

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

HELD

MARCH 24, 1980

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

The Chair called the meeting to order at 4:40 P.M.

There were present:

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

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

Joan B. Maynard
Emanuel R. Piore
Joaquin Rivera
David Z. Robinson
Stuart R. Scheffel

Ann M. Burton, ex officio

Loanard J. Shine, ex officio

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

Chancellor Robert J. Kibbee
Deputy Chancellor Egon Brenner
President Milton G. Bassin
President Roscoe C. Brown, Jr.
Acting President Alice Chandler
President Flora Mancuso Edwards
President Leon M. Goldstein
President Robert L. Hess
President Leonard Lief
Acting President Martin Moed
President Harold M. Proshansky

President Ursula Schwerin
President Joel Segall
Acting President Joseph Shenker
President Joshua L. Smith
President Richard D. Trent
President Edmond L. Volpe
Vice Chancellor Richard M. Catalano
Vice Chancellor Dolores Cross
Vice Chancellor Kenneth M. King
Vice Chancellor Jerald Posman
Vice Chancellor Leonard O. Roellig

The absence of Ms. Conway and Mr. D'Angelo was excused.

BOARD OF TRUSTEES

A. ORAL REPORT OF THE CHAIR: (a) The Chair expressed the Board's condolences to President Richard D. Trent on the loss of his brother.

(b) On behalf of the Board, the Chair congratulated the Chancellor on the marriage of his daughter in London.

(c) The Chair congratulated Dr. Alice Chandler on her appointment as president of State University College at New Paltz.

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 March 24, 1980 (including Addendum Items) be approved, as amended as follows:

(a) Item BI.2.I. The City College - Administrative Designation: Delete Errata entry and restore terminal date of designation.

(b) Baruch College - Amendments and Corrections: Correction to 8/1/72 Policy Minutes, Cal. No. 2 is to read: National Center for the Study of Collective Bargaining in Higher Education and the Professions.

(c) Items listed in PART E - ERRATA, to be withdrawn or changed as indicated.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 March 24, 1980 (including Addendum Items) be approved, as amended as follows:

(a) Item BIII 17.1 Hostos Community College - Agreement with Mount Sinai Hospital: The item is deleted.

(b) 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.

At this point Dr. Goldin joined the meeting.

NO. 3. APPROVAL OF MINUTES: RESOLVED, That the minutes of the meeting of the Board of Trustees held February 25, 1980 be approved as amended to indicate that Mr. D'Angelo abstained on Cal. No. 6B because he had insufficient time to study the matter.

NO. 4. COMMITTEE ON ACADEMIC AFFAIRS: In presenting new programs, Dr. Goldin stated that when the Presidents met with the Committee on Academic Affairs, the Committee advised them that in view of impending budgetary constraints, it was important to consider the programs in light of the academic mission, goals and priorities of the institution.

RESOLVED, That the following items be approved:

A. HUNTER COLLEGE - POST-MASTER'S CERTIFICATE IN CLINICAL SOCIAL WORK:

RESOLVED, That the Post-Master's Certificate in Advanced Clinical Social Work Practice, to be offered at the Hunter College School of Social Work, be approved effective September, 1980 subject to financial ability.

EXPLANATION: This program is designed to meet the need for continuing education in clinical practice in a variety of social work settings through individual course offerings as well as integrated programs which lead to a certificate in either family or individual therapy. Collaboratively designed and implemented by advanced social work educator-clinicians based in the university and in the community, it reflects a value commitment to the shared responsibility of the academic and practice sectors of the profession to provide for the continuing education of its clinical manpower. It will offer advanced education for social workers employed in the service areas of health and mental health, family and child welfare, formal and informal education, social justice, the world of work, and those offering services in a private practice setting. The program will meet requirements for qualified social work training for continuing education and future Professional Staff Review Organization and National Health Insurance specifications for social workers.

B. HUNTER COLLEGE - B.A. IN ENERGY POLICY STUDIES:

RESOLVED, That a program offering a collateral interdisciplinary major in Energy Policy Studies leading to a B.A. degree be offered at Hunter College and approved effective September 1980, subject to financial ability.

EXPLANATION: This program, both in conception and offerings, is designed to enrich the liberal arts curriculum of Hunter College. It introduces an integrated, interdisciplinary sequence of study that focuses on the critical relationships between energy and society and places these in the context of the policy-making process. Intended as a supplement to a traditional major, it will provide students with a range of analytic tools for carefully examining a growing body of information. By developing a better understanding of public policy, the program will contribute to students' roles as citizens and decision-makers. In addition, the training and perspectives gained should enhance graduate and professional options as well as expand opportunities for employment.

