

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

HELD

JANUARY 24, 1977

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

The Chairperson called the meeting to order at 5:25 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
Emanuel R. Piore**

**David Valinsky, ex officio
Edward A. Roberts, ex officio**

**Richard M. Catalano, Secretary of the Board
Mary P. Bass, General Counsel and Vice Chancellor for Legal Affairs**

**Chancellor Robert J. Kibbee
President Milton G. Bassin
Acting President Evangelos J. Gizis
President John W. Kneller
President Leonard Lief
Acting President Gerald W. Lynch
President Robert E. Marshak
Acting President Bernard Mintz
Acting President Nathaniel H. Siegel**

**President Harold M. Proshansky
Acting President Morton Rosenstock
President Herbert M. Sussman
President Richard D. Trent
President Edmond Volpe
President Jacqueline G. Wexler
Deputy Chancellor Seymour C. Hyman
Acting Vice Chancellor Egon Brenner
Vice Chancellor J. Joseph Meng.**

The absence of Mr. Olivero and Dr. Robinson was excused.

A. HONORS TO PRESIDENT MARSHAK: The Chairperson reported on the honors bestowed on President Marshak by leading scientists throughout the world on the occasion of his sixtieth birthday on Friday, January 21. The Chairperson welcomed the gathering on Friday morning on behalf of the Board. Dr. Piore spoke at a dinner on behalf of the National Academy of Science and also on behalf of the Board. For himself and for the Board the Chairperson extended heartiest congratulations and best wishes to Dr. Marshak.

B. NEW EX OFFICIO BOARD MEMBER: The Chairperson welcomed the newly elected Chairperson of the University Student Senate, Mr. Edward A. Roberts of The City College, as an ex officio member of the Board.

Upon motions duly made, seconded and carried, the following resolutions were adopted or action was taken as noted: (Calendar Nos. 1 through 6)

NO. 1. CHANCELLOR'S REPORT: RESOLVED, That the Chancellor's Report for January 24, 1977 (including Addendum Items) be approved, as amended as follows:

- (a) Item BRI 1.14B (Central Office): Withdraw names of Mucciolo, Taylor, Vandiver, and Weinberg.
- (b) Item A1.20.1 (Graduate School): Withdraw recommendation for Master of Philosophy Degree.
- (c) Item A1.20.2 (Graduate School): Withdraw item on Biomedical Science.
- (d) PART D - ADDENDUM: Add the following item:

D.8. Queens College Activity Fee: RESOLVED, That the Queens College Activity Fee be revised as follows:

Undergraduate	Current	Proposed
Full Time	\$46.50	\$50.50
Part Time - Fall & Spring	34.75	38.75
Summer	34.25	36.25
Graduate		
Fall and Spring	34.00	38.00
Summer	34.00	36.00

(No changes are made in the Intersession Fee. Graduate Students are also required to pay the University General Fee of \$70.00, Fall and Spring, and \$30.00, Summer);and be it further

RESOLVED, That these revised fee schedules shall be effective Spring, 1977.

EXPLANATION: The students of Queens College held a referendum on December 13,14,15, 1976 on the question of increasing the Activity Fee to provide funds for "Judicare." This is a program that will provide legal representation advice and services to each individual student. This program has been approved by the Student Senate and by the campus-wide referendum. It is subject to the approval of the Appellate Division of the State of New York.

The program is similar to one in existence at Syracuse University.

- (e) 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. APPROVAL OF MINUTES: RESOLVED, That the minutes of the Board of Higher Education for the following meetings be approved as circulated:

December 20, 1976
December 27, 1976 (Special Meeting)

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

A. TRIMESTER CALENDAR SYSTEM:

RESOLVED, That the Board rescind the resolution (Calendar 10, April 5, 1976) directing the Chancellor to implement a trimester calendar system.

EXPLANATION: The Council of Presidents, after study and consultation with University administration and faculty, believes that the movement to a trimester calendar at this time would cause serious educational and administrative problems which would affect the operation of the University adversely. In addition, the implementation of the trimester unless accompanied by major institutional restructuring would not effect large economies. Individual colleges may, upon approval of the Chancellor, adopt the trimester or other non-traditional calendars on a trial basis.

B. YORK COLLEGE - B.S. IN ACCOUNTING:

RESOLVED, That the program in Accounting leading to the B.S. degree, to be offered at York College, be approved effective September, 1977, subject to financial ability.

