

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

HELD

SEPTEMBER 27, 1976

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

The Chairperson called the meeting to order at 5:35 p.m.

There were present:

**Harold M. Jacobs, Chairperson
Patricia Carry Stewart, Vice Chairperson**

**Loretta A. Conway
Walter H. Crowley
Armand D'Angelo
Edith B. Everett
Nicholas Figueroa
Ronald T. Gault**

**Gurston D. Goldin
Albert V. Maniscalco
Harriet R. Michel
Jack John Olivero
Emanuel R. Piore
David Z. Robinson**

**David Valinsky, ex officio
Maynard S. Jones, ex officio**

Richard M. Catalano, Secretary of the Board

**Chancellor Robert J. Kibbee
President Milton G. Bassin
President Edgar D. Draper
President Leon M. Goldstein
President John W. Kneller
President Leonard Lief
President Robert E. Marshak
President Joseph S. Murphy
Acting President Morton Rosenstock
President Joseph Shenker**

**President Herbert M. Sussman
President Richard D. Trent
President Edmond Volpe
President Jacqueline G. Wexler
President Clyde J. Wingfield
Deputy Chancellor Seymour C. Hyman
Vice Chancellor Mary P. Bass
Acting Vice Chancellor Egon Brenner
Vice Chancellor Julius C.C. Edelstein
Vice Chancellor Anthony Knerr
Vice Chancellor J. Joseph Meng**

The absence of Mr. Peter Maas was excused.

Upon motions duly made, seconded and carried, the following resolutions were adopted or action was taken as noted: (Calendar Nos. A through 13)

A. JAMES P. MURPHY - APPRECIATION OF SERVICES: WHEREAS, Mr. James P. Murphy was appointed to the Board of Higher Education by Mayor Abraham D. Beame in January of 1974, after having previously rendered great service to the City University as a member of a Citizens Commission on The Future of the City University of New York, and served with distinction in that post until July 1976; and

WHEREAS, Mr. Murphy brought to his duties as a Board member an unusual dedication and knowledge of the needs of the citizens of New York and the City University, particularly in the areas of finance and management; now therefore be it

RESOLVED, That the Board of Higher Education extends to Mr. Murphy its sincere appreciation for the service and contributions he made as a member of the Board.

B. VINIA R. QUINONES - APPRECIATION OF SERVICES: WHEREAS, Mrs. Vinia R. Quinones was appointed to the Board of Higher Education by Mayor Abraham D. Beame in January of 1974, and served in that post with distinction until July, 1976, during which time she brought to her duties a compassion for the needs of the citizens of New York and a knowledge of their needs, particularly in the field of health services; now therefore be it

RESOLVED, That the Board of Higher Education extends to Mrs. Quinones its sincere appreciation on behalf of the City University and the citizens of New York for the service she rendered as a member of the Board.

NO. 1. CHANCELLOR'S REPORT: The resolution was moved and seconded.

At this point the Board heard the following who spoke on the retrenchment items in the Chancellor's Report:

Prof. Stefan Baumrin, Executive Committee, University Faculty Senate
Prof. Carol Brandon, First Vice President, Professional Staff Congress

A motion was made and seconded amending the resolution to withdraw from the Chancellor's Report the names of all people who are being retrenched. The motion was lost.

At this point the Board heard Prof. Matthew Lanna of Borough of Manhattan Community College who spoke on retrenchment of counselors in the Department of Student Life at the College.

A motion was made and seconded that the names of Prof. Ardie DeWalt, Prof. Arlena Marino and Dr. Judith Sage be deleted from Section BR1.15.15 of the Chancellor's Report. The motion was withdrawn in favor of another motion which was made and seconded withdrawing these same three names and requesting the Chancellor or his representative to review the retrenchment at Borough of Manhattan Community College to ascertain whether or not retrenchment was being used for other than budgetary reasons. The motion was lost.

At this point the Board heard the following who spoke on the designation of Vice Presidents at the federated college on Staten Island:

Prof. Barry Bressler, Member of Faculty Senate, Chairman of Faculty Council, Richmond College
Prof. Sandi Cooper, Secretary of Faculty Council, Richmond College, and member of Executive Board of CUNY Women's Coalition

In response to questions from the Board, President Volpe indicated that the Vice-Presidential designations in question were for one year only.

At this point the Board heard Prof. K. Hampares of Baruch College, who spoke on the merger of the Department of Romance Languages and the Department of Germanic and Slavic Languages at Baruch College.

A motion was made and seconded that Item A1.10.1, establishing a Department of Modern Languages at Baruch College, be tabled. The motion was lost.