Dr. Piore suggested that greater attention be paid to the inclusion of some scientific input as undergraduates are prepared to understand public policy in the energy debate.

C. JOHN JAY COLLEGE OF CRIMINAL JUSTICE - B.A. IN FORENSIC PSYCHOLOGY:

RESOLVED, That the Board of Trustees of The City University of New York approve the program in Forensic Psychology leading to the B.A. degree, to be offered at John Jay College of Criminal Justice, effective September 1980, subject to financial ability.

EXPLANATION: Forensic psychology is the application of psychological principles, techniques, and research methods to the relevant needs of the legal-judicial system, particularly its criminal justice component. Even more fundamentally, forensic psychology is the study of the legal system and legal institutions from a psychological perspective, and of those aspects of the legal system in which psychological insights and techniques play, or should play, an important role. An undergraduate forensic psychology major, therefore, will provide interested students with a specialized understanding of the criminal justice system that will both encourage and enable them to make significant contributions to its functioning.

Since there is a recognized need for psychologists who are knowledgeable about and committed to the criminal justice system, many undergraduate students of forensic psychology may eventually go on to practice in that area. Students who choose careers in law, law enforcement, or other criminal justice professions will also find that their undergraduate education in forensic psychology provides them with solid backgrounds for their chosen careers.

The undergraduate forensic psychology major, moreover, will complement and contribute to the existing M.A. program in Forensic Psychology at John Jay College.

D. YORK COLLEGE - COOPERATIVE EDUCATION PROGRAM LEADING TO B.S. IN MARKETING:

RESOLVED, That the Cooperative Education program in Marketing leading to the B.S. Degree, to be offered at York College, be approved effective September 1980, subject to financial ability.

EXPLANATION: This program will diversify and strengthen the College's curriculum. It will supplement the majors already offered by the College in the liberal arts and in Business Administration. The program accommodates the needs and particular interests of community college business administration graduates who seek the baccalaureate degree. Courses included in the program will be available as electives to students majoring in other programs so as to increase their opportunities after graduation. Graduates of this program will be prepared to continue their education at the graduate level, or to enter employment in their chosen fields. Costs for the program have been analyzed, and these will be absorbed in the existing budget.

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

A. THE CITY COLLEGE - INCREASE IN STUDENT ACTIVITY FEE:

RESOLVED, That the Student Activity Fee for full-time undergraduate students in the Day Session at The City College be raised by \$5.50 from the current \$27.50 per semester to \$33.00 per semester and that the current fee for part-time undergraduate day students be raised by \$1.50 from the current \$18.50 per semester to \$20.00.

EXPLANATION: The City College student body has voted to increase the fee in a special referendum held in December 1979. The vote was 1,282 in favor and 410 against on that portion of the fee which is intended to be used for athletics and 771 in favor and 639 against on the remainder. Of the increase in fees for full-time students the College intends to use \$5.00 for the intercollegiate athletic program and remainder for student publications. Of the increase for part-time students \$1.00 is to be used for intercollegiate athletics and \$.50 for student publications. Considering that the fee has not been increased for some years - the athletic component not increased for 14 years - the Acting President recommends the foregoing resolution.

Dr. Goldin voted No.

Item B was deferred to executive session.

NO. 6. COMMITTEE ON FISCAL AFFAIRS: RESOLVED, That the following items be approved:

At this point Dr. Piore left the room.

A. UNIVERSITY COMPUTER CENTER - UNIVERSITY-WIDE MAINTENANCE CONTRACT:

RESOLVED, That the Board of Trustees of The City University of New York approve contract documents and specifications, and authorize the University Computer Center on behalf of the University's DEC (Digital Equipment Corporation) computer hardware users to advertise for, receive, and open bids, and award a contract to the lowest responsible bidder for providing contractual maintenance of DEC hardware distributed throughout the campuses of the University; and be it further

RESOLVED, That the costs of this contract, totalling an estimated \$280,000 for FY 80-81, be chargeable to the operating budgets of the participating colleges, the costs to be prorated to each college based on the respective hardware configuration to be maintained at each college; and be it further

RESOLVED, That the contract contain a clause to enable the University Computer Center to renew the contract at the University's option for three additional years, within prescribed price escalation levels for each renewal year; and be it further

RESOLVED, That an estimated \$40,000 of the \$280,000 be specifically approved for the maintenance of the DEC System 10 computer resident at The City College, under the equivalent terms and conditions as those for the total contract; and be it further

RESOLVED, That in the event no one vendor is deemed capable of adequately maintaining the DEC 10 system together with the other DEC systems which will comprise the university-wide contract, that the University Computer Center be authorized on behalf of The City College to advertise for, receive, and open bids, and award a separate contract to the lowest responsible bidder for the maintenance of the DEC 10 system.

