

MINUTES OF THE TWENTY-EIGHTH PLENARY SESSION OF THE
UNIVERSITY FACULTY SENATE OF THE CITY UNIVERSITY OF NEW YORK

April 11, 1972

The meeting was called to order by the Chairman, Professor Ralph Sleeper at 6:55 p.m. in Room 207 at the Graduate Center. All members were present except Professors Adelson, Bieler, Bindler, Bressler, Buckley, Chill, Donnelly, Dworetzky, Edgar, Eger, Eisenberg, Ekstein, Gilbert, Gitlow, Haber, Herring, Jenssen, Larson, Lean, Liban, Lehrer, Manfredonia, Mapp, Martey, Papalia, Piven, Polishook, Roberts, Rosenfield, Rudick, Sexton, Siegal, Slauson, Wells, and Wu. Chancellor Robert Kibbee, Professor Stefan Baumrin and Dr. John Hose also attended.

- I. Approval of the Agenda: The tentative agenda was approved.
- II. Approval of the Minutes: The minutes of the 27th meeting were approved with the following amendments: (1) page 2, VII line 3 to read: "BHE 'Statement of Policy...' were approved as amended: (2) substitution of the following sentence for the final paragraph in VII "The chair took note of Professor Wyschogrod's protest that, as mover of VII-1 and 3, he was not given the floor to comment on an amendment which significantly altered the meaning of his motion."
- III. Communications and Announcements: Professor Sleeper: (1) welcomed Professor Frederick Collins of Medgar Evers College as a new Senator, (2) reported on the March 20 meeting of the Executive Committee and the Council of Presidents regarding the single session, (3) reported on the joint meeting of the BHE's Committees on Campus Governance and Student Services and noted that the BHE members seemed sympathetic to the Senate's intention regarding the evaluation of administrators. The Council of Presidents is also studying the matter and the Board's committees have held the matter over pending study by the Council of Presidents, (4) noted the fund raising campaign of the New York Public Library, and (5) reminded Senators that elections to the Senate should be taking place during the month of April at the colleges.
- IV. Chancellor's Report: Chancellor Kibbee reported: (1) that approximately \$20 - \$21 million additional funding has been secured from the State, (2) regarding the effect upon contract negotiations of the recent merger of the bargaining agents. It is now at least possible that negotiations will begin before the expiration of the present contracts, (3) regarding the Regents Advisory Council and its task forces' reports. Analyses of enrollment projections and space needs have been helpful to CUNY and supported CUNY's position on 1975 enrollment goals and the space needs currently in the Master Plan, (4) regarding sabbatical leaves and the funding of the Faculty Research Award Program. Sabbaticals were passed at the March meeting of the BHE. There remains a question on funding sabbaticals and the Faculty Research Awards since both are covered in the contracts, (5) regarding possible extension of the contracts by the BHE if negotiations are not concluded by September 1. The Chancellor indicated this question to be somewhat premature and he was unsure regarding what action the Board might take on this issue if action should appear to be necessary, (6) regarding the final report of the Wagner Commission.

The Chancellor answered questions from the floor regarding: (1) Faculty Research Awards, (2) negotiations in Albany regarding the budget, (3) availability of new faculty lines and when such new lines would be committed, (4) "early tenure," (5) possibilities for monies in the supplemental budget.

V. Proposal from the Bylaw Review Committee Regarding Senate Review of Bylaws:
The following proposal was unanimously approved:

The following proposals are recommended as a means for formally implementing the relationships between the University Faculty Senate and the Board of Higher Education pursuant to the provisions of Article I, Section 3 of the Charter of the University Faculty Senate of the City University of New York (see below).

ARTICLE I, Section 3: "The Senate shall be fully advised, shall routinely receive, and shall be free to seek information from the Council of Presidents and the Board of Higher Education on all matters germane to the programs and operations of the University. The Senate shall initiate policy recommendations, shall review and comment upon changes in policy initiated by the University's administration, and shall routinely present faculty views to the Council of Presidents and the Board of Higher Education before, as, and after matters of policy are considered and decided."

I. SENATE COMMENT ON BYLAWS:

(a) Each proposed amendment to the Bylaws shall be forwarded to the University Faculty Senate for comment immediately upon its proposal to the Board of Higher Education.

(b) The Senate's comment shall be forwarded to the Board by the Chairman of the Senate.

