

FACULTY SENATE MINUTES #125

John Jay College of Criminal Justice

May 24, 1995

3:15 PM

Room 630 T

Present (30): Yahya Affinnih, Luis Barrios, Warren Burdine, Michael Blitz, Edward Davenport, Jane Davenport, Peter DeForest, Arlene Geiger, P. J. Gibson, Elisabeth Gitter, Lou Guinta, Elizabeth Hegeman, Zelma Henriques, Karen Kaplowitz, Andrew Karmen, Kwando Kinshasa, Sandra Lanzone, Tom Litwack, James Malone, Mary Ann McClure, Ruth O'Brien, Daniel Pinello, Chris Rashbaum, Marilyn Rubin, Frederik Rusch, Carmen Solis, Davidson Umeh, Maurice Vodounon, Agnes Wieschenberg, Daniel Yalisove

Absent (8): Arvind Agarwal, Robert DeLucia, Janice Dunham, Gavin Lewis, Lee Jenkins, Robert McCrie, Henry Morse, Dagoberto Orrantia

Agenda

1. Announcements from the chair
2. Approval of Minutes #124 of the May 12 meeting
3. Proposal for a meeting of the faculty on June 16, to be called jointly by the Faculty Senate and the Council of Chairs, with regard to the June 26 CUNY Board of Trustees meeting
4. Review of the history and role of the Faculty Senate and its relation to other College and University bodies
5. Senate representation on the College Council
6. Election of the Faculty Senate Executive Committee
7. Report on the October 20, 1995, Criminal Justice Education Conference: Professor Eli Silverman, Conference Coordinator
8. Proposed resolution: Resolved, That the Faculty Senate endorse studying the feasibility of a criminal Justice Education Center at John Jay: Senator Karen Kaplowitz, Executive Officer of the Ph.D. Program James Levine, Dean of Graduate Studies Barbara Price, and Professor Eli Silverman, Coordinator of the Criminal Justice Education Conference
9. Proposed resolution: Resolved, That the Senate co-sponsor with the Office of the Vice President for Student Development an Academic Orientation Day for entering freshman on Monday, August 28: Director of Freshman Program Pat Sinatra
10. Proposed resolution authorizing the Senate's Executive Committee to determine the availability of faculty to serve on the Retrenchment Committee during the summer, if necessary, and to recommend faculty replacements to President Lynch for appointment to the Retrenchment Committee
11. Invited Guest: Media specialist Tony Schwartz
12. New business

1. Announcements from the chair

The first meeting of the 1995-96 Faculty Senate was convened and the members introduced.

Professor Jill Norgren (Government), the first president of the Senate and a longtime member, has just won an award for the best article published this year about the history of the Supreme Court. The Hughes-Gosset Award of the United States Supreme Court Historical Society award will be presented to Professor Norgren by Chief Justice Rehnquist at a banquet next week at the Supreme court at which other Justices will also be present. It was noted that the previous year's winner was also a CUNY faculty member: Professor Philippa Strum (Political Science, Brooklyn). President Kaplowitz said she learned this news from an e-mail message that concluded with the suggestion that this be publicized as part of our answer to CUNY's critics.

She reported that Professor Dorothy Bracey (Anthropology), also a past member of the Senate, recently received a prestigious award: the Founder's Award of the ACJS, the Academy of criminal Justice Sciences, which is given to one person each year. President Kaplowitz read from a letter that Chancellor Reynolds wrote to Professor Bracey on May 8: "Dear Professor Bracey: I was delighted to learn from Professor Philip W. Rhoades, Chair of the Academy of Criminal Justice Science Awards Committee, that you were honored in March with the Academy's prestigious Founder's Award. This singular -- and manifestly well-deserved -- recognition is a credit to you and a gratifying reminder of the outstanding work and reputation of John Jay College in the field of criminal justice education. Congratulations on your splendid work in so many capacities -- teacher, administrator, editor -- and best wishes for your future research. Sincerely, W. Ann Reynolds."

Senator Marilyn Rubin reported that she was recently on a panel at the City Council for the Speaker: 11 people were invited to participate on the panel for a day-long seminar for the City Council and to her surprise she was the only CUNY person on the panel. One of the Council members privately told her that it is extremely annoying when the City Council goes outside the City for experts and suggested that CUNY faculty develop a way of identifying experts and letting the Council know of who those experts are. Senator Rubin asked whether there is a way of developing a directory of CUNY experts and also whether it might be possible to invite City Council members to the Senate and to forums at the CUNY colleges. President Kaplowitz praised the suggestions. Senator Rubin said she would like to work on this in the fall. Senator Guinta also praised Senator Rubin's suggestions and recommended that we speak with Vice President Mary Rothlein about the possibility of her Office developing a directory which could be disseminated.

The Council of Chairs has re-elected Professor Harold Sullivan (Government) to a second term as Chair of the Council. Professor Robert Crozier (English) was elected Vice Chair. Also elected to the Executive Committee are Professors Nathan Gould (Anthropology), Susan Larkin (Physical Education) and Gerald Markowitz (TSP)

The 1995-96 Student Council has been elected: President Miguel Martinez; Vice-President Marlene Aponte; Secretary Yojaida Estrella; Treasurer Erwin Julien; Graduate Representatives Karen Hellman and David Lovell; Senior Representative Wilfredo Pachecho; Junior Representatives Terrence DeGrenier, Joseph Maldonado, Miguel Marsero, and Bikens Pierre; and Sophomore Representatives Milagros Vicente, Michael Khader, and Liza Mejia.

