

**MINUTES OF THE MEETING OF THE BOARD OF
TRUSTEES OF THE CITY UNIVERSITY OF NEW YORK**

HELD

JANUARY 28, 1980

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

The Chair called the meeting to order at 4:35 P.M.

There were present:

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

**Walter H. Crowley
Armand D'Angelo
Edith B. Everett
Gurston D. Goldin
Albert V. Maniscalco**

**Joan B. Maynard
Emanuel R. Piore
Joaquin Rivera
Stuart Scheftel**

Ann M. Burton, ex officio

Leonard J. Shine, ex officio

**Martin J. Warmbrand, Secretary of the Board
David B. Rigney, Vice Chancellor for Legal Affairs and General Counsel**

**Deputy Chancellor Egon Brenner
President Milton G. Bassin
President Roscoe C. Brown, Jr.
Acting President Alice Chandler
President Saul B. Cohen
President Leon M. Goldstein
President Robert L. Hess
President Leonard Lief
President Gerald W. Lynch
Acting President Martin Moed
President Harold M. Proshansky
President Kurt R. Schmeller**

**President Ursula Schwerin
President Joel Segall
President Joshua L. Smith
President Richard D. Trent
President Edmond Volpe
Vice Chancellor Richard M. Catalano
Vice Chancellor Dolores Cross
Vice Chancellor Julius C.C. Edelstein
Vice Chancellor Kenneth M. King
Vice Chancellor Jerald Posman
Vice Chancellor Leonard O. Roellig**

The absence of Ms. Conway and Dr. Robinson was excused.

A. BOROUGH OF MANHATTAN COMMUNITY COLLEGE - MIDDLE STATES EVALUATION: The Chair announced that Borough of Manhattan Community College has been reevaluated by the Middle States Association of Colleges and Schools and congratulated President Smith as well as the faculty and students on the favorable report received.

B. STUDENT EX OFFICIO MEMBER OF THE BOARD: The Chair reported that the University Student Senate on January 27 had elected a new Chair, Mr. Leonard J. Shine, and welcomed Mr. Shine as a voting ex officio member of the Board of Trustees.

C. CHANCELLOR KIBBEE - WISHES ON RECOVERY: The Chair reported that the Chancellor is recovering nicely and was asked by the Board to let the Chancellor know that he is missed and that the Board wishes him well.

Upon motions duly made, seconded and carried, the following resolutions were adopted or action was taken as noted: (Calendar Nos. 1 through 7)

NO. 1. UNIVERSITY REPORT: RESOLVED, That the University Report for January 28, 1980 (including Addendum Items) be approved, as amended as follows:

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

EXPLANATION: The University Report consists of annual instructional appointments at a salary of \$15,000 and above and other resolutions of a non-policy nature which require approval by the Board of Trustees.

NO. 2. CHANCELLOR'S REPORT: RESOLVED, That the Chancellor's Report for January 28, 1980 (including Addendum Items) be approved, as amended as follows:

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

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

NO. 3. EXPRESSION OF SYMPATHY: WHEREAS, Our esteemed colleague, the Honorable Loretta A. Conway, has suffered the loss of her beloved father; now therefore be it

RESOLVED, That this Board convey its great regret and deepest sympathy to her and express the hope that she will know no more sorrow.

NO. 4. APPROVAL OF MINUTES: RESOLVED, That the minutes of the meeting of the Board of Trustees of 12/17/79 and of the special meeting of the Board of Trustees of 12/21/79 be approved as circulated.

NO. 5. COMMITTEE ON ACADEMIC AFFAIRS: RESOLVED, That the following item be approved:

A. QUEENSBOROUGH COMMUNITY COLLEGE - A.A.S. IN NUCLEAR TECHNOLOGY AND HEALTH PHYSICS:

RESOLVED, That the program in Nuclear Technology and Health Physics leading to the A.A.S. Degree to be offered at Queensborough Community College be approved, effective September, 1980, subject to financial ability.

EXPLANATION: The program is designed to prepare students for employment in three major areas of nuclear use: 1) nuclear power plants, 2) nuclear medicine instrumentation, and 3) the general applications of nuclear technology to industry. Students completing the A.A.S. degree program will have a sufficiently broad general technical education to work within this rapidly changing field. They will also be prepared to enter a baccalaureate degree program, should they wish to do so.

At this point Mrs. Everett and Mrs. Stewart joined the meeting.

NO. 6. COMMITTEE ON CENTRAL ADMINISTRATION: RESOLVED, That the following items be approved or action taken as noted:

A. PATENT POLICY: Tabled.

It was suggested that counsel study the document and advise.

B. DESIGNATION OF THE SCIENCE BUILDING AT THE CITY COLLEGE THE ROBERT EUGENE MARSHAK HALL:

RESOLVED, That the Science Building at The City College be named the Robert Eugene Marshak Hall.

