

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

HELD

NOVEMBER 24, 1975

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

The Chairman called the meeting to order at 4:50 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
James P. Murphy
Vinia R. Quinones**

Jay Hershenson, ex officio

Etta G. Grass, Acting Secretary of the Board

**Chancellor Robert J. Kibbee
President Milton G. Bassin
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
Vice Chancellor Peter S. Spiridon**

Upon motions duly made, seconded and carried, the following resolutions were adopted or action was taken as noted: (Calendar Nos. A through 8)

A. FRANCESCO CANTARELLA-APPRECIATION OF SERVICES: WHEREAS, Francesco Cantarella was appointed by Governor Malcolm Wilson as a member of the Board of Higher Education and served in that capacity for his full term as well as for an additional period until his successor was appointed in September, 1975; and

WHEREAS, Mr. Cantarella has served with distinction and complete dedication in the affairs of the University; now therefore be it

RESOLVED, That the Board of Higher Education expresses its deep appreciation to Mr. Cantarella for the creative energy, hard work and vision with which he carried out his duties as a member of the Board, and wishes him continuing success in his public and private endeavors.

B. MARTA VALLE-MEMORIAL RESOLUTION: WHEREAS, Marta Valle has served with distinction as a member of the Board of Higher Education since March of 1974; and

WHEREAS, Her intimate knowledge of the City of New York, her professional training in social work, and her compassionate temperament made her an influential leader in the development of public policy and programs in the City which will be of enduring benefit to countless thousands of its citizens; and

WHEREAS, As a member of the Board of Higher Education she brought to our tasks her clear vision of the role of education for the cultural, social and economic betterment of individuals and the community as a whole; now therefore be it

RESOLVED, That the Board of Higher Education herewith notes with profound sorrow her death on November 10, 1975, and expresses its deepest sympathies to her family, her many friends, and the many New Yorkers whose lives have been enriched by her efforts.

NO. 1. CHANCELLOR'S REPORT: RESOLVED, That the Chancellor's Report for November 24, 1975 (including Addendum Items) be approved, as amended as follows:

(a) Item BRI. 19.5 - Medgar Evers College: Withdraw the reappointment of Maxine Morrin as Instructor in Teacher Education.

(b) PART D - ADDENDUM: Add the following item:

D.5. HIGHER EDUCATION SCHOLARSHIP PROGRAM - MODEL CITIES ADMINISTRATION:

RESOLVED, That the Board of Higher Education on behalf of the City University and the Research Foundation of the City University jointly enter into an agreement with the City of New York acting through the Model Cities Administration to administer a higher education scholarship program in the South Bronx and Harlem-East Harlem Model Cities areas, for the period October 1, 1975 - December 31, 1975 for which the Board and the Foundation will be compensated as agreed. The form of said agreement is to be approved by the General Counsel and when approved executed by the Secretary on behalf of the Board. The same may be extended from time to time on approval as to form by the General Counsel without further resolution by the Board.

EXPLANATION: In each of the Model Cities areas of New York City, the Model Cities Administration has contracted for the operation of a scholarship program designed to upgrade the area permanently by increasing the number of its residents who have had the benefit of higher education. Many CUNY students receive these scholarships.

The original resolution, adopted by the Board on March 27, 1972, Cal. No. 7-b, was extended from time to time and is now being further extended with additional funding for the South Bronx, not exceeding \$1,053,878, and for Harlem-East Harlem, not exceeding \$572,033. Further extensions are contemplated as further funds become available. The foregoing program is now being funded under the Community Development Act of the United States of America.

(c) Items listed in PART E - ERRATA and ADDITION TO THE ERRATA, to be withdrawn or changed as indicated.

NO. 2. COMMITTEE ON ADMINISTRATIVE AFFAIRS: RESOLVED, That the following item be adopted:

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

RESOLVED, That the following amendments to the bylaws be adopted:

A M E N D M E N T S

Section 1. Subdivisions b and c of section 6.2, are hereby amended to read, respectively, as follows:

b. A distinguished person of proven record appointed [initially] to the title of professor, who had tenure in another accredited institution of higher learning, may be appointed with immediate tenure by the Board in its discretion.

c. A person appointed to the title of professor, associate professor or assistant professor [after prior service in a position on the instructional staff] may be granted tenure by the Board in its discretion, under these bylaws, after not less than one nor more than five years of continuous full-time satisfactory service on an annual salary basis.