President Kaplowitz reported that as a member of the University Faculty Senate's Executive Committee she has just been appointed for the 1995-96 academic year to the Board of Trustees Committee on Fiscal Affairs as the alternate faculty member and also to the CUNY Construction Fund. She has also been appointed liaison from the UFB Executive Committee to the UFB Budget Advisory Committee, which is an 8-member committee on which Professor Ned Benton (head of John Jay's Budget Planning Committee) is a member: this committee meets regularly with Vice Chancellor for Budget Richard Rothbard and other members of the Chancellory and also recommends policy positions to the UFS Executive Committee.

John Jay's 1995-96 delegates to the University Faculty Senate are: Halg Bohigian, Orlanda Brugnola, Karen Kaplowitz, Maria Rodriguez, and Timothy Stevens. The alternate delegates, who have voice and who may vote if a member of the College's delegation is absent, are: Ned Benton, Edward Davenport, and Jane Davenport. Senator Daniel Pinello will continue to serve on the UFB Legal Affairs Committee, whose membership is limited to CUNY faculty who are lawyers.

The at-large members on the 1995-96 College PLB Committee elected by the faculty are Professors Philip Bonifacio (Counseling & Student Life), Marilyn Lutzker (Library), and Ellen Marson (Foreign Languages & Literature).

2. Approval of Minutes #124 of the May 12 meeting

Minutes #124 of the May 12, 1995, meeting were approved by a motion duly made and carried.

3. Proposal for a meeting of the faculty on June 16, to be called jointly by the Faculty Senate and the Council of Chairs, with regard to the June 26 CUNY Board of Trustees meeting

President Kaplowitz explained that the Board of Trustees of CUNY sets policy for the University. The 17-member Board is comprised of 10 people appointed by the Governor, 5 appointed by the Mayor, and the elected chair of the University Student Senate, and the elected chair of the University Faculty Senate. With the exception of the student trustee and the faculty trustee, Board members may not be connected with CUNY insofar as they may not be employees, etc.

She noted that with the attacks on CUNY by Heather McDonald, James Traub, Jim sleeper of the "Daily News," and other members of the media, and with the budget cuts from Governor Pataki and Mayor Giuliani, we expect tremendous policy changes to be approved by the Board of Trustees at its June 26 meeting. One could cynically say that the Board will make these changes in June because most students and faculty are away from campus then, and, indeed, historically major changes have been voted in June. But it is also true, she said, that a budget has still not been passed by the State legislature and the Board is awaiting that budget before it votes to increase tuition because the amount of the tuition increase will be determined by the final budget that CUNY receives from Albany. On June 6 and June 7 the Board of Trustees committees are meeting, as they do every month, to set the agenda for the Board's monthly meeting. In addition, on June 8 the Board's Long Range Planning Committee, which is an ad hoc committee which almost never meets, is

meeting to develop policy changes which are likely to dramatically alter the nature of the University. Friday, June 16, at 3:30 PM is the deadline to telephone to sign up to speak at the Board of Trustees public hearing about the agenda items the Board will take up on June 26. The public hearing is on Monday, June 21. Anyone in the public may speak about any agenda item, as long as they have signed up by telephoning the Secretary of the Board of Trustees. We will have the agenda of the Board's June 26 meeting several days prior to the June 16 sign-up deadline. Because the University Faculty Senate Executive Committee is so concerned by what we are hearing about possible proposals, the UFS is calling a special meeting for the evening of Thursday, June 15. Earlier that day, the CUNY Council of Faculty Governance Leaders is meeting: that body comprises the chairs of all the faculty senates of CUNY plus the UFS Executive Committee.

President Kaplowitz said that she and the Chair of the Council of Chairs, Harold Sullivan, and the chair of the Budget Planning Committee, Ned Benton, have decided to propose to the Chairs and to the Senate that the two groups jointly call a meeting of the entire faculty on the morning of June 16. The purpose of this faculty meeting is to provide information about the Board's June agenda so that people who wish to speak at the public hearing may sign up to do so: one may speak for a maximum of three minutes or submit a written statement or do both.

Senator Gitter asked whether the Board is likely to be swayed by the testimony and whether their votes at the Board committee's approving these items for the agenda, should they do so, will mean that they will vote to approve them on June 26 no matter what people say at the hearing. President Kaplowitz said that is, of course possible but that when more than 100 faculty, including Professor Edward Davenport, then John Jay's Senate President, spoke in opposition to a restructuring of teacher education the Board did not approve the item. Also, the Board will be ratifying each college's retrenchment plan and if they oppose John Jay's plan, which is to not retrench anyone, we have to be positioned to be ready to testify in large numbers that we as faculty support the plan of the President of the College. More will be explained about this later (see agenda item #10.) She said the worst thing is to not be in a position to respond. We can always decide not to testify but unless we are ready to testify we will be unable to organize at the last moment.