EXPLANATION: The Economics department at York College has been offering courses in applied economics and accounting. The group of courses available in accounting satisfy the educational requirements of the New York State Society of Certified Public Accountants for sitting for the C.P.A. examination. However, the rules of the New York State Education Department deny accreditation of accounting programs in colleges where such programs are not classified as majors. Student interest in the program is sufficiently strong to justify the establishment of a degree program. This will provide York College students with the same advantages as students at other CUNY colleges where accounting has been approved as a major.

NO. 4. COMMITTEE ON FACILITIES PLANNING AND MANAGEMENT: RESOLVED, That the following items be adopted:

A. FEDERAL-LOCAL PUBLIC WORKS PROJECTS BHE I:

RESOLVED, That the Board of Higher Education approve the contract documents as prepared by the Office of Facilities Planning and Management, and authorize said office to advertise, bid, and award the contracts to the lowest responsible bidders for the construction of Project BHE I at Baruch, Brooklyn, City, Hunter, Medgar Evers and New York City Community College at an estimated cost of \$1,262,000 chargeable to Federal Funds under the Local Public Works Program; and be it further

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

Board of Higher Education

EXPLANATION: Application for Federal funds under the Local Public Works Act, has been submitted by the City to construct the following projects:

BARUCH COLLEGE - Estimated cost of construction Point brick joints and steam clean exterior stonework of 17 Lexington Avenue Building; paint and plaster stairwells (2); renovate Auditorium.	\$ 287,000
BROOKLYN COLLEGE - Estimated cost of construction Boylan and Ingersoll Halls: rehabilitate corridors, stairwells, exterior windows and doors; add new language laboratory.	\$ 300,000
CITY COLLEGE - Estimated cost of construction Rehabilitation of campus site.	\$ 160,000
HUNTER COLLEGE - Estimated cost of construction 930 Lexington Ave. and School of Social Work Buildings: paint building exterior; rehabilitate ventilation system No. 6.	\$ 115,000
NEW YORK CITY COMMUNITY COLLEGE - Estimated cost of construction Modify windows to Jay Street Building; rehabilitate campus site.	\$ 250,000
MEDGAR EVERS COLLEGE - Estimated cost of construction Restoration of building exterior; miscellaneous site repairs.	\$ 60,000
Administrative and Construction Contingency Costs	\$ 90,000
TOTAL ESTIMATED COST	\$1,262,000

B. FEDERAL-LOCAL PUBLIC WORKS PROJECTS BHE II:

RESOLVED, That the Board of Higher Education approve the contract documents as prepared by the Office of Facilities Planning and Management, and authorize said office to advertise, bid, and award the contracts to the lowest responsible bidders for the construction of project BHE II at Lehman, Queens, Bronx Community and the College of Staten Island at an estimated cost of \$1,021,335 chargeable to Federal Funds under the Local Public Works Program; and be it further

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

EXPLANATION: Application for Federal funds under the Local Public Works Act, has been submitted by the City to construct the following projects:

LEHMAN COLLEGE - Estimated cost of construction Paint interior and exterior of Reservoir Building, Gillet and Davis Halls; rehabilitate exteriors of Gillet and Davis Halls; resurface walks.	\$ 415,000
QUEENS COLLEGE - Estimated cost of construction Rehabilitate campus site.	\$ 86,700
BRONX COMMUNITY COLLEGE - Estimated cost of construction Miscellaneous window repairs, painting of building interiors and site repairs.	\$ 285,000

COLLEGE OF STATEN ISLAND - Estimated cost of construction	\$ 150,000
Paint and repairs to 'A' and 'B' Buildings; repave	
Quadrangle; construct ramp for handicapped at Theater.	
Administrative and Construction Contingency Costs	\$ 84,635
 TOTAL ESTIMATED COST	 \$1,021,335

The projects were selected because they meet the requirement of the Federal program to provide immediate construction employment in geographic areas of high unemployment.

C. FEDERAL-LOCAL PUBLIC WORKS PROJECTS BHE III:

RESOLVED, That the Board of Higher Education approve the contract documents as prepared by the Office of Facilities Planning and Management, and authorize said office to advertise, bid, and award the contracts to the lowest responsible bidders for the construction of Project BHE III at LaGuardia Community College at an estimated cost of \$2,500,000 chargeable to Federal Funds under the Local Public Works Program; and be it further

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

EXPLANATION: Application for Federal funds under the Local Public Works Act has been submitted by the City for alteration work at LaGuardia Community College.

The major portion of the LaGuardia Community College, Phase III work is the reconstruction of the interior of the 2nd, 3rd, and 4th floors, having a total gross area of approximately 40,000 sq. ft. This work was originally contemplated in the major renovation of the facility now nearing completion but had been deferred because of budgetary limitations. Included in the project is the removal and replacement of a deteriorating roof and the modernization of interior spaces, including all necessary electrical, heating, ventilation, air conditioning and plumbing work required by the nature of the alteration. The estimated cost of construction for the aforementioned work is \$1,980,000. All necessary furniture and equipment required by the educational program is also included in the project cost.