Section 2. Subdivision d of section 6.6 is hereby repealed, and subdivisions e, f, g, and h are hereby renumbered to be subdivisions d, e, f, and g, respectively.

Section 3. Subdivision a of section 6.8 is hereby amended to read as follows:

Section 6.8 TRANSFERS, REASSIGNMENTS, PROMOTIONS. a. Neither tenure nor the period requisite for the achievement of tenure shall be affected by transfer within the city university [from one community college to another community college, nor from one senior college to another senior college, nor] or by promotion or change of title, except that a person upon whom tenure has been conferred and who may be transferred or promoted to any position in the city university, or whose title may be changed, shall have tenure in his/her new position, provided such position is on the permanent instructional staff, and further provided that the transfer does not involve a change from the administrative staff to the instructional staff.

Section 4. Article XVI, as last amended by Board Minutes, November 27, 1972, Cal. No. 3, is hereby amended to read as follows, and subdivisions 16.4, 16.5 and 16.6, constituting Part II - Community Colleges, of Article XVI are repealed.

ARTICLE XVI - ADMISSIONS

[PART I - SENIOR COLLEGES]

Section 16.1 ADMISSIONS WITHOUT CHARGE FOR TUITION.* A student who qualifies for matriculation toward a baccalaureate degree, provided he/she does not already hold a recognized bachelor's degree, or a student who qualifies for matriculation toward an associate degree, provided he/she does not already hold an associate or bachelor's degree may be admitted without charge for tuition if he/she meets one of the following conditions:

a. [He/she is a bona fide resident of New York City.**] He/she is a resident of the City of New York which for purposes of determining free tuition eligibility means he/she has his/her principal place of abode in the City of New York for a period of at least twelve consecutive months immediately preceding the first day of classes for the semester with respect to which he/she applies for admission, and states his/her intention to permanently live and maintain his/her principal place of abode in New York city.

b. He/she is a child of a member of the permanent staff of the board; or is the child of a deceased or retired member of such staff who had served for more than five years on an annual salary; or is the child of an employee of the city of New York, or of a city agency, who is required to live outside of the city of New York in the performance of his/her official duties. If such student is a resident of a county within New York state not within the city of New York, he/she shall be exempted from tuition charges only to the extent his/her county of residence has not elected to pay such charges, and a certificate of residence issued within two months prior to the completion of registration must be filed by such student with the registrar before the completion of registration. Such certificate of residence shall be valid for a period of one year from the date of issuance.

c. [He/she is a citizen of a foreign country who has earned the associate degree in a community college under the jurisdiction of the board and is otherwise qualified for transfer to a senior college, provided that he/she was initially admitted prior to February 1971, on a tuition-free basis.]

Section 16.2 ADDITIONAL ADMISSIONS WITHOUT CHARGE FOR TUITION.* a. A qualified student may be admitted to the hunter college elementary school or high school without charge for tuition if he/she meets one of the following conditions:

1. He/she is a bona fide resident of New York City[**]and otherwise meets the criteria for admission established by the board.

2. He/she is the child of United Nations personnel, provided the person through whom he/she derives eligibility continues in residence in the city of New York during the period of his/her attendance. Not more than twenty-five such students may be so admitted.

*Upon admission, all students are required to pay such [general and special] fees as are approved by the board of higher education.

[**A bona fide resident of New York City means one who is domiciled in New York City.]

b. He/she is a student of another college or university which will furnish in exchange similar benefits to a student of a college within the city university of New York. Evidence of satisfactory educational qualifications must be presented and the approval of the president of such college within the city university is required.

c. The board may, by resolution, provide for additional admissions to courses and programs, subject to such conditions as the board may determine.