The report is that the budget plan for the senior colleges of CUNY being developed right now by Governor Pataki, Senate Majority Leader Bruno, and Assembly Speaker Silver calls for an annual tuition increase of \$750 for undergraduates and of \$1750 for graduate and out-of-state residents (of whom John Jay has quite a large number). The idea is to call a meeting of the faculty to inform the faculty about what is on the Board's agenda. In this way faculty cannot later ask, with justification, why we did not inform them of what was being planned. Then if people want to speak or submit written testimony or not it is their choice.

A motion that the Senate call a meeting of the faculty jointly with the Council of Chairs for the morning of June 16 in Room 203T carried by unanimous vote.

4. Review of the history and role of the Faculty Senate and its relation to other Colleae and University bodies

President Kaplowitz gave a review of the Senate's history. A

Faculty Senate was first created at John Jay in the early 1970s (very differently structured than the current Senate) but was disbanded during the fiscal crisis of the mid-1970s when John Jay's existence was threatened. The Senate was created again in 1986 because the faculty decided it is important to have an official faculty body, where faculty could discuss issues as official representatives of their faculty colleagues.

The governance body of the College is the College Council, which has existed since the late 1960s: it has 56 members: 28 faculty, 15 students, 5 HEOs (higher education officers), 1 alumni/alumnae representative, 1 non-instructional staff, and 6 administrators (who are statutory members: the president, provost, vice president for student development, vice president for administration, dean of admissions and registration, and dean of graduate studies. (Four ex officio members can make motions but cannot vote: a member of the Faculty Senate; a member of the HEO Council; the business director; and the dean of undergraduate studies.)

The Faculty Senate is a deliberative and advisory body where issues can be considered from a faculty perspective. Any member of the faculty may submit agenda items and may attend Senate meetings and may participate in discussions. However, only Senate members may make motions and may vote.

The Faculty Senate comprises all the faculty members who are members of the College Council and also 15 faculty elected as at-large representatives by the entire faculty: the 15 at-large members are 13 full-time faculty elected by the full-time faculty and 2 adjunct faculty elected by the adjunct faculty.

Three years ago, the Charter of John Jay College was amended and as a result the Faculty Senate can now elect representatives to the College Council from among its at-large representatives. The amended Charter provides that each academic department has one seat on the College Council. The Senate may fill the remaining faculty seats from among its at-large members. Any seats unfilled by the Senate are allocated as a second seat to the largest academic departments in descending order of size.

The members of the Senate were directed to their copy of the Constitution of the Faculty Senate. The Constitution was written by Professors Robert Panzarella, Lawrence Kobilinsky, and James Malone, and was approved by the Faculty Senate and then ratified by secret ballot of the entire full-time faculty during the Spring of 1988: the faculty voted 168 to 10 to ratify the Constitution, which was a vote of support for the Senate, which had been in existence for two years.

The Faculty Senate Constitution was subsequently approved by the CUNY Board of Trustees when the John Jay Charter of Governance was amended to include the following language: "The Faculty Senate: The Faculty Senate shall meet at least once each semester during the regular academic year with the President of the College to discuss matters of particular concern to the teaching faculty" (Article III, Section 2). (All Charter amendments must be approved by the Board of Trustees: when this amendment was sent to the Board, the Board reviewed and accepted the Faculty Senate's Constitution and, in voting to approve the Charter amendment, agreed that the Faculty Senate is the voice of the John Jay faculty.) The Faculty Senate Constitution is printed in the John Jay Faculty Handbook.

It was noted that those elected to the College Council and to the Senate by their department are representing their department.

Some departments take positions and direct their department representative(s) to advocate and vote those positions. Other departments, on the other hand, leave it entirely up to their representative(s) to decide what position to take on each issue. But in either case, the person is representing his or her department.

But there are also the 15 at-large representatives to the Senate, who represent the faculty as a whole (and some of these 15 representatives are elected by the Senate to the College Council and represent the Senate on the College council). Each month a Senate meeting is scheduled shortly in advance of each College Council meeting so that if the Senate wishes to discuss items that are on the College Council agenda we may do so for the purpose of informing ourselves about faculty concerns and faculty perspectives (as well as about the concerns of other groups whose perspectives are represented either in reports or directly when they write to the Senate or when they come as invited guests to Senate meetings). Sometimes, as a result of the Senate deliberations, representatives report back to their department for further consultation and instruction and the department alters its position as a result of information or perspectives that emerged in the discussion.

In addition, the Senate frequently adopts a resolution and sends it to the College Council for action by the College Council. Or the Senate passes a motion or adopts a resolution and transmits it to the President of the College, or to the Provost, or to other members or organizations of the College, or to the University Faculty Senate, or to the Chancellor or to a Vice Chancellor, or to elected officials.

The Senate was referred to the "Preamble" of the Faculty Senate Constitution:

The Faculty of John Jay College of Criminal Justice, having been entrusted by the by-laws of The City University of New York with responsibility for policy relating to admission and retention of students, health and scholarship standards, attendance, curriculum, awarding of college credit, granting of degrees, and the conduct of educational affairs customarily cased for by a college faculty, hereby establishes the John Jay College of Criminal Justice Faculty Senate in order to provide a formal means of representing faculty concerns to the administration of the College and the University and to provide a democratic forum for the deliberation of such matters and other matters upon which deliberation by the academic community may contribute to the well being of the University and the society which sustains it and looks to it for enlightenment.