EXPLANATION: In honor of Dr. Marshak's unparalleled contribution to The City College and his prominence as a scientist, The City College wishes to name its Science Building in his honor.

This resolution has the approval of the Faculty Council of the Division of Science, the Committee on Academic Honors, The Faculty Senate Executive Committee, the Acting President, The City College Fund Board, and The Alumni Association.

C. KINGSBOROUGH COMMUNITY COLLEGE - INCREASE IN STUDENT ACTIVITY FEE:

RESOLVED, That the Student Activity fee at Kingsborough Community College be increased from \$26.50 per semester to \$35.00 per semester for full-time students and from \$10.50 per semester to \$12.00 per semester for part-time students, effective September 1, 1980.

EXPLANATION: The President of the College with the support of the six student government presidents recommends that the Board increase the Student Activity fee due to the expanded number of activities funded, the contraction of the tax levy budget which might normally fund some of these activities, inflation over the ten years since the present rate was instituted, and planned new activities such as student scholarly journals, the purchase of equipment for the Marine Biology Club and the creation of a textbook library.

Dr. Goldin and Dr. Piore voted No. Mr. Shine abstained.

D. ESTABLISHMENT OF THE CITY UNIVERSITY OF NEW YORK ACADEMY OF SCIENCES AND HUMANITIES: Tabled.

A copy of the bylaws of the proposed Academy is to be circulated to members of the Board.

E. BARUCH COLLEGE - INCREASE IN STUDENT ACTIVITY FEE - NYPIRG:

F. BOROUGH OF MANHATTAN COMMUNITY COLLEGE - INCREASE IN STUDENT ACTIVITY FEE - NYPIRG:

The resolutions failed to pass with Dr. Jacobs, Mr. Crowley, Mr. D'Angelo, Dr. Goldin, Ms. Maynard, Mr. Scheftel, and Mr. Shine voting Yes, and Mrs. Stewart, Mrs. Everett, Mr. Maniscalco, Dr. Piore, and Mr. Rivera voting No.

NO. 7. COMMITTEE ON FISCAL AFFAIRS: RESOLVED, That the following item be approved:

A. PROVISIONS FOR EXEMPTION FROM PAYMENT OF TUITION FEES:

RESOLVED, That the resolution of the Board, Calendar Item No. 18, adopted on May 21, 1962 be amended as follows:

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1. Full-time members of the instructional staff, [and fellows,] and those full-time members of the administrative and custodial staffs who have served for at least a full calendar year prior to the first day of classes of the term in which they apply for registration, be exempt from payment of tuition fees for all courses in an associate or baccalaureate degree program [and for all courses in the Teacher Education Graduate program] in which they enroll;

[2. Fellows employed on a semester or on an academic year assignment and who are matriculated for a graduate degree in the City University be exempt from payment of tuition fees for graduate courses in which they are enrolled during the period covered by their employment;]

[3.] 2. Selected employees of The City University who are recommended by their supervisor for training in stenography, typing, and other special work skills, after consultation with the administrative head of the Division in which the course is offered, may be exempt from payment of tuition fees for such courses;

[4.] 3. Exemption from payment of tuition fees shall not be applicable to adult education courses, to graduate courses, and to other courses supported solely by fees except as herein provided;

[5.] 4. In determining whether the enrollment in a course is sufficient to justify giving it, students exempt from payment of tuition fees shall not be counted:

[6.] 5. Exemption from payment of tuition fees does not include exemption from payment of non-instructional fees,

6. The provisions of this resolution in no way diminish tuition waiver privileges contained in contractual agreements between the Board of Trustees of The City University and recognized bargaining agents representing CUNY employees.

and be it further

RESOLVED, That the foregoing amendments be effective beginning with Fall 1980 semester.

NOTE: Material in brackets deleted; material underlined is new.

EXPLANATION: The amendments to this resolution are necessary for technical reasons due to changes in titles and tuition charges.

ADDED ITEM

B. BUDGET:

Deputy Chancellor Brenner and Vice-Chancellor Posman gave a brief review of the proposed City and State budget cuts for the University. On January 16 the Mayor released his financial plan for the next two years. Six days later the Governor issued his Executive Budget for 1980-81.

The Governor's is the most austere State budget since the senior colleges began to come under the State in 1976. Besides programmatic reductions, the Governor's budget includes a 2% cut in local assistance. The \$6 million increase in the budget over the current year is illusory since it covers mandatory costs such as pensions, social security, other fringe benefits, energy costs, etc. A \$2.4 million programmatic increase is more than offset by \$10 million of programmatic reductions, amounting to a net cut of \$7.5 million. This would result in a loss of 450 positions or 5% of the total staff in the senior colleges.