Section 16.3 ADMISSIONS UPON PAYMENT OF TUITION.* a. A qualified student not eligible for admission without payment of tuition may be admitted to the courses and programs of the senior and community colleges upon payment of established tuition, fees and upon such other conditions as the board may determine.

b. A qualified student who is a resident of a county in New York state, not within the city of New York may be admitted to the courses and programs of the senior and community colleges, upon payment of the required tuition. In the case of a student whose county of residence has elected to pay all or a portion of the tuition and fees, a [a] certificate of residence issued within two months prior to the completion of registration must be filed with the registrar before the completion of registration. Such certificate of residence shall be valid for a period of one year from the date of issuance.

c. At the discretion of the administrative officer under whose supervision the course or program is offered, a qualified student who is a member of a law enforcement agency outside the state of New York may be admitted, upon a space-available basis, to a course of study leading to the bachelor of science degree at the John Jay College of Criminal Justice, upon payment of the required tuition.

d. A citizen of a foreign country who was admitted as a fee-paying student to a community college and has earned an associate degree in the community college, and who is otherwise qualified, may be admitted on a space-available basis as a matriculated student to a senior college upon payment of the required tuition as established by the board.

Section 6. The repeal of subdivision c of section 16.1 of the bylaws shall not affect the present rights of any person thereunder.

Section 7. These amendments shall be effective as of July 1, 1975, except that the amendments to Sections 16.1(a) and 16.2(a)(1) shall be effective as of September 1, 1975.

[PART II - THE COMMUNITY COLLEGES

Section 16.4 ADMISSIONS WITHOUT CHARGE FOR TUITION.*** A student who qualifies for matriculation toward an associate degree, provided he/she does not already hold an associate degree from the city university received wholly or in part on a tuition-free basis, may be admitted without charge for tuition if he/she meets one of the following conditions:

*Upon admission, all students are required to pay such [general and special] fees as are approved by the board of higher education.

***Upon admission, all students are required to pay such general and special fees as are approved by the board of higher education and by the board of trustees of the state university of New York.]

a. He/she is a bona fide resident of New York City.**

b. He/she is the child of a member of the permanent staff of the board; or is a child of a deceased or retired member of such staff who had served for more than five years on an annual salary; or is the child of an employee of the city of New York, or of a city agency, who is required to live outside of the city of New York in the performance of his/her official duties. If such student is a resident of a county within New York state not within the city of New York and is entitled to a certificate of residence, such certificate of residence issued within two months prior to the completion of registration must be filed with the registrar before the completion of registration. Such certificate of residence shall be valid for a period of one year from the date of issuance.

Section 16.5 ADDITIONAL ADMISSIONS WITHOUT CHARGE FOR TUITION.*** a. The board may, by resolution, provide for additional admissions to courses and programs, subject to such conditions as the board may determine.

b. He/she is a student of another college or university which will furnish in exchange similar benefits to a student of a college within the city university of New York. Evidence of satisfactory educational qualifications must be presented and the approval of the president of such college within the city university is required.

Section 16.6 ADMISSIONS UPON PAYMENT OF TUITION.*** a. Qualified students who are not eligible for admission without payment of tuition may be admitted to the courses and programs of the community colleges, upon payment of established tuition fees and upon such other conditions as the board may determine.

b. A qualified student entitled to a certificate of residence from a county in New York state, not within the city of New York, may be admitted as a student to the programs and courses upon payment of the required tuition. A certificate of residence, which was issued within two months prior to the completion of his/her registration, must be filed with the registrar prior to the completion of registration. Such certificate of residence shall be valid for a period of one year from the date of issuance.]

[**A bona fide resident of New York city means one who is domiciled in New York city. ***Upon admission, all students are required to pay such general and special fees as are approved by the board of higher education and by the board of trustees of the state university of New York.]

NOTE: Matter underlined is new, matter in brackets is to be deleted.

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

A. QUEENS COLLEGE - CERTIFICATE OF POST MASTER'S STUDIES IN LIBRARIANSHIP:

RESOLVED, That the program in Library Science leading to the Certificate of Post Master's Studies in Librarianship, to be offered at Queens College, be approved effective February 1976, subject to financial ability.