(Preamble, Faculty Senate Constitution)

It was noted that in writing the "Preamble," the authors of the Faculty Senate Constitution purposely included the language of the section of the CUNY Bylaws entitled "Duties of Faculty" (Section 8.6) because the duties and responsibilities and prerogatives of the faculty are not just what John Jay's Senate says they are but what the CUNY Board of Trustees states they are, which is what historically the role of a college faculty is:

The faculty shall be responsible, subject to guidelines, if any, as established by the board for the formulation of policy relating to the admission

and retention of students including health and scholarship standards therefor, student attendance including leaves of absence, curriculum, awarding of college credit, granting of degrees. It shall make its own bylaws, consistent with these bylaws, and conduct the educational affairs customarily cared for by a college faculty.

(CUNY Board of Trustees Bylaws, Section 8.6)

Furthermore, the Senate issues resolutions because the Faculty Senate is the official "voice of the faculty" of John Jay College except in those areas (terms and conditions of employment) where the Professional Staff Congress is the voice of the faculty: Senators were directed to Article I of the Faculty Senate Constitution:

"Powers of the John Jay Faculty Senate":

The John Jay College Faculty Senate shall serve as one of the bodies of the college in the shaping of academic and educational policies. The John Jay Faculty Senate shall concern itself with matters of teaching, scholarship, research and any and all other matters related to faculty concerns as part of the educational mission of John Jay College. The Faculty Senate, acting through resolutions voted upon, shall be considered the voice of the faculty when making recommendations to the college Council, to administrative officials, or to other components of the College and the University, consistent with C.U.N.Y. by-laws, the Professional staff Congress contract and academic freedom.
(Faculty Senate Constitution, Article I)

Examples were given of advisory positions the Senate has issued: letters to the CUNY Vice Chancellor of Budget about John Jay's inequitable underfunding; resolutions calling on City elected officials to restore the funding for the CUNY Police Cadet Program; a resolution to John Jay's administrators that computerized registration be accompanied by computerized checking and enforcement of prerequisites, etc.

President Kaplowitz noted that some of the Senate's successes are the establishment by the Chancellory this year of "Base Level Equity" -- by which empty but funded lines are redistributed among colleges -- after John Jay's Senate argued in quite a number of letters of which Senator Tom Litwack was the principal author -- that the inequitable funding of John Jay (and other colleges) must be remedied. She reported that just the previous day, Chancellor Reynolds said that base level equity will be embedded into the base budgets of the colleges. She thanked Senator Litwack for his brilliant work on this issue and the Senate applauded him.

Several people from outside John Jay have been guests of the Senate: Vice Chancellor for Budget Richard Rothbard, a year and a half ago; Vice Chancellor for Student Affairs & University Dean for Academic Affairs Elsa Nunez-Wormack in December; Vice Chancellor for Construction Emma Macari in March; and two weeks ago Assemblymember Scott Stringer (who represents the district that John Jay is in and is a John Jay alumnus) and Trustee Sandi E. Cooper, chair of the UFS.

Another important College body is the Council of Chairs, which is comprised of the chairs of all the academic departments, which currently number 20. Since the Senate's creation in 1986, the

President of the Senate has attended the meetings of the Council of Chairs. There has always been an excellent working relationship between the Faculty Senate and the Council of Chairs.

Another important organization is the PSC Chapter. Professor Haig Bohigian, who was a member of the Senate for many years, comes to the Senate when there are issues he wants to discuss with us.

The College P&B Committee makes personnel and budget recommendations to the President. A subcommittee is the Budget Planning Committee, chaired by Professor Ned Benton: the President of the Senate attends meetings of that committee.

A Council of HEOs (Higher Education Officers) was formed a few years ago and is headed by Marie Rosen, the publisher of "Law Enforcement News." The Student Council is elected by the students.

The University Faculty Senate has delegates from all CUNY colleges and the head of that body, currently Professor Sandi Cooper (History/CSI & GSUC) is the faculty trustee on the Board of Trustees.

5. Senate representation on the College Council

As explained, the Senate may fill as many as 8 faculty seats on the College Council from among the incoming at-large members of the Senate, although the Senate may choose to fill no seats.

In April, the Senate elected five of next year's at-large Senators to next year's College Council: Arlene Geiger, P.J. Gibson, James Malone, Karen Kaplowitz, and Daniel Pinello. This election must always take place prior to May 1 so that the academic departments can be informed by the Provost's Office by May 1 as to the number of College Council seats it has been allocated.

Since there are 20 departments and 28 faculty seats, and since five of those seats will be filled by at-large Senators, the three largest departments will each have two representatives, based on the following formula: the number of full-time faculty plus half the number of adjunct faculty as of the previous September 1.