The Project was selected because it meets the requirements of the Federal program to provide immediate construction employment in geographic areas of high unemployment.

The Chairperson was requested and agreed to appoint a special Board committee to meet with City and State officials to impress upon them the importance of including these and other University facilities projects in future Federal-Local Public Works programs.

D. BARUCH COLLEGE - REHABILITATION OF BUILDINGS:

RESOLVED, That the Board of Higher Education approve the final contract documents as prepared by the Office of Facilities Planning and Management and authorize Baruch College to advertise, receive and open bids and award contract to the lowest bidder for the Rehabilitation of Windows for Baruch College at 17 Lexington Avenue, Manhattan at an estimated cost of \$350,000, chargeable to Capital Project HN-203.

EXPLANATION: This project provides for the replacing of the defective existing steel projected sash with new aluminum double hung windows on the elevations facing Lexington Avenue and 23rd Street (4th through 17th floors), and the rehabilitation of all other windows, as required.

The new windows will comply with conservation of energy requirements by reducing the window area and air infiltration.

The estimate of \$350,000 includes construction contingencies and cost escalation to bid date.

Preliminary documents were approved by the Board at its October 25, 1976 meeting, Cal. No. 3A, and have been submitted to the Office of Management and Budget for approval.

E. RESTORATION OF NEW YORK CITY TRANSIT AUTHORITY CONCOURSE YARDS:

RESOLVED, That the Board of Higher Education approve the preliminary documents as prepared by the Office of Facilities Planning and Management and authorize said Office of Facilities Planning and Management to proceed with preparation of the final contract documents for the Restoration of New York City Transit Authority Concourse Yards at Bedford Park Boulevard and Paul Avenue, Bronx, New York (former proposed location of Bronx Community College), based on an estimated construction cost of \$625,000 (November 1976), chargeable to Capital Project HN-139; 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: After the termination of the Air Rights Project for Bronx Community College over the Concourse Yards by the Board of Higher Education it was agreed after negotiations with the Transit Authority to perform certain work to restore the yard to its original condition prior to the commencement of the Air Rights Construction. The Office of Facilities Planning and Management will furnish the necessary contract documents to perform this work.

The amount necessary to do this work has been reserved in the City Capital Budget under Capital Project HN-139.

NO. 5. COMMITTEE ON CENTRAL ADMINISTRATION: RESOLVED, That the following items be adopted:

A. BYLAW AMENDMENTS:

The resolution was moved and seconded.

At this point the Board heard Brian Kanzaki, Legislative Director of the University Student Senate.

The following resolutions were adopted:

RESOLVED, That Section 1.1 and 1.2 of the bylaws be repealed and that two new sections 1.1 and 1.2 be inserted in lieu thereof, to read as follows:

Section 1.1 STATED MEETINGS. a. Stated meetings shall be held on the fourth Monday of each month except the months of July and August. Stated meetings shall be open to the general public.

b. Notice of the hour, place and agenda for each stated meeting shall be mailed to the usual address of every member of the board by the secretary not less than seven, nor more than ten days before the meeting; but any member may waive such notice in writing for any meeting. All stated meetings shall be held at such place and time as shall be determined by the chairperson or by the board.

c. Public notice of the hour, place and agenda of each stated meeting of the board shall be given at least seven days before the meeting at the respective colleges and to such educational, civic and news media

organizations as may request the same, as well as to any duly authorized collective negotiation representative. Permission to speak to items on the agenda may be granted by the chairperson or the board, upon written application received no later than two business days preceding the board meeting. Such written application shall specify the calendar item to be addressed and the substance of the speaker's proposed statement to the board. Whenever feasible, a written copy of the proposed statement is to accompany the written request.