EXPLANATION: This program is intended for graduate librarians who hold the M.L.S. degree and who wish to improve their competencies in present positions or to prepare for new positions as administrators, subject specialists, information officers, or technical specialists in libraries and related organizations. It is designed to provide access to a greater variety of study by permitting students to attend Columbia, Pratt and other CUNY colleges for courses relevant to individual student needs and interests. An integral part of the program will be a major research or investigatory project in the student's field of specialization. No additional costs are anticipated for this program. The students in the Certificate Program will not lead to an increase in students enrolled in the Department of Library Science because there will be a corresponding drop in enrollments in the Master's program. No additional faculty or courses are required and the program can and will be conducted within the college's regular operating budget. Students in the program, unless awarded fellowship funded by outside sources, will pay the prevailing rates for graduate study at City University.

B. LAGUARDIA COMMUNITY COLLEGE - A.A.S. IN BUSINESS MANAGEMENT/PRECISION TECHNOLOGY:

RESOLVED, That the program in Business Management/Precision Technology leading to the A.A.S. Degree, to be offered at LaGuardia Community College, be approved effective February, 1976, subject to financial ability.

EXPLANATION: This program is articulated with the Joseph Bulova School of Watchmaking in Woodside, New York, which prepares disabled veterans and other handicapped persons for positions in watchmaking and precision instrument repair. Under the articulation arrangements, students from the Bulova School will be admitted to LaGuardia as matriculants. They will receive 18 credits for their work in the Bulova School and will earn the A.A.S. degree after completing 48 credits selected from liberal arts and business courses already existing at LaGuardia Community College. The present facilities and staff at LaGuardia are adequate to meet the needs of students enrolled in the program. It is expected that 20 students will participate in its first year of operation and that enrollment will total about 63 students by 1979-80. No additional costs are required for initiation of this program. Existing faculty and courses will be used. The courses in precision technology will be conducted by the Bulova School at its expense.

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

RESOLVED, That the Business Certificate Program to be offered jointly by the Business Divisions of Kingsborough Community College and New York City Community College be approved; and be it further

RESOLVED, That the offering of the program is contingent upon receipt of outside funding sufficient to maintain the program at no cost to the University.

EXPLANATION: There is a need for a program which will offer access to higher education and provide skills and career opportunities which are consistent with the academic standards of City University and the practices of the ethnic groups that comprise the Borough Park, Williamsburg and Crown Heights sections of Brooklyn. The cultural and religious practices which govern these communities do not permit access to higher education as it is presently offered either in the City University or at private institutions throughout the City. As a result, a large percentage of the college-age population in these Brooklyn communities has been unable to acquire post-secondary education that would prepare them to enter the job market above a marginal level. This educational unpreparedness has resulted in unemployment and underemployment and the general deterioration of these communities. This program will help to remedy the situation by attracting eligible students and providing them with skills and knowledge necessary for employment.

NO. 4. COMMITTEE ON FISCAL AFFAIRS: RESOLVED, That the following items be adopted:

I. TRUSTS AND GIFTS RESOLUTION:

A. USE OF VOORHEES ENDOWMENT INCOME FOR REPAIRS AND SUPPLIES:

RESOLVED, That the Board of Higher Education authorize the expenditure of a sum not to exceed \$30,000 of income from the Voorhees Endowment Fund for repairs and educational supplies for the Voorhees Campus - New York City Community College. An itemized list of the proposed expenditures follows:

GENERAL DESCRIPTION OF ITEMS TO BE PURCHASED FOR VOORHEES DEPARTMENTS

I. ARCHITECTURAL TECHNOLOGY - \$ 5,800

- A. Educational supplies
 - Model-making supplies
 - Blueprint supplies
 - Drafting supplies
 - General instructional materials

GENERAL DESCRIPTION OF ITEMS TO BE PURCHASED FOR VOORHEES DEPARTMENTS - (Continued)