The City's financial plan is not a budget but a plan on the basis of which the Mayor will prepare his budget in the next two months. The Mayor's financial plan includes \$2.7 million in programmatic reductions in addition to a \$1.3 million reduction in State aid. This would mean an increase in the student-faculty ratio to 24 to 1, which is 25%

greater than the average student-faculty ratio of the State University community colleges. In 1981-82 the Mayor proposes an additional reduction of \$1.8 million, making a total cut of \$4.2 million. He also proposes a 10% increase in tuition for all students, full-time and part-time. This would increase full-time tuition from \$925 to \$1015, making it the highest community college tuition rate in the United States. The \$5.1 million estimated revenue increase from tuition would replace a like amount of City funds.

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

RESOLVED, That the Chair of the Board after consultation with the Chancellor be empowered to meet with officials of the City and State in respect to the University's budget for 1980-81.

EXPLANATION: The Board of Trustees has expressed strong concern about the serious ramifications of the current budget proposals of the City and State. Discussions are now being conducted with City and State officials to explore options to improve the planned budgets for the next two fiscal years. After these conversations, the Board, after consultation with the Chancellor, will extend the discussion to assure that the needs of the University are met.

NO. 8. COMMITTEE ON FACILITIES PLANNING AND MANAGEMENT: **RESOLVED**, That the following item be approved:

A. BRONX COMMUNITY COLLEGE - SALE OF NORTH HALL/SEDGWICK DORMITORY:

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

RESOLVED, That the Board of Trustees hereby request the Dormitory Authority of the State of New York to sell the parcels of property located at 123-127 West 183 Street, Bronx, New York (also known as North Hall/Sedgwick Dormitory); and be it further

RESOLVED, That the Secretary be authorized and directed to communicate this request to the Dormitory Authority.

EXPLANATION: The subject properties comprise the former North Hall/Sedgwick Dormitory of New York University, which was acquired as a part of the University Heights Campus purchased in 1973 from New York University for use as the campus for Bronx Community College.

The subject parcels, although included in the sale, were deemed to be unsuitable or unnecessary for Bronx Community College and were subsequently withdrawn from the project by formal Agreement among the Board, City University Construction Fund and Dormitory Authority (Supplemental Agreement H, dated February 19, 1976). The North Hall/Sedgwick Dormitory has been vacant for a number of years and has been a target of vandalism and a cause of concern to the adjacent community.

The Dormitory Authority has for sometime been attempting to negotiate a lease of the facility with the University Heights Development Corporation (a not-for-profit corporation) which intends to convert the facility (with a 100% HUD mortgage) to a Senior Citizen Housing and Service Center. However, no lease was consummated because of a question of the Authority's legal authority to enter into a lease for the period of time required by the Department of Housing and Urban Development. The Authority now proposes to sell the property to the Sedgwick and North Hall's Housing Development Fund Company, Inc. (a not-for-profit subsidiary of the University Heights Development Corporation).

Although the Authority already had the ability to consummate a lease (subject to the duration limitation described above), in order for it to sell the property, the Public Authorities Law (Section 1680, para. 2d (3)) provides that such a sale must be at the request of the Board and the City University Construction Fund and have the prior written approval of the Director of the Budget of the State of New York.

The State Director of the Budget has indicated that he is prepared to grant his approval at a price that would cover the Authority's out-of-pocket cost during the period of its ownership (approximately \$52,500). The Authority at its January 17, 1980 meeting approved the sale subject to receipt of a formal request from the Board and the City University Construction Fund.

In order to permit the final disposition of this matter, it is recommended that the Board adopt this resolution which will formally request the Dormitory Authority to sell the parcel.

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NO. 9. APPRECIATION OF SERVICES: Dr. Jacobs expressed his appreciation and that of the Chancellor to all the members of the Board for their sincere, devoted and tireless efforts on behalf of CUNY as well as their help and support of the Chair, and awarded each one a testimonial scroll "in recognition of outstanding service to The City University of New York as a member of the Board of Trustees whose efforts have significantly advanced its academic missions and helped to preserve the University as the prime resource for quality higher education opportunity for the people of New York City."

Upon motions duly made, seconded and carried, the Board went into executive session to discuss a personnel matter.

There were present:

Harold M. Jacobs, Chair

Walter H. Crowley
Armand D'Angelo
Edith B. Everett
Gurston D. Goldin
Albert V. Maniscalco

Joan B. Maynard
Emanuel R. Piore
Joaquin Rivera
Stuart Scheffel

Ann M. Burton, ex officio

Leonard J. Shine, ex officio

Martin J. Warmbrand, Secretary of the Board
David B. Rigney, Vice Chancellor for Legal Affairs and General Counsel

Egon Brenner, Deputy Chancellor

The absence of Ms. Conway, Dr. Robinson and Mrs. Stewart was excused.

NO. 10. PERSONNEL MATTER: - No Action

Upon motions duly made, seconded and carried, the meeting was adjourned at 6:20 P.M.

MARTIN J. WARMBRAND
Secretary of the Board