6. Election of the Faculty Senate executive committee

a. President. Karen Kaplowitz was nominated and seconded. Vice President Blitz assumed the chair and invited further nominations. There being none, the Senate voted to close nominations. A motion was made for the Secretary to cast a ballot on behalf of the Senate. Karen Kaplowitz said that it is the recommendation of the Executive Committee and the practice during the past several years and her own request that voting be conducted by secret ballot: she said that the effectiveness of the Senate's officers is potentially weakened if there is no secret ballot and the converse is also true. Vice President Blitz distributed the ballots and instructed the Senators to write "yes," "no," "abstain," or the name of another member of the Senate. The vote was 30 yes, 0 no, 0 abstention.

b. Vice President. Michael Blitz was nominated and seconded. There being no further nominations, the Senate closed nominations. Voting was by secret ballot: 29 yes, 0 no, 1 abstention.

c. Recording Secretary. Edward Davenport was nominated and seconded. There were no further nominations. Voting was by secret ballot: 30 yes, 0 no, 0 abstentions.

d. Corresponding Secretary. James Malone was nominated and seconded. There were no further nominations. Voting was by secret ballot: 30 yes, 0 no, 0 abstentions.

e. Officers at Large (2). Jane Davenport and Daniel Pinello were nominated. Voting was by secret ballot: Jane Davenport 29 yes, 0 no, 1 abstention; Daniel Pinello: 27 yes, 0 no, 3 abstentions.

7. Report on the October 20, 1995, Criminal Justice Education Conference proposed by the Faculty Senate: Professor Eli Silverman, Coordinator of the Conference.

Professor Eli Silverman (Law, Police science, CJ Adm), the coordinator of the Criminal Justice Education Conference and chair of the conference's steering Committee, and Dean Barbara Price, a member of the conference Steering Committee, were introduced and welcomed.

President Kaplowitz explained that a year ago, at its May 24, 1994, meeting, the Faculty Senate voted to propose a conference on criminal justice education and to sponsor such a conference if the College supported the idea. A conference on this subject has never before been held in this country and the Senate thought that one should be and that John Jay is the appropriate place and sponsor.

The doctoral faculty and the master's degree faculty and the Council of Chairs all subsequently decided to co-sponsor the conference. The President and Provost were extremely supportive and enthusiastic and so a steering committee was put into place comprised of herself, as chair of the Senate; Dean Barbara Price, the head of the master's program; James Levine, executive director of the doctoral program; Harold Sullivan, chair of the Council of Chairs; Zelma Henriques and Edward Shaughnessy from the Senate; Robert Loudon, director of the Criminal Justice Training Center; Marilyn Lutzker; and John Kleinig.

The Steering Committee selected Professor Silverman to be the conference coordinator and he accepted the invitation and he has been doing a remarkable job. No one has any idea of the enormity of the work involved in putting on a conference except someone who has done it: she said we owe him our thanks and he is here to report to us on the conference.

Professor Silverman said he is very pleased to be invited and noted that he is a past member of the Senate. He congratulated the Senate for having proposed this conference. He said he wonders if any of the Senators had any idea of the tremendously positive and wide response that would be evoked by the announcement of the conference: he said none of the Steering Committee members anticipated such a response. He said that without the Steering Committee he could not have achieved what he has and he said he wants to especially acknowledge the incredible support of Karen Kaplowitz, the head of the Senate, and of Barbara Price, the Dean of Graduate Studies. He acknowledged also the tremendous help of two members of the Senate who are also his colleagues in the Department of Law, Police Science, and Criminal Justice Administration: Zelma Henriques and Chris Rashbaum. He said he thinks the conference should be an annual event and that in the future it should be a two-day or three-day

conference. The original expectation for the one-day conference was that there would be perhaps 25 people, mostly from CUNY. He noted his vivid memory of the very first telephone call he received inquiring about the conference: the call was from Oregon and the second call was from California. The tremendous response is from all over the country and from other countries.

He noted that the date of the conference, October 20th, is also the 50th anniversary of the United Nations, an event which will bring many people to New York and this occasion will be a draw for our conference. Professor Silverman reported that the Conference needs much volunteer help in these tight budgetary times. John Jay's Alumni Association has been very generous and has provided the funds for a luncheon. The Steering Committee has also arranged for Barnes & Noble Bookstore to sell t-shirts imprinted with "Conference on Criminal Justice Education" to help fund the event: the high quality (Champion) t-shirts sell for \$11.98 and B&N makes only one dollar on each and the conference makes \$3 on each.

Professor Silverman said that he and the Steering Committee believe that John Jay should parade itself and that John Jay has a lot to parade and so many of the presenters are John Jay faculty. He said that it has been an incredible experience for him to personally experience the tremendous respect that John Jay has throughout the country and internationally.

The Steering Committee has made the decision to not charge CUNY students or faculty or John Jay alumni/alumnae the \$45 conference fee which includes lunch (although if they want to attend the luncheon they will be charged \$15 for that). There will be a reception the night prior to the Friday conference and a reception at the conclusion of the conference, on the evening of Friday, October 20. He invited his colleagues to volunteer to help, especially at the time of the conference when help is needed to register people.