B. Repairs to components of drafting rooms

C. Professional publications

II. AUTOMOTIVE TECHNOLOGY - \$11,000

A. Educational supplies

Hand tools

Gaskets

Fluids

Automotive unit parts

B. Repairs

Service contract to maintain and calibrate equipment

C. Professional publications

D. Laundry service

III. ENVIRONMENTAL CONTROL TECHNOLOGY - \$ 7,200

A. Educational supplies

Refrigeration supplies

Plumbing supplies

Air conditioning supplies

Drafting supplies

Measuring tools

Soldering material

Hand tools

B. Repairs

Repairs to compressors

Repairs to drafting room equipment

C. Professional publications

D. Rental of films

IV. MACHINE TOOL TECHNOLOGY - \$ 6,000

A. Educational supplies

Assorted tools, instruments and dispensable materials

Raw materials - ferrous, non-ferrous and plastics

B. Repairs

Repairs on lathes, drill presses, power shears

Repairs to testing machines and microscopes

EXPLANATION: As a result of budget cutbacks and cost increases in materials and supplies, New York City Community College has insufficient funds to meet the needs of the technical and educational programs at the Voorhees Campus. 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. . . . to support technical and industrial educational programs in such areas as. . . educational equipment, supplies and materials. . . facilities renovation and other items that will improve the technical and educational programs."

The balance of the income in the Endowment Fund at August 30, 1975 was \$186,932.96 of which \$52,800.12 was in cash.

II. FISCAL RESOLUTION:

A. BUDGET REQUEST FOR 1976-77:

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

RESOLVED, That the Board approves and adopts the Chancellor's budget request for 1976-77 with the following modifications:

That the Board's budget request include a section relating to the present inequity that prevails in the funding by the State of the senior colleges of City University as opposed to the funding provided the senior colleges of State University and that the State consider the removal of that inequity so that it will assume its rightful increased proportion of the University's expenses.

The State presently provides all of the funds to meet SUNY's senior college costs except for revenue offsets generated by the tuition imposed at those institutions. It would therefore be appropriate for the State to provide similar funds with a similar offset insofar as its contribution would be concerned.

If this were done, the State's share of City University senior college operations would total \$221 million, an increase of \$117 million over the level provided in the existing formula. Understanding the severity of the State's fiscal situation, it may not be possible to move to this level of 100% State support in one year. Therefore, the Board is prepared to support the alternative arrangement recommended last year by the Mayor whereby as an interim step toward State funding equity, senior college fees and tuition would be credited to the City's contribution and fully matched by State aid.

Dr. Goldin asked to be recorded as voting No with the explanation that he considered the budget request for 1976-77 as deficient in two respects.

- 1) It is not in touch with harsh fiscal realities and in that regard is damaging to the credibility of the University.
- 2) A budget is not simply a fiscal document. It is an instrument of policy. No educational policy relating to the mission and nature of the University has been submitted by the Chancellor to serve as the conceptual base for a budgetary proposal.

EXPLANATION: The Chancellor has recommended to the Board an operating budget of \$577.9 million for the fiscal year 1976-77. A public hearing on the proposed budget was held on November 21, 1975.

The Mayor is required by law to certify to the Governor no later than December 1 of each year the amount he plans to include in his proposed Executive Budget for the City's contribution to the operation of the City University. Traditionally, before the Mayor acts, a budget request is submitted to him by the Board.

Because of the City's financial crisis and uncertainties regarding the level of University funding for the 1975-76 fiscal year, the Chancellor has not been able to prepare a traditional budget request for 1976-77. Also, in a departure from past practice, the City has already advised the University of the level of funding which it can expect from the City in next year's budget. The Chancellor proposes, therefore, that a budget request be submitted to the City based on the expected level of City funding but adjusted by a change in State aid funding formulas.

The City has indicated that it expects to provide the University next year approximately \$233 million, down from \$275 million enacted in the original 1975-76 University budget. Under existing State aid funding formulas, this would result in a total University budget of about \$519 million. The Chancellor recommends that the Board submit a budget request which anticipates the level of City funding already communicated to the University but, on the basis of legislation jointly supported by the Mayor and the University last year, adjusts State funding to credit all senior college and graduate fees and tuition against City aid, in computing matching State aid. This would result in a total University appropriation of \$577.9 million.