II. SENATE REVIEW OF BYLAWS:

(The BHE shall recommend to the State Legislature such enabling legislation as shall be necessary to effect the provisions of this section.)

(a) Each proposed amendment to the Bylaws and each new policy statement, policy revision, and policy abrogation favorably voted on by the Board of Higher Education shall immediately be forwarded to the University Faculty Senate for review.

(b) Each such amendment to the Bylaws shall be considered enacted if it is not rejected by two-thirds of those present and voting at the first regular meeting of the University Faculty Senate following the Board's approval and timely transmission of notice.

(c) Each policy, policy revision, or policy abrogation shall be considered enacted if not rejected by a majority of those present and voting at the first regular meeting of the University Faculty Senate following the Board's approval and timely transmission of notice.

(d) The Board may request a special meeting of the University Faculty Senate if in its view the enactment of the proposed item is urgent.

III. PRESENTATION:

(a) Whenever practicable, the Board will give prior notice of discussions of matters of policy and policy change to the Chairman of the University Faculty Senate who will elicit from and present the University Faculty Senate's view on such policy or policy change during such discussions.

(b) Whenever practicable, the University Faculty Senate will give prior notice of discussions of matters of policy and policy change within its powers and duties to the Board and the Council of Presidents, and receive and disseminate the views of the respective bodies on such policy or policy change.

(c) Amendments to the Bylaws may be recommended by the University Faculty Senate and they shall be forwarded to the Chairman of the Board and the Chancellor for placement on the Board's agenda. Such recommendations need not be returned for comment under Section I nor for review under Section II if not modified by the Board.

- VI. Proposed Resolution from the Bylaw Review Committee Regarding Representation on the BHE for the Chairman of the Senate: The proposal was laid over until the May meeting of the Senate.
- VII. Proposed Amendments to the CUNY Affirmative Action Plan: The following proposed additions to the CUNY Affirmative Action Report were approved as amended:

The University Faculty Senate expresses its firm support for the CUNY Affirmative Action Program and believes that its effectiveness would be enhanced if it would include four additional specifications as follows:

I. Nothing in this plan alters the historical, contractual, or Board of Higher Education Bylaw responsibilities of departments in determining the academic qualifications necessary for appointment or promotion and in seeking out and evaluating candidates for appointment, reappointment, promotion or tenure.

II. Charges or findings of discrimination in appointment or promotion, based upon statistical data, should take into account the size of the pool of scholars from which candidates are drawn and evidence comparing the academic qualifications of the persons involved.

III. In order to insure equal opportunity for the employment and advancement of minorities and women, recruitment, promotional, and employment decisions must be as nearly color-blind and sex-blind as possible. Recruitment procedures should be uniform for all applicants and should include positive attempts to reach all reasonable sources of qualified persons. The records concerning both the procedure and substance of recruitment efforts and offers should be open to appropriate members of the University community.

IV. Each faculty member and individual presenting an application for a position in the City University should be informed that if he or she believes the University is discriminating against him or her with respect to race, creed, color, national origin, or sex he or she has the right to file a complaint with the CUNY Human Rights Unit of the Affirmative Action Program and the Office of Federal Contract Compliance. Sanctions and penalties may be imposed on any University official who fails to take all necessary steps to ensure that no person intimidates, threatens, coerces, or discriminates against any individual for the purpose of interfering with the filing of a complaint.

- VIII. Memorandum and Resolution Regarding Governance of CUNY Doctoral Programs: The report was referred back to the Graduate Affairs Committee for study and report at the May meeting.
- IX. Proposed Resolution from the Academic Freedom Committee Regarding Providing Information About Students or Alumni to Non-University Agencies or Persons: The resolution was referred back to committee for further study and report to the Senate.
- X. Schedule of Plenary Sessions for the Academic Year 1972 - 1973: The following schedule of plenary sessions for 1972 - 1973 was approved:

TUESDAY, OCTOBER 10, 1972

TUESDAY, NOVEMBER 14, 1972

TUESDAY, DECEMBER 12, 1972

TUESDAY, JANUARY 16, 1973

TUESDAY, FEBRUARY 13, 1973

TUESDAY, MARCH 13, 1973

TUESDAY, APRIL 10, 1973

TUESDAY, MAY 15, 1973

The meeting was adjourned at 10:07 p.m.

Respectfully submitted,

Catherine Barry
Secretary