The following resolution was adopted:

RESOLVED, That the Chancellor's Report for September 27, 1976 (including Addendum Items) be approved, as amended as follows:

(a) Item AA.1: Appointment (Annual Salary Basis):

(1) Change salary of Eleanor Pontes at Lehman College to read \$19,030.

(2) Withdraw appointment of Joseph Kiernan as Higher Education Associate at Hunter College.

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

EXPLANATION: The Chancellor's Report consists of those resolutions and actions of a non-policy nature which require approval by the Board of Higher Education.

NO. 2. ELECTION OF VICE-CHAIRPERSON: Dr. Robinson nominated Mrs. Stewart as Vice-Chairperson of the Board. The nomination was seconded by Mr. D'Angelo.

Mrs. Michel nominated Mr. Gault as Vice-Chairperson of the Board. The nomination was seconded by Mr. Figueroa.

Mrs. Stewart was elected by secret ballot.

NO. 3. COMMITTEE STRUCTURE: The resolution was moved and seconded.

Prof. Irwin Polishook, President of the Professional Staff Congress, submitted a statement for the record, urging the Board to remember the need for informal and continuing contacts between the union and management in the decisions that affect the University community.

The following resolution was adopted:

RESOLVED, That the resolution entitled "Committee Structure," adopted March 25, 1974 (Cal. No. 6), is hereby repealed; and be it further

RESOLVED, That such portion of Bylaw Section 5.1 which requires that amendments to the Bylaws be proposed at a meeting preceding the meeting at which a vote is taken be waived; and be it further

RESOLVED, That Section 3.1 of the Bylaws dealing with Standing Committees be repealed; and be it further

RESOLVED, That a new Section 3.1 of the Bylaws entitled Standing Committees is hereby adopted to read as follows:

Section 3.1. STANDING COMMITTEES. a. There shall be a committee on academic affairs which shall have as its responsibilities:

1. Academic policies and programs, including review of their educational effectiveness, size, cost and source of funds.
2. Qualifications for the appointment, promotion and tenuring of faculty members.
3. Waivers of bylaws for academic personnel actions.
4. Student admission and allocation policies and procedures.
5. Such other responsibilities as the board may assign.

b. There shall be a committee on central administration which shall have as its responsibilities:

1. Governance of the university and its constituent units.
2. Faculty and staff relations including collective bargaining.
3. Non-academic matters relating to students.
4. Legal matters and bylaw provisions relating to central administration of the university.
5. Waivers of bylaws for non-academic personnel actions.
6. Review and monitor affirmative action plans and guidelines.
7. Such other responsibilities as the board may assign.

c. There shall be a committee on fiscal affairs which shall have as its responsibilities:

1. Fiscal aspects of the operating budget of city university.
2. Policies and procedures relating to the management of tax levy funds and funds received from other sources, such as trusts and gifts, including accounting, auditing, and investment policies and procedures.
3. Fiscal implications of collective bargaining.
4. Such other responsibilities as the board may assign.

d. There shall be a committee on facilities planning and management which shall have as its responsibilities:

1. Review of plans for construction and rental of facilities.
2. Long-term planning of physical facilities and their financing.
3. The capital budget of the city university.
4. Such other responsibilities as the board may assign.

e. There shall be a committee on expanded educational opportunity which shall have as its responsibilities:

1. Monitor and review of the seek program and the college discovery program.
2. Monitor and review of criteria governing admissions to special programs and to the new transition program.
3. Monitor and review of new tuition policies as they affect special program students.
4. Such other responsibilities as the board may assign.

f. The standing committees shall each consist of five members, except that the committee on facilities planning and management shall consist of three members.

g. The chairperson of the board shall name the members and designate the chairpersons of the above five committees. In addition, the chairperson shall appoint one faculty member after consultation with the university faculty senate, and one city university student after consultation with the university student senate to sit with each of the five committees.

h. There shall be a Committee on Long-Range Planning comprised of the Chairperson and Vice-Chairperson of the Board and five members of the Board elected for one-year terms. The election shall take place at the stated June meeting and the terms shall commence July 1. Interim vacancies shall be filled by the Chairperson of the Board. The members first elected after July 1, 1976 shall be deemed to be serving for the balance of terms commencing July 1, 1976. The Chairpersons of the University Faculty and Student Senates, who serve as ex officio non-voting members of the Board, shall exercise these same rights and privileges as ex officio members of the Committee on Long-Range Planning. The Chairperson of the Board shall serve as Chairperson of the Committee and, in his absence, the Vice-Chairperson of the Board shall preside.