In support of this level of funding, the Chancellor stresses the urgent need to continue existing open admissions and other University programs. The City and the University have previously supported the proposed funding change as a first step in redressing the current inequitable level of State per student support to CUNY relative to its support of SUNY.

III CAMPUS PLANNING AND DEVELOPMENT RESOLUTIONS:

A. NEW YORK CITY COMMUNITY COLLEGE - ALTERATIONS TO JAY STREET BUILDING:

RESOLVED, That the Board approve extra work in the amount of \$106,535.13 for Contract No. 213054 with Ronel Systems, Inc., for Heating, Ventilating and Air Conditioning Work in connection with alterations to Jay Street Building at New York City Community College, which is \$33,540.13 in excess of the allowable 5% (\$72,995.00) of the original contract amount of \$1,459,900.00, chargeable to Capital Project HN-178; and be it further

RESOLVED, That the Board of Estimate be and is hereby requested to approve this extra work in the amount of \$33,540.13 which is in excess of the allowable 5% of the contract amount without public letting.

EXPLANATION: The causes for the excess in extra work:

- 1) Work omitted from the Heating and Ventilating contract but necessary to do the work
- 2) Job conditions that could be attributed to lack of coordination by the Consultant
- 3) Work required by Code, but not specified
- 4) Work that had to be performed over the contract allowances.

The major items of work that could be attributed to Consultant's omission are the controls and wiring necessary for start-up and shut-down of air handling systems that were required in order to prevent implosions from occurring, and the cost of necessary repairs to ductwork and plenums due to the implosions that occurred on AC3 and AC4.

The major items that could be assigned to job conditions are the changes due to structural steel redesign, and problems concerning the structural stability of the elevator penthouse, which required additional sheet metal work and piping.

The major items of work required by code but not included in this contract are the installation of pump coupling guards on all HVAC service pumps, the installation of fire dampers on the third floor, and the installation of static pressure gauges in the discharge ducts of air handling supply fans.

The major item of work that had to be performed over the contract allowances was the cost of manpower necessary to comply with union requirements for temporary heat.

B. CITY UNIVERSITY CONSTRUCTION FUND PAYMENTS:

RESOLVED, That the Board request the City University Construction Fund to grant to the Board such amounts of money available or to become available in its accounts that are surplus to the amounts that are required by the Fund for its administrative expenses and for rental payments to the Dormitory Authority in 1975-76.

EXPLANATION: The 1975-76 budget for the City University Construction fund was established by a November 15, 1974 certificate of the Fund which estimated the rental payment that would be required to be paid to the Authority in 1975-76. The principal component of this rental payment is debt service required on bonds sold by the Authority to finance CUNY construction. Since the Authority has been unable to sell its bonds, the originally estimated rental payment to the Authority will be substantially reduced and the Fund may have a surplus of approximately \$32 million by year end.

The City has advised that its support for the City University will be drastically reduced between now and the end of the fiscal year. The purpose of this resolution is to request the City University Construction Fund to pay to the Board whatever available and anticipated surplus it may have in order to partially offset the substantial reduction of City support of the University's current budget.

NO. 5. NEW YORK CITY COMMUNITY COLLEGE - PERSONNEL ACTION: RESOLVED, That in the matter of charges against Associate Professor Robert Evans at New York City Community College, the Board hereby appoints as an impartial hearing committee Professor Louis Wertman, designated by the College Personnel and Budget Committee, Professor Vincent Quinn of Brooklyn College, designated by the University Faculty Senate Executive Committee, and Professor Phyllis Berger of Bronx Community College, who shall be chairperson, selected by the two aforesaid appointees.

EXPLANATION: This appointment of a hearing panel is made pursuant to Section 21.3 of the collective negotiating agreement between the Board and the Professional Staff Congress.

NO. 6. SEEK RESOLUTION: Tabled.

NO. 7. BUDGET RETRENCHMENT: The Chairman read the following statement on behalf of the Board:

The City University of New York is beset with extraordinary budget problems stemming from New York City's fiscal crisis. An additional \$55 million cut in the 1975-76 University budget is being asked. The demand comes after the CUNY budget was reduced by \$87 million at the start of the current academic year and many strenuous adjustments made.