Section 1.2 SPECIAL MEETINGS. a. Special meetings shall be held on the call of the chairperson, or on the written request of four members. Special meetings shall be open to the general public.

b. Notice of the date, hour and place of every special meeting shall be mailed to the usual address of every member of the board by the secretary not less than three, nor more than ten days before the meeting; but any member may waive such notice in writing for any such meeting. All special meetings of the board shall be held at such date, hour and place as shall be determined by the chairperson or by the board.

c. Public notice of the date, hour and place of a special meeting scheduled at least one week prior thereto shall be given at the respective colleges and to such educational, civic and news media organizations as may request the same, as well as to any duly authorized collective negotiation representative, at least seventy-two hours before such meeting. Such notice of a special meeting scheduled less than one week prior thereto shall be given, to the extent practicable, at a reasonable time prior thereto.

and be it further

RESOLVED, That sections 1.3, 1.4, 1.5, 1.6, and 1.7 of the bylaws be renumbered as sections. 1.5, 1.6, 1.7, 1.8, and 1.9 respectively, and that two new sections be added to the bylaws, to be sections 1.3 and 1.4, to read as follows:

Section 1.3 EXECUTIVE SESSIONS. The board shall be free to hold executive sessions, without any non-members present save invitees, as follows: Upon a vote taken at a stated or special meeting pursuant to a motion identifying the general area or areas of the subject or subjects to be considered, the board may conduct an executive session for the below enumerated purposes either forthwith or at a date, time and place to be determined by the chairperson of which the board members shall be notified in advance unless such notice be waived in writing:

1. matters which will imperil the public safety if disclosed;
2. any matter which may disclose the identity of a law enforcement agent or informer;
3. information relating to current or future investigation or prosecution of a criminal offense which would imperil effective law enforcement if disclosed;
4. discussions regarding proposed, pending or current litigation;
5. collective negotiations pursuant to article fourteen of the civil service law;
6. the medical, financial, credit or employment history of any person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of any person;
7. the preparation, grading or administration of examinations;

8. the proposed acquisition, sale or lease of real property, but only when publicity would substantially affect the value of the property.

Section 1.4 MINUTES. a. Minutes shall be taken at all stated and special meetings of the board, which shall consist of a record or summary of all motions, proposals, resolutions and any other matter formally voted upon, and the vote thereon.

b. Minutes shall be taken at executive sessions of any action that is taken by formal vote which shall consist of a record or summary of the final determination of such action, and the date and vote thereon; provided, however, that such summary shall not include any matter which is not required to be made public by the freedom of information law of the State of New York.

c. Minutes of all board meetings shall be available for public inspection and copying pursuant to the university procedures for public access to public records. Minutes of executive sessions shall be made available for inspection and copying within one week from the date of the executive session.

and be it further

RESOLVED, That two new sections be added to the bylaws, to be sections 1.10, and 3.4 to read as follows:

Section 1.10 PUBLIC HEARINGS. The board shall schedule public hearings on the adoption of its expense budget, capital budget, and master plan. The board in the exercise of its judgment may schedule such other hearings as it may determine.

Section 3.4 COMMITTEE MEETINGS. Committees of the Board may meet without any non-members present save invitees.

EXPLANATION: These amendments conform the bylaws to the Open Meetings Law (L.1976,Ch. 511). The policy of the Board relating to public hearings is also clarified (Section 1.10). The bylaws are also amended so as to permit the Board to give fuller consideration to statements made by members of the public at Board meetings (Section 1.1(c)).

NO. 6. UNIVERSITY REPORT; (a) The Chancellor reported the following grants, awards and honors:

(1) A grant from the Exxon Education Foundation for a study of "Educational Opportunity and Urban Conflict: An Analysis of the Open Admissions Experiment at CUNY," to be conducted by Dr. David Lavin.

(2) A National Science Foundation award to the Graduate School for support of a project entitled "Responsive Service Systems and the Quality of Urban Life."

(3) A \$30,000 National Endowment Grant to Bronx Community College for a humanities education pilot grant to support development of new courses for inclusion in its innovative "Downtown" project.

(4) Regents Scholarships for Medicine and Dentistry in 1977-78 to seven students at Brooklyn College, the highest number awarded to any college in the State other than Columbia University.

- (5) The Bollingen Poetry Award of Yale University to Prof. David Ignatow of York College.
- (6) The naming of President Bassin as Chairperson of the Commission on Higher Education of the Middle States Association of Colleges and Universities.
- (7) The New York State Bar Association Criminal Justice Section Award to Acting President Lynch for his outstanding work in the field of criminal law education.
- (b) The Chancellor also reported that Deputy Chancellor Hyman will leave the University to become the president of William Paterson College of New Jersey. He noted that Dr. Hyman has been associated with the University for over thirty years, the last ten in the Central Office handling a construction program of more than a half billion dollars. He commended Dr. Hyman for his outstanding abilities, expressed his sense of loss at Dr. Hyman's leaving and wished him well in his new position.

On behalf of the Board the Chairperson expressed regret at Dr. Hyman's departure and wished him strength and Godspeed in his new endeavors.

Upon motions duly made, seconded and carried, the meeting was adjourned at 5:55 p.m.

RICHARD M. CATALANO
Secretary of the Board