The keynote speaker is Professor Frank Cullen from the University of Cincinnati, who is the immediate past president of ACJS; someone from the New York State Office of Criminal Justice will also speak. At the luncheon, Professor Freda Adler, the president of the American Society of Criminology, will speak. Professor Emeritus Donal MacNamara will be honored: the head of John Jay's Alumni Association, George Abraham, will make the presentation. A list of the panels will be sent out in September: there will be four sessions of panels and during each session approximately eight panels will run concurrently. These four sessions are in addition to the plenary session, the lunch, and the receptions. There will also be a poster session and several round table discussions.

Senator Kinshasa asked whether the conference will have an international scope. Professor Silverman said it will and that there have been communications from Asia, from Europe, from Canada. In our original intentions, he added, we did not think this would happen and we did not represent or promote it that way but nonetheless there has been an international response. And some of the panels are entitled "International Perspectives."

Professor Silverman encouraged the faculty to bring their students and to urge their students to attend. John Jay students will not be charged for the conference and, in addition, they will be charged only \$8 for the lunch (not the \$15 that other CUNY students and faculty will be charged). He noted that many sessions lend themselves to extra-credit assignments: there are sessions on ethics, on criminal justice and the humanities, and on many other topics

appropriate for course assignments.

President Kaplowitz said that this conference has identified a need that none of us had really known existed. This is the first conference on criminal justice education and the response has been overwhelming, as Professor Silverman said. She added that she agrees that this should be an annual conference at John Jay.

Professor Silverman said it is amazing, at least to him, to learn what people are doing out there who do not feel connected to anyone else. People are doing very interesting, very innovative things and they want to share it. And John Jay is a wonderful avenue for them to share it.

Senator Guinta suggested, given the response and the need for an avenue to share ideas and projects, that a listserve be created on the Internet so that an electronic discussion group can be provided. President Kaplowitz said that is an excellent idea and an excellent segue to the next agenda item.

8. Proposed resolution: Resolved, That the Faculty Senate endorse studying the feasibility of a criminal Justice Education Center at John Jay; Senate President Karen Kaplowitz; Executive officer of the Ph.D. Program James Levine; Dean of Graduate Studies Barbara Price; Professor Eli Silverman, Coordinator of the Criminal Justice Education Conference

President Kaplowitz explained that one of the things a Center on Criminal Justice Education could do is to create and manage a listserve, offer symposia, etc. The cost of a center and the possible funding sources would first have to be explored but the four proposers wanted to know, before embarking on such a project, whether the Senate thinks the idea of such a Center has merit and is something the College should be doing. She said if we do have support and find this is something feasible, it would be wonderful to be able to announce at the October 20th conference that a Center on criminal Justice Education is being established at John Jay.

Senator Guinta moved to authorize further study of this very excellent idea and the development of a proposal for such a Center. The motion was seconded.

Vice President Blitz noted in support of the motion that we are about to begin the third year of John Jay's housing of the leading journal in this field, the Journal of Criminal Justice Education, which is published by ACJS and which Professor Dorothy Bracey edits.

By unanimous vote, the Senate approved a motion to support the development of a proposal for a center on criminal justice education at John Jay. The Senate thanked Professor Silverman for his work and applauded him.

9. Proposed resolution: Resolved, That the Faculty Senate co-sponsor with the Office of the Vice President for Student Development an Academic Orientation Day for entering freshman on Monday, August 28: Director of Freshman Programs Pat Sinatra

Director of Freshman Programs Pat Sinatra was welcomed. It was

explained that the freshmen have an orientation in May and June (and a smaller number attend orientation in July or in August) at which time their first semester courses are preprogramed. In May and June more than a thousand students and their parents attend orientation but by the time the semester starts much they have been told needs to be told again and with more emphasis on academic issues.

The fall semester classes start on Tuesday, August 29, and so she and President Kaplowitz came up with the idea of a jointly sponsored academic orientation for freshmen, conditional on endorsement by the Senate, on Monday, August 28. Vice President Roger Witherspoon has already been consulted and has given his endorsement. The idea is to hold an academic orientation in as close proximity as possible to the entering students' first day of classes so that they understand what is expected of them academically, so that they can be motivated and inspired to be serious about their studies, and so that they know what support services and options are available to them at John Jay. The goal is to have students who are more motivated and conscientious academically, so that they remain in college, and so they remain at John Jay, and ultimately graduate.

Director Sinatra said the purpose of the academic orientation would be to introduce students, through faculty presentations, specifically through presentations by the faculty coordinators of the majors, to the majors and programs we offer at John Jay and to inform them about the ways that the general or core requirements relate to the majors. Information would be provided also about the various tutoring programs so that students in developmental courses can sign up for tutoring early on.

Senator Malone moved that the Senate co-sponsor an Academic Orientation Day for Freshman on August 28. The motion was seconded and was approved by unanimous vote.

10. Proposed resolution authorizing the Senate's Executive Committee to determine the availability of faculty to serve on the Retrenchment Committee during the summer, if necessary, and to recommend faculty replacements to President Lynch for appointment to the Retrenchment Committee [Attachment A]

President Kaplowitz reported that John Jay is the only college in CUNY of which she is aware whose retrenchment plan [Attachment A] does not call for retrenchment. She said she has the retrenchment plans of the other colleges and they call for retrenching faculty and staff and at some colleges staff and faculty have not been reappointed in response to the budget situation. She said that at some colleges the dire budget situation has resulted in plans to close entire schools (such as the Nursing School at CCNY) and departments and degree programs (majors).