The Board of Higher Education has been fighting to protect and preserve the University's quality programs and has sought ways to minimize the effects of budget reductions on our students and our faculty. We welcome those of you who have come to offer constructive suggestions that may help us in the design of workable alternatives to meet the enormous problems of the University.

Today's meeting on the Budget Retrenchment Proposal will be conducted as a public hearing to learn and find new opportunities for retrenchment procedures that would have the least permanent and least adverse effects on the University, its mission, its students, and its faculty. The testimony and views presented will then be carefully considered in the next few days to see whether any adjustments are warranted in meeting the additional \$55 million reduction.

At the end of the hearing the Board meeting will recess until next Monday, the first of December, at 5 P.M., when final action on the retrenchment resolution will be taken without further hearing.

At this point the Board heard the following who spoke in opposition to various parts of the retrenchment resolution:

Congressman Herman Badillo

Prof. David Valinsky, Chairman, University Faculty Senate

Prof. Evelyn Handler, Vice-Chairman, University Faculty Senate

Mr. Al Viani, District 37, American Federation of State, County and Municipal Employees

Prof. Belle Zeller, President, Professional Staff Congress

Prof. Clara Melman, CUNY Women's Coalition

Mr. Warren Nagel, CUNY Veterans Action Committee

Mr. Gene Ballesty, President, Veterans Assn., Queensborough Community College
Mr. Tom Catlow, City College Veterans Association
Prof. Bernard Klein, Jewish Faculty Association of CUNY
Prof. Theresa Rizzitiello, Faculty Leader, York College Senate
Ms. Geneva Scott, Student, York College
Prof. Radmila Milentijevic, City College PSC Chapter Chairwoman
Dr. Bob Mendelson, Queens College Coalition Against Budget Cuts
Ms. Alberta Hall, Doctoral Student in the Ph.D. Program in Speech and Hearing Sciences
Mr. Harry Tracey, President, Bronx Community College Day Student Government
Prof. Israel Kugler, New York City Community College PSC Chapter Chairperson
Mr. Garth Marchant, Borough of Manhattan Community College Student Government
Mr. Sam Manuel, N.Y. Coordinator, Student Coalition Against Racism
Mr. Garth Wade, United Students Organizing Committee
Prof. Lilia Melani, Brooklyn College PSC Chapter Chairperson
Mrs. Louise Mitchell, Women's City Club
Prof. Donald A. Davidson, Committee for Public Higher Education
Mr. Larry Baldwin, College Discovery Program, Borough of Manhattan Community College.

Mr. Jay Hershenson asked that the following substitute resolution proposed by the University Student Senate be read into the record:

WHEREAS, In response to a severe fiscal crisis in the City of New York and to the reduced operating budget for City University, the Board, on July 28, 1975, adopted a Statement of Policy and adopted implementing resolutions designed to meet the University's budget gap of \$87 million in the current 1975-76 academic year; and

WHEREAS, Pursuant to such resolutions student fees and tuitions have been substantially increased, administrative and support staff personnel reduced, faculty teaching loads increased by an average of 15%, sabbaticals curtailed, and significant portions of Masters and other programs terminated, resulting in the reduction of 3,688 total full-time equivalent positions and a serious curtailment in the functions and mission of the University; and

WHEREAS, The deepening fiscal crisis has impelled the City of New York to reduce the budget in the University in the current academic year by an additional \$34 million in City tax-levy funds, which, with a further loss of \$21 million in State matching funds, results in a total additional reduction of \$55 million and overall of \$130 million reduction from the 1975-76 budget certified by the Mayor; and

WHEREAS, Efforts to have New York State release part of its funds already appropriated to match expected city funds have thus far proved unavailing; and

WHEREAS, Senior college facilities under construction to a value of \$413 million are being suspended while 30% completed, and the Board has deferred all plans for new, urgently needed design and construction of physical facilities; and

WHEREAS, If the staff reductions that would be required to meet the \$55 million budget reduction were to be realized in the Spring semester, twice the number of positions (approximately one-third of the instructional staff) would be required by the annualization of such reductions for the fiscal year 1976-77, and this would imply rehiring and recruitment to refill positions for Fall 1976, and more importantly would make it impossible to continue the educational program for the students now in midyear,

Be it Therefore RESOLVED, That the Board of Higher Education, as trustees charged with the responsibility of protecting and enhancing an open and qualitative educational process throughout the City University of New York, and in good conscience on behalf of the students, faculty and staff of the City University and the public which we serve; hereby rejects the Mayor's request for additional reductions in the University's 1975-76 fiscal budget.