The responsibilities of the Committee, in cooperation with the Chancellor, shall be as follows:

1. Foster and oversee the development of substantive long-range planning by the University and each of its constituent colleges within the framework of overall CUNY mission(s), policies, objectives and guidelines, and in relation to present and future needs and resources of New York City and State.
2. Oversee the preparation of the quadrennial Master Plan and all related documents dealing with CUNY's long-range development.
3. Review and coordinate policy and planning relating to the long-range mission and funding of the City University.
4. Serve as a liaison subcommittee for the Board for studies in the field of postsecondary education by public and private commissions, agencies and institutions, and review, assess for their impact on CUNY, and recommend responses to major proposals that may be developed by such institutions.
5. Identify and assess specific questions and issues in postsecondary education and their relevance to and impact on the University, for consideration by this and other Committees of the Board, and sponsor staff or consultant studies as a basis for recommending policies and strategies to the Board.
6. Review and recommend policies governing the relationships of the City University to the City and State of New York and to other institutions of higher education, both public and private, in the City and State of New York.
7. Such other responsibilities as the Board may assign.

In addition to the above, the Chairperson of the Board, upon authorization of the Board, may convene the Committee on Long-Range Planning as an Executive Committee when necessary to transact such business of the Board as may be required during intervals between the meetings of the Board, except that this Executive Committee cannot grant degrees, make removals from office, amend the bylaws of the Board, or take any action contrary to an express policy of the Board. When acting in such capacity for the Board, the Executive Committee shall keep minutes of its proceedings and the Secretary of the Board shall promptly forward copies thereof to every member of the Board. Action of the Executive Committee shall be final subject to ratification by the Board.

At this point the Board heard Dean William L. Hamilton, President, Black Council on Higher Education, who spoke on the Committee Structure, Calendar No. 3.

NO. 4 APPROVAL OF MINUTES: RESOLVED, That the minutes of the Board of Higher Education for the following meetings be accepted as circulated:

August 15, 1975 (Special Meeting)	April 5, 1976 (Special Meeting)
January 26, 1976	April 26, 1976
February 23, 1976	May 24, 1976
March 1, 1976 (Special Meeting)	June 1, 1976 (Special Meeting)
March 22, 1976	June 14, 1976 (Special Meeting)
March 22, 1976 (Special Meeting)	June 21, 1976 (Special Meeting)
	June 21, 1976

NO. 5. 1976 MASTER PLAN: The resolution was moved and seconded.

Prof. Irwin Polishook, President of the Professional Staff Congress, submitted a statement for the record.

The following resolution was adopted:

WHEREAS, Section 6202 of the Education Law of New York State requires the quadrennial preparation of a Master Plan for The City University of New York; and

WHEREAS, A draft of the 1976 Master Plan has been prepared; and

WHEREAS, Said draft was the subject of a public hearing on September 23, 1976; therefore be it

RESOLVED, That the Board of Higher Education adopt the proposed 1976 Master Plan and transmit it to the Board of Regents of the State of New York as required by Section 6202 of the State Education Law.

A copy is on file in the Office of the Secretary of the Board.

Mr. D'Angelo wished the record to show that the legal requirement for submission of the 1976 Master Plan coincided with the appointment of the new Board of Higher Education. Although this plan has been approved by the Board, the Board has not had a full opportunity to consider in depth the future of the University.

NO. 6. 1977-78 BUDGET REQUEST: The resolution was moved and seconded.

Prof. Irwin Polishook, President of the Professional Staff Congress, submitted a statement for the record.

The following resolution was adopted:

RESOLVED, That the 1977-78 Budget Request be adopted.

EXPLANATION: The Chancellor has recommended to the Board an operating budget in the amount of \$492.4 million with an additional \$64.8 million of debt service for the City University Construction Fund and \$2.8 million for the Hunter Campus Schools. A public hearing on the Chancellor's proposed budget was held on September 23, 1976.

A copy is on file in the Office of the Secretary of the Board.

Mr. D'Angelo wished the record to show that a special committee of the Board over the past several weeks has been meeting with key City, State, and legislative leaders with respect to the funding of the University in 1977-78; these efforts will continue.

NO. 7. THE COLLEGE OF STATEN ISLAND: RESOLVED, That effective September 1, 1976, the federation of Staten Island Community College and Richmond College shall be named The College of Staten Island.

EXPLANATION: By resolution of April 5, 1976 (Cal. No. 1), Staten Island Community College and Richmond College were federated effective September 1, 1976. The resolution names the successor institution.