John Jay has an enviable and unique record of not firing people because of financial reasons. This record is the result of the leadership of President Lynch. The Senate endorsed this position in a unanimous vote six months ago when Governor Pataki released his Executive Budget. Each college was required to send a retrenchment plan to 80th Street by May 12.

The last paragraph of John Jay's plan says that the faculty on the Retrenchment Committee volunteer, if need be -- that is, if the final budget is worse than our retrenchment plan anticipates -- to work during the summer without compensation (faculty are not

permitted to work without compensation during annual leave **unless** we do so voluntarily) to work on a further plan. our retrenchment plan provides ways to cut \$3.4 million without firing anyone. But our fear is that 80th Street might reject our plan because John Jay's cut may be in excess of \$3.4 million although we think that is unlikely.

And so the faculty volunteered and recommended that President Lynch include that fact in the document, which he did. He was very appreciative of this offer by the faculty members of the Retrenchment Committee, who are: Luis Barrios, Ned Benton, orlanda Brugnola, Holly Clark, Robert Crozier, David Goddard, Mabel Gombs, Carol Groneman, Paula Humphries, Karen Kaplowitz, Richard Koehler, Susan Larkin, Tom Litwack, James Malone, Harold Sullivan, Jack Zlotnick.

President Kaplowitz explained that she and Professor Harold Sullivan, Chair of the Council of Chairs, met with President Lynch and made that offer on behalf of the committee's faculty members. But she and Professor Sullivan had also said that the faculty members want the Senate and the Council of Chairs to recommend, for his appointment, faculty to replace any faculty members who are unable to meet if and when the committee is called into session during the **summer** so that we have the full complement of faculty representation. President Lynch agreed to appoint those faculty we recommend to him in such circumstances just as he appointed those faculty we recommended to him when the committee was first formed.

The proposal on the agenda is to authorize the Senate's Executive Committee to ascertain which faculty are unavailable and to recommend faculty to be appointed by the President as their replacements should the committee need to meet during the summer. President Kaplowitz moved the resolution on behalf of the Executive Committee. Senator Litwack seconded the motion. The motion carried by unanimous vote.

Senator Gibson asked why the faculty at other CUNY colleges where retrenchment is taking place are so angry at us. She said it is almost as if they blame us for what they themselves are doing. President Kaplowitz said that by not retrenching we are showing that there are ways to make the budget cuts without firing people. Senator Gibson said that they should take that up with their colleagues and administrators rather than turn their anger on us. Senator Rubin noted that some colleges are using the budget to justify doing what they have long wanted to do. President Kaplowitz agreed and gave as examples the decisions of a number of colleges to close or shrink departments that offer remedial and development courses; to close SEEK Departments; to close the Physical Education Departments; several propose closing their nursing programs which are very expensive because of the laboratory work, small class sizes, and licensing and accreditation standards.

11. Invited Guest: Media specialist Tony Schwartz

Mr. Tony Schwartz was welcomed and introduced: he is a media specialist who received an honorary degree from John Jay in 1977 in recognition of the crucial role he played in John Jay's struggle to prevent the closing of John Jay College by the CUNY Board of Trustees (then called the Board of Higher Education) by educating the public through a media campaign about the College.

President Kaplowitz explained that the Executive Committee invited Mr. Schwartz to speak to the Senate because at the last

Senate meeting the Senate had been stunned by a videotape of an "Inside Edition" televised panel discussion of newspaper editors and publishers that revealed a virtually unremittingly negative and hostile view of CUNY. She described Mr. Schwartz as an internationally renowned and honored media specialist. He wrote The Responsive Cord (1973) and Media: The Second God (1983), which has a chapter about the John Jay campaign. He has created more than 20,000 radio and television spots for products, political candidates, and non-profit public interest groups. From 1945-1976 he created and produced a weekly radio program on WNYC AM and FM. He shared the Schweitzer Chair at Fordham University with Marshall McLuhan. He has been a visiting professor at Harvard University's School of Public Health, teaching physicians how to use media to deal with public health problems and has taught at New York University, Columbia, and Emerson. Mr. Schwartz has created the media campaigns of more than 200 candidates, including the winning 1976 presidential campaign of Jimmy Carter, the 1964 presidential campaign of Lyndon B. Johnson, the campaigns for the United States Congress of Daniel Moynihan (New York), Edward Kennedy (Massachusetts), Andrew Young and others. He has won numerous awards, including: the 1990 International Radio Festival Award for the World's Best Public Service Radio Ad (about drinking and driving); the Prix Italia for Best Documentary; First Place four times in the Cannes Film Festival for commercials; First Place in the Venice Film Festival; and the Academy Award twice for Best Short Subject. His public interest campaigns have been in the areas of tobacco smoking, AIDS, nuclear armaments, drunk driving, fire safety, and higher education.

Mr. Schwartz distributed copies of the chapter in Media: The Second God about his media campaign to save John Jay. He recalled that when he heard in 1976 that the CUNY Board was closing John Jay, he called then Vice President Dick Ward, whom he had met when Don Riddle was president of the College, and offered to conduct a media campaign to save the College.

