed as a part of the LaGuardia Community College Campus or for Board purposes, and it is further

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

RESOLVED, That the Board of Estimate be petitioned to approve the reconveyance of said real property to the United States of America pursuant to Section 72-h of the General Municipal Law of the State of New York, and the Mayor requested to order the Corporation Counsel to approve the form of all legal instruments necessary on the part of the City of New York to effect such transfer, and it is further

RESOLVED, That the Board of Estimate and the Mayor be requested to designate and authorize the Commissioner of Real Estate to execute and deliver, and the City Clerk to attest and to apply the seal of the City Of New York to any and all legal documents necessary to effectuate such conveyance.

EXPLANATION: The real property in Long Island City known as the Army Pictorial Center was conveyed to the City of New York by the United States of America by deed dated October 6, 1972, for the express purpose of educational use by the Board of Higher Education and for operation by LaGuardia Community College. The aforesaid deed by the United States of America reserved a right of reverter in the event that the said parcel of real property should not be utilized solely and continuously for educational purposes. LaGuardia Community College is unable to develop said real property in accordance with the specified educational plan required by the United States of America. Accordingly, in the best interest of the City University of New York, the Army Pictorial Center should be reconveyed to the Federal Government.

#### **E. NEW YORK CITY COMMUNITY COLLEGE - BOILER PLANTS:**

RESOLVED, That the Board accept final plans, specifications and cost estimate of \$13,678,205 as of August, 1975 for the alterations to the Pearl Street Building and construction of a Mechanical Equipment Plant for New York City Community College as prepared by Richard G. Stein and Associates; and be it further

RESOLVED, That the City University Construction Fund be requested to accept the aforementioned contract documents and estimate of cost.

EXPLANATION: On May 27, 1975 (Cal. No. 3.11.C, Pearl Street Alterations) and on June 23, 1975 (Cal. No. 4F, Mechanical Equipment Plant) the Board accepted the Preliminary Plans, Outline Specifications and Preliminary Cost Estimate for the aforesaid work. The preliminary Cost Estimate was \$13,561,354 as of January, 1975. The final estimate of \$13,678,205 as of August, 1975 compares favorably with the preliminary estimate of \$13,561,354.

The plans have been received and accepted by the College, the University Office of Campus Planning and Development and the Dormitory Authority of the State of New York. It is recommended that the final plans, etc., be accepted.

#### **F. HUNTER COLLEGE - REHABILITATION OF HEATING AND VENTILATING SYSTEM:**

RESOLVED, That the Board minutes of 9/22/75, Cal. No. 3.11.B. be amended to read as follows:

RESOLVED, That the Board of Higher Education approve final plans, specifications and final estimate of cost for Project HM-669-B, and authorize Hunter College to advertise for, receive and open bids and award a contract to the lowest responsible bidder for furnishing all tools, labor and material necessary and required for Partial Rehabilitation of the Heating and Ventilating System at Hunter College, 695 Park Avenue, New York, N.Y., as prepared by Harold Hecht Associates, Engineers, at an estimated construction cost of \$217,255.00, which includes 5% contingencies and 5% escalation, chargeable to Capital Project HN-203 - 0607-12-53 Repairs General - subject to financial ability, and be it further

RESOLVED, That the Budget Director be requested to approve said expenditure at a cost limitation of \$217,255.00, Which includes 5% for contingencies.

EXPLANATION: Preliminary contract documents were approved by the Board of Higher Education on May 29th, 1973, and the Bureau of the Budget issued certificate No. CP-9052 on June 19th, 1973. The urgency of this project cannot be stressed enough. Project HM-669-B, Partial Rehabilitation of Heating and Ventilating System is necessary because there are constant break-downs of the equipment and there are absolutely no replacement parts available due to the age of the original installation. Also, this equipment is located in many parts of the College, from the sub-cellar to the 17th floor, and attendance by maintenance crew is very demanding.