EXPLANATION: The University Computer Center has, for the last six and a half years, coordinated and administered a university-wide contract for the maintenance of DEC hardware located throughout the campuses of the University. In addition, the Center has monitored the quality of the vendor's performance, thereby achieving a high standard of maintenance support. To date, 16 institutions of the University participate in this contract which has yielded savings as high as 20% per year, as opposed to that which would be possible if individual contracts were negotiated by each campus, as had been the case before the Center initiated the university-wide contract.

In addition to direct cost savings, the University has been able to acquire experienced maintenance engineers dedicated to the CUNY account and spare parts depots strategically located throughout the campuses. Also disputes regarding service performance have been successfully arbitrated by the Center due to the size and terms of the contract. Redundant administrative efforts via each college's business officer have also been eliminated as a consequence of the Center's centralized procurement.

A University evaluation committee has been formed to study the existing potential of vendors capable of providing maintenance for such a large account of DEC computer users. The committee will evaluate preliminary presentations to be made by an estimated five vendors; compile detailed specifications for formal bidding; and consult with University counsel in the negotiation of the contractual terms and conditions.

In recommending the foregoing resolution, the Fiscal Affairs Committee notes that University-wide contracts of this type are encouraged because the consolidation of services often results in substantial economies and additional efficiency. The Committee advocates further University actions to consolidate procurement of equipment and services.

This resolution has the approval of the Vice Chancellor for University Systems.

Mr. Crowley stated that Vice-Chancellor King has been asked to attend the April meeting of the Committee on Fiscal Affairs for an in depth discussion of the computer system.

Dr. Piore returned to the room.

B. CENTRAL OFFICE - KEYPUNCHING AND KEYTAPING SERVICES:

RESOLVED, That the Board of Trustees approve the specifications and contract documents and authorize the Central Office to advertise for, receive and open bids and award the contract to the lowest responsible bidder for keypunching, keytaping and verification of data processing documents for the Central Office for the period of July 1, 1980 to June 30, 1981, with an option to renew the contract for an additional year in an estimated amount of \$160,000 per year chargeable to Code 7000-176-8101-865-2: 22120-14-30.

EXPLANATION: Funds are used to provide keypunching and keytaping services to all Central Office units. This service is used primarily by the Student Financial Aid System, the Institutional Research Office and the University Accounting System.

This purchase has the approval of the Vice Chancellor for University Systems.

C. LEHMAN COLLEGE - UNIFORMED GUARD SERVICE:

RESOLVED, That in the event the renewal of the current guard service contract for Herbert H. Lehman College as authorized and approved by the Board resolution dated February 25, 1980 cannot be consummated by March 24, 1980, the Board of Trustees of The City University of New York authorize the Business Manager of Herbert H. Lehman College to advertise for, receive and open bids, and award a contract to the lowest responsible bidder for Uniformed Guard Service, at an estimated cost of \$622,495.00 chargeable as follows:

Code 7007-178-8002-806-2-23480-14-30	\$587,145.00
Non tax-levy funds	\$ 35,350.00

or such funds as may be available, subject to financial ability.

EXPLANATION: Herbert H. Lehman College has added to its campus four new buildings and several perimeter gates, representing an increase of almost 50% in square footage and an additional 11 acres, which must be covered by foot patrols. In addition, the new Performing Arts Center will necessitate expanded security patrols.

The overall increase in dollar cost takes into account an anticipated upward adjustment in the hourly guard service rate. This increase is based upon the increase in the minimum wage rate of 25 cents per hour effective January 1, 1981 and an increase in other employee benefit costs.

NO. 7. ORAL REPORT OF THE CHANCELLOR: The Chancellor presented the following report on matters of Board and University interest:

(a) **Tuition Assistance Audit:** The University is subject periodically to various audit procedures by the City and State. Some time ago an audit was completed by the State which dealt with the question of tuition assistance payments at the University. It is more of an audit of students and the Higher Education Services Corporation than it is of the University. Normally both the audit and the response would be submitted to the Board's Committee on Fiscal Affairs, but since it may receive some publicity in the near future, the Chancellor asked Vice-Chancellor Posman to report briefly on the matter.