Be it Further RESOLVED, That the Board calls upon the Governor of the State of New York to introduce emergency legislation during the current special session to provide the City University of New York with the State assistance originally certified and approved during the Spring, 1975 legislative session.

Be it Further RESOLVED, That the Board calls upon the New York State Legislature to enact the necessary legislation in order to return the \$60 million windfall and in solidarity with the efforts of the Board to protect free tuition and open admissions by rejecting further cutbacks.

NO. 7A. MEMORIAL RESOLUTION, RAY GLASS: Mr. Jay Hershenson moved a memorial resolution for Ray Glass, Legislative Director of the Student Association of State University. The resolution was seconded by Mr. Williams.

The Chairman questioned the right of a non-voting ex officio member of the Board to move a resolution. The Vice-Chancellor for Legal Affairs was asked for her interpretation of the law. She said she had researched the law and that it was her opinion that an ex officio member who under the terms of the statute was specifically barred from voting on matters before the Board did not have the right to move or second a resolution since the power to move a resolution was integral to the power to vote. The Chairman then ruled that he did not recognize the right of the non-voting ex officio member to move the resolution.

Upon motion duly made by Mrs. Hauser and seconded by Mr. Murphy, the following resolution was adopted:

WHEREAS, Ray Glass, Legislative Director of the Student Association of State University, defended the City University in its times of need; and

WHEREAS, Ray Glass was a strong supporter of students' rights and human dignity; and

WHEREAS, Ray Glass gave of himself, not only for the betterment of students, but for faculty, staff, administration and the enhancement of the educational system,

Be it RESOLVED, That the Board of Higher Education mourns the tragic death of Ray Glass, and extends its sincere condolences to the Glass family.

NO. 8. UNIVERSITY REPORT: No report.

Upon motions duly made, seconded and carried, the Chairman recessed the meeting at 7:15 P.M., to be reconvened at 5 P.M. on December 1, 1975.

* * * * *

The Chairman reconvened the meeting on December 1, 1975 at 5:15 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
James P. Murphy
Vinia R. Quinones

Jay Hershenson, ex officio

Etta G. Grass, Acting Secretary of the Board

Chancellor Robert J. Kibbee
President Milton G. Bassin
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 Harold M. Proshansky

President Donald H. Riddle
President Joseph Shenker
President Herbert M. Sussman
President Edmond Volpe
President Jacqueline G. Wexler
Professor David Valinsky
Deputy Chancellor Seymour C. Hyman
Vice Chancellor Mary P. Bass
Vice Chancellor Timothy S. Healy
Vice Chancellor Anthony Knerr
Vice Chancellor J. Joseph Meng

NO. 7. BUDGET RETRENCHMENT: The Chairman made the following statement on behalf of the Board:

At our meeting last week we recessed and said that we would vote today on Item No. 7, Budget Retrenchment. All nine members of the Board met today fully prepared to vote on this resolution on Budget Retrenchment to cut an additional \$55 million this year. After a series of meetings with and at the request of representatives of the Mayor's Office as recently as late this afternoon, that action has been deferred pending conversations between representatives of the City and the Board.

Dr. Goldin read the following statement into the record:

I have read the November 24, 1975 Statement of the Council of Presidents endorsing the Chancellor's Plan.

In my judgment, the Chancellor's Plan is deficient in terms of its failure to develop an educational policy, relating to the mission and nature of the University, which would serve as the conceptual framework for the formulation of specific retrenchment proposals involving structures and programs.

Upon motions duly made, seconded and carried, the meeting was adjourned at 5:20 P.M.

ETTA G. GRASS
Acting Secretary of the Board