NO. 8. YORK COLLEGE - REHABILITATION AND REPAIR OF COLLEGE CAMPUS SITE: RESOLVED, That the Board of Higher Education approve the Final Plans, Final Specifications and Final Estimate of cost as prepared by the Office of Campus Planning and Development and authorize said office to advertise for, receive and open bids and award contract to the lowest responsible bidder for Rehabilitation and Repair of College Campus Site - Part I at York College, Jamaica, at an estimated cost of \$153,518 chargeable to Capital Project HN-203; and be it further

RESOLVED, That the Director of Management and Budget be requested to approve said Final Documents and authorize said expenditure for the proposed contract.

EXPLANATION: The proposed site improvement is to be performed largely in the areas which provide the access link between the college's Main Building and its Science and Temporary Classroom Buildings. The areas which include the recently demapped Beaver Road, Evans Road and a portion of 159th Street are in complete disrepair with broken pavement, retaining walls, fences and curbs, are unlighted and present a hazardous condition to students traversing these areas. In addition the area has been the scene of serious criminal activity.

The proposed work includes the removal of existing debris, grading, new curbs, pavement, etc. and the installation of site lighting.

NO. 9. BRONX COMMUNITY COLLEGE - ROOF REPAIR AND RESTORATION: RESOLVED, That the Board of Higher Education approve the contract documents as prepared by the office of Campus Planning and Development and authorize said office to bid and award the contract to the lowest responsible bidder for the Roof Repair & Restoration of West Hall & Annex, South Hall, Sage Engineering Building & Annex, Carpenter Hall, Havemeyer Lab & Annex, Guggenheim Building, Butler Hall & Stevenson House at Bronx Community College, Bronx, at an estimated cost of \$135,000 chargeable to Capital Project HN-206; and be it further

RESOLVED, That the Director of Management and Budget be requested to approve said documents and authorize said expenditure for the proposed contract.

EXPLANATION: The proposed Roof Repair & Restoration is to be done at West Hall & Annex, South Hall, Sage Engineering Building & Annex, Carpenter Hall, Havemeyer Lab & Annex, Guggenheim Building, Butler Hall & Stevenson House. The roofing of these buildings is beyond patch repairs and is causing moisture and structural damage in the building structure. This project is necessary to prevent irreparable damage to these facilities.

The proposed work consists mainly of roofing, restoration, masonry pointing and caulking, leader and gutter restoration work.

The estimated cost of \$135,000 includes construction contingencies and cost escalation to bid date.

NO. 10. BARUCH COLLEGE - TRANSFER OF PROPERTY: The resolution was moved and seconded.

Stewart Fogel, a Baruch College student, submitted a statement for the record.

The following resolution was adopted:

RESOLVED, That the Board approve the transfer of the City owned building at 135 East 22nd Street, Borough of Manhattan, (the former Family Court Building) containing approximately 80,000 gross square feet, to the Board of Higher Education, for use by Baruch College; and be it further

RESOLVED, That the Department of Real Estate be requested to take appropriate steps to effect the aforementioned transfer; and be it further

RESOLVED, That in order to fund the maintenance and operation of the building Baruch College be requested to terminate, upon expiration or sooner, its occupancy of 166,000 square feet of space rented at three locations under leases which expire over the next five years.

EXPLANATION: The Family Court Building at 135 East 22nd Street is a ten story building located at the northeast corner of 22nd Street and Lexington Avenue and contains approximately 80,000 gross square feet of space. The building abuts the 17 Lexington Avenue main building to the north (270,000 gross square feet) and the Baruch Student Center to the east (23,400 gross square feet). The three buildings are interconnected at the Basement and the 4th Floor Levels, providing a well integrated three unit city owned complex. This plan can be implemented only if Baruch College terminates existing leases and applies a part of the savings in rental and operating funds (currently \$1,780,000 per year) to meet repair, maintenance and operating requirements of the Family Court Building. Net costs and savings resulting from implementation of this plan are outlined as follows:

Fiscal Year	Savings Via Lease Termination	Funds Required - Family Court Bldg.	Net Savings
1976 - 77	202,299	202,299 (a)	0
1977 - 78	332,418	332,418 (b)	0
1978 - 79	332,418	303,000 (c)	29,418
1979 - 80	332,418	303,000	29,418
1980 - 81	1,424,818	303,000	1,121,818
1981 - 82	1,778,279	303,000	1,475,279

(a) Repairs and preventive maintenance

(b) \$29,418 for repairs and preventive maintenance; \$303,000 for day to day maintenance and utilities

(c) Day to day maintenance and utilities

NO. 11. BRONX COMMUNITY COLLEGE - SELECTIVE ENERGY PLANT AND SITE UTILITIES:

RESOLVED, That the Board accept preliminary plans, outline specifications and preliminary construction cost estimate of \$7,150,000 (as of May 1976) for the Selective Energy Plant and Site Utilities for Bronx Community College, as prepared by Michael Baker Jr. of N.Y. Inc., Engineers; 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: The acceptance by the Board of the design work performed to date by the Architects is an intermediate requirement of the firm's contract with the Authority. The actual construction work (estimated at \$7.15 million) will not be contracted unless and until the Board has authorized its bidding and there are funds available for its financing.