**G. DORMITORY AUTHORITY EXPENDITURES:**

Upon motion made by Mr. Williams and seconded by Mr. D'Angelo, the Board considered a resolution consenting to the payment by the City University Construction Fund of certain moneys to the Dormitory Authority. The resolution failed to secure a majority.

Upon motion made by Mr. Williams, the Board unanimously agreed to reconsider this item at a later date.

At this point Cal. No. 4 was considered.

**NO. 4. COMMITTEE ON ADMINISTRATIVE AFFAIRS: RESOLVED,** That the following item be noted:

**A. BYLAW AMENDMENTS TO CONFORM TO COMMUNITY COLLEGE INTEGRATION BILL:**

Mr. Williams, on behalf of the Committee on Administrative Affairs, served notice of the introduction of amendments to Sections VI and XVI of the bylaws to conform the bylaws to the provisions of the community college integration bill. Notice of these proposed amendments was noted.

At this point Cal. No. 3 was considered.

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

**A. THE CITY COLLEGE - CENTER FOR LEGAL EDUCATION:**

**RESOLVED,** That The City College, in cooperation with existing law schools, establish a Center for Legal Education, subject to receipt of non tax levy funds to cover total costs of the Center each year for the first three years of operation and to further review by the Board after that three year period.

**EXPLANATION:** The City College and New York Law School have established a six-year Program in Urban Legal Studies, leading to the B.A. and J.D. degrees. The programs in the Center for Legal Education will be designed to provide students in the Urban Legal Studies Program with the wide range of educational experiences that they will need in order to be able to deal with the total legal context of the problems that beset underserved urban communities, while at the same time, where appropriate, directly serving residents of the City of New York. These programs may include for example clinical service programs, educational programs for school age and adult populations, programs related to legislative activities, and various research projects. The Faculty Council of the College of Liberal Arts and Science has approved the proposed Center and the President of The City College recommends its establishment.

**B. LEHMAN COLLEGE - M.S. IN PRIMARY CARE NURSING (CHILD AND ADOLESCENT MENTAL HEALTH):**

**RESOLVED,** That the program leading to the M.S. in Primary Care Nursing: Child and Adolescent Mental Health, to be offered at Herbert H. Lehman College, be approved effective January 1976, subject to receipt of grants to cover total cost of program and further review by the Board if grant funds fall below the level needed to cover all program costs.

**EXPLANATION:** This program will provide education at the graduate level to prepare nurses to function with greater theoretical knowledge and clinical competence in the prevention and treatment of emotional illness of children, adolescents, and their families. Graduates of the program will be qualified to serve in a variety of settings as clinical specialists in child psychiatric nursing, in in-patient settings, residential treatment centers and day care and out-patient facilities. The program will help to meet the urgent need for nurses trained to work with the emotionally disturbed and will be the only one of its kind within the metropolitan area.



**C. KINGSBOROUGH COMMUNITY COLLEGE AND NEW YORK CITY COMMUNITY COLLEGE - BUSINESS CERTIFICATE PROGRAM:**

The resolution failed to secure a majority.

At this point Dr. Marvin Schick and Pres. Leon Goldstein were heard in favor of this program.

Upon motion made by Dr. Goldin, the Board unanimously agreed to reconsider this item at its next meeting.

At this point Cal. No. 1 was considered.

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

- (a) Item BRI-4.10 - Brooklyn College: Leave of absence for Vice President and Professor Harry G. Albaum tabled.
- (b) Items listed in PART E - ERRATA, to be withdrawn or changed, as indicated.

**NO. 7. UNIVERSITY REPORT:** The Chancellor announced that in order to accommodate people who work, the public hearing on the SEEK resolution, scheduled for Friday, November 7, would be held from 10:00 a.m. to 1:00 p.m. and from 3:00 p.m. to 6:30 p.m.

Upon motions duly made, seconded and carried, the meeting was adjourned at 6:50 p.m.

**ETTA G. GRASS**  
Acting Secretary of the Board