Vice-Chancellor Posman stated that there were two separate audits, one of the community colleges and the other of the senior colleges. These were sample audits; Hostos and Bronx were the community colleges audited; Queens, Brooklyn and Hunter were the senior colleges. Although City University had only recently become concerned with Tuition Assistance, it is the first institution to be audited in this respect. There were four major findings in the audit, three of which concerned the Higher Education Services Corporation, and one concerned the University.

The Higher Education Services Corporation did not verify student information on family income against income tax reports filed with the State. The Corporation is now dealing with that problem.

(2) The Higher Education Services Corporation did not set a specific time during which the student had to be full-time.

(3) The auditors believe that not only should a student be enrolled full-time but he should also be required to adhere to a minimal rate of progress toward a degree. No such regulation exists.

(4) There were excessive delays in payment of tuition assistance to the students. This was true during the first two years of the program (1976 and 1977) when the Corporation had to adapt to the University. Matters have improved greatly since then.

A draft response to the audit has been submitted.

(b) **Possible Transit Strike:** Should there be a transit strike, the University will attempt to operate as normally as possible, making whatever arrangements need to be made. There would be minimal disruptions of the academic process during the first week since it coincides with the spring recess. Detailed memoranda and instructions will be distributed to the Presidents and staff. The University is asking for cooperation and is taking as reasonable an attitude as possible.

Upon motions duly made, seconded and carried, the Board went into executive session to consider personnel matters.

There were present:

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

Loretta A. Conway
Walter H. Crowley
Edith B. Everett
Gurston D. Goldin
Albert V. Maniscalco

Joan B. Maynard
Emanuel R. Piore
Joaquin Rivera
David Z. Robinson
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

Chancellor Robert J. Kibbee
Deputy Chancellor Egon Brenner
Vice Chancellor Jerald Posman
Vice-Chancellor Leonard O. Roellig

Associate Counsel Paula Levitt
Associate Counsel Michael Solomon
Etta G. Grass, Asst. Secretary of the Board

The absence of Mr. D'Angelo was excused.

NO. 8. SELECT FACULTY COMMITTEE REPORTS: Upon motions duly made, seconded and carried, the Board adopted resolutions not to approve the Select Faculty Committee recommendations concerning Luis Rodriguez-Abad, Irwin Blatt, Rosalind Barnes, Robert L. Slotnick, and Samuel L. Margulies. The resolutions are on file in the Office of the Secretary.

At this point Dr. Goldin left the meeting.

The Board considered Cal. No. 5B.

NO. 5.B. CLAIMS OF CUNY EMPLOYEES DISCHARGED DURING THE 1950'S FOR REFUSING TO TESTIFY CONCERNING COMMUNIST PARTY MEMBERSHIP: RESOLVED, That the following statement of policy be adopted:

Certain employees of the Board of Higher Education were dismissed during the early nineteen fifties pursuant to City and State laws as a result of their refusal to testify either before a United States Senate Sub-committee on Internal Security, or before a Special Committee of the Board of Higher Education concerning membership in the Communist Party.

In the late nineteen sixties, the United States Supreme Court declared unconstitutional provisions of state law prohibiting employment of members of subversive organizations, *Keyishian v. Board of Regents*, 385 U.S. 589 (1967), and the City Charter section providing for the termination of public employment solely for invoking the privilege against self-incrimination, *Sanitation Men's Association v. Commissioner of Sanitation*, 392 U.S. 280 (1968) and *Gardner v. Broderick*, 392 U.S. 273 (1968). The terminated tenured faculty and administrative staff members had served with one of the senior colleges for many years (15-25). Their dismissals were the result solely of their exercise of now recognized constitutional rights. They were dismissed during and in the spirit of the shameful era of McCarthyism during which the freedoms traditionally associated with academic institutions were quashed. These cherished freedoms included the constitutional rights to freedom of speech, assembly and association, and the Fifth Amendment privilege against self-incrimination.

The Board now wishes to express its recognition of the moral injustices suffered by the dismissed employees and its resolve that the repression which permeated the McCarthy era will not again affect this University. The Board furthermore expresses its support for all efforts to obtain all necessary funding from City and State sources to provide the individuals with equitable pensions or their estates with death benefits. The prospective provision of these benefits would be in recognition of the moral injustices suffered and in order that the chilling effect which such dismissals have on the exercise of academic freedoms may be partially removed.

Upon motions duly made, seconded and carried, the meeting was adjourned at 6:06 P.M.

Martin J. Warmbrand
Secretary of the Board