Proposed construction at Bronx Community College consists of implementing certain urgent on-Campus rehabilitation work which was recommended in the Campus Master Plan. The work proposed can be described as follows:

A new Selective Energy Plant with related Site Utilities is to be provided in order to satisfy the College's Heating and Cooling requirements and generate half of the Electrical energy required. The plant will be operated in conjunction with the utility company to provide all electrical power needed. The present deteriorated heating plant and site distribution systems are to be replaced by these new facilities.

Heretofore, on October 28, 1974, the Board approved the selection of Architects and Engineers for various design packages. The preliminary cost estimate of \$7,150,000 as of May, 1976 when compared with the comprehensive Plan March, 1976 estimate of \$6,638,000 appears reasonable.

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.

NO. 12. NEW YORK CITY COMMUNITY COLLEGE - USE OF VOORHEES INCOME:

RESOLVED, That the Board of Higher Education authorize the expenditure of a sum, not to exceed \$300,000 of income from the Voorhees Endowment Fund, for the purchase of educational supplies and/or equipment, to support the Technical and Industrial educational programs of the New York City Community College during fiscal year 1976-77.

EXPLANATION: As a result of the 1974-75 and the 1975-76 budgetary reductions, additionally compounded by the 1976-77 budgetary reduction, the New York City Community College deems it imperative to supplement the Other Than Personal Service cost for the Technical programs taught at the college. Under the terms of the court order, which transferred the assets of the Voorhees Technical Institute to the Board of Higher Education, . . . "Income from the Endowment Fund, . . . shall be used by the Board of Higher Education to support the Technical and Industrial educational programs in such areas as Library Resources, Educational Equipment, Supplies and Materials, Student Financial Aid, Facilities Renovation and other items that will improve Technical and Educational programs."

NO. 13. UNIVERSITY REPORT: The Chancellor announced the following honors, awards, and grants to the colleges and members of the faculty:

(a) The award of a number of fellowships from the Guggenheim Foundation, the American Council of Learned Societies, and the Rockefeller Foundation to members of the faculty.

(b) The award of the 1976 Pulitzer Prize for Poetry to Prof. John Ashbery of Brooklyn College.

(c) Grants totaling \$1,700,000 to the Biomedical Program and the Coal Research Program of The City College, \$750,000 to the Health Professions Institute of Lehman College, \$1,780,000 to Hunter College, and \$400,000 to Borough of Manhattan Community College to retrain Russian Jewish immigrants.

NO. 14. HOSTOS COMMUNITY COLLEGE - LEAVE OF ABSENCE FOR PRESIDENT AND DESIGNATION OF ACTING PRESIDENT: Upon motions duly made, seconded and carried, the following resolutions were adopted:

(a) RESOLVED, That Candido de Leon be granted a Fellowship leave with pay for the period September 1, 1976 to February 1, 1977, subject to financial ability.

EXPLANATION: President de Leon has requested a Fellowship leave and a leave from his duties as President of Hostos Community College for research and writing purposes.

Dr. Robinson asked to be recorded as abstaining.

(b) RESOLVED, That Dr. Evangelos J. Gizis be designated Acting President of Hostos Community College for the period September 1, 1976 to February 1, 1977, with compensation of \$11,000 per annum in addition to his academic salary, subject to financial ability.

EXPLANATION: President de Leon has been granted a leave of absence for the period September 1, 1976 to February 1, 1977. Dr. Gizis, currently the Dean of Faculty, will serve as Acting President until the return of President de Leon.

The Chairman introduced Acting President Gizis.

NO. 15. BYLAW AMENDMENTS: The Chairman announced that at the August 2 meeting of the Board, Cal. No. 11, notice was given of proposed amendments to Article VI of the bylaws of the Board relating to discontinuance of positions, transfer efforts and preferred eligible lists for tenured members of the instructional staff and lecturers holding certificates of continuous employment. Action on these bylaw amendments is being deferred to the October meeting of the Board.

Upon motions duly made, seconded and carried, the meeting was adjourned at 7:55 p.m.

RICHARD M. CATALANO
Secretary of the Board.