Kr. Schwartz asserted that no CUNY college teaches students, in media courses, how students can use the media for issues that concern them. He said that demonstrations and protests not only don't work but can harm one's cause: he held up a "Daily News" photograph of demonstrators against the budget cuts holding signs reading "John Jay College to Pataki: Drop Dead" and "John Jay College to Giuliani: Drop Dead." He said that is not the way to change minds.

First Mr. Schwartz played a recording of Edmund Carpenter, one of the world's leading anthropologists, which began with the statement: "In primitive cultures, shame is the primary means of social control." Mr. Schwartz said that shame worked in pre-print cultures because word of mouth could get around the community in an hour or two or a day and a person who did something that the community felt was shameful had to do one of three things: change their behavior, flee, or commit suicide. He said he is not advocating suicide but he is advocating shaming politicians.

To illustrate he played a commercial he created to save John Jay: "Did you ever wish there was some way to check on whether politicians keep their promises? In their last campaign, both Mayor Beame and Governor Carey promised to fight crime. To fight crime. That was the promise. And today we can check that promise in a very real way. The Board of Higher Education is planning to close John Jay College of Criminal Justice, the best crime fighting school in the country and the school that trains over 4,000 of the policemen we still have left. Will Mayor Beame and Governor Carey speak to the members of the Board of Higher Education, which they appointed, and

ask them to save John Jay? Or will the Governor and the Mayor forget about their promises to the public about crime and let John Jay die? Paid for by Concerned Citizens who support John Jay College of Criminal Justice."

Mr. Schwartz reported that within an hour of airing that spot he had a deputy mayor sitting in his office, saying the Mayor wants the spot off the air. The next morning he had a visit from the Governor's assistant saying the Governor wants the spot taken off the air. He said his response was that the Mayor and Governor can get the spot taken off by saving John Jay. A few days later Chancellor Kibbee came to see him and said he was saving John Jay and the spots were no longer necessary but Mr. Schwartz said his reply was that they would be taken off only after the Board voted to keep the College open. Chancellor Kibbee told him that he changed his mind about John Jay when upon leaving 80th Street he would get into taxis and the drivers, not knowing who he was, would ask him whether John Jay would be saved: he knew then that this must be something that everyone was concerned about.

Mr. Schwartz said that since the issue now is cuts in funding to higher education, he wanted to play a commercial he made for the Action Committee for Higher Education Against the Reagan Cutbacks: "President Reagan, How would you like to make a 2,000% profit on every dollar the government invests? Well, your economists are throwing away hundreds of billions of dollars. Yes, hundreds of billions of dollars by cutting back on student loans. They seem to think that education costs what every college student, even those not studying economics, knows -- that education repays. The average college graduate earns \$300,000 more in his worklife than a high school graduate does. The taxes that are paid on this income, directly and indirectly, would bring the government a profit of hundreds of billions of dollars. That's better than any other investment anyone could make. President Reagan, don't let your economic advisors make you look penny-wise and pound foolish. Student loans are a small, temporary investment that pay back hundreds of billions of dollars. Tell your advisors that education doesn't cost us money. It pays."

In Massachusetts, the president of Williams College came to ask Mr. Schwartz's help because Massachusetts was losing 10,000 students a year because of the Federal cutbacks to education. The first year he made 10 or 12 commercials for the Association of Independent Colleges and Universities of Massachusetts and the association raised \$25,000 to pay for the media time. The first year, \$34 million in student aid was added to the budget. Mr. Schwartz then insisted that the association give him \$10,000 more for air time to run a thank you commercial. He said no campaign was needed for the second year and instead he made the thank you commercial and mailed it in advance to the legislators and governor. That second year \$50 million in student aid was allocated. The same approach was used each year and the third year \$55 million was allocated, the fourth year \$79 million, the fifth year \$84 million.

He said that as educators we have to inform the public that we established a free public school system in this country in order to have an educated farm force. We established a free high school system in order to have an educated industrial force. In today's world, in a high tech and information society we have to have a free college system in order to have an educated workforce to compete with other countries and societies.

He said lobbyists go to elected officials and tell them what

they need and nothing comes of that. What does work is using media to make the needs public and then the elected officials have to face the public at election time and at other times. He said that the difference between what a high school graduate earns and a college graduate earns and the taxes paid on that difference is a huge return on money invested in education and would be a huge return even if college were free. He said if everyone who spent a dollar for bus or subway fare to demonstrate against the budget cuts were to put that dollar into a media campaign the result would be far more significant and there would not be the negative backlash created by photographs such as the one in the "Daily News." He said John Jay should take leadership in this because John Jay has experience doing just that.

Senator Rusch asked Mr. Schwartz if he is the same Tony Schwartz who made a wonderful record a number of years ago called "New York 19." Mr. Schwartz said yes and added there is another Tony Schwartz, who was named after him because the father listened to his WNYC radio program; that Tony Schwartz just wrote What Really Matters.

Senator Litwack noted that the situation is different from 1976 because CUNY as a whole is being targeted rather than John Jay. He asked how John Jay raised the money in 1976. Mr. Schwartz said he bold Vice President Dick Ward to get a group of people together to raise money by asking each faculty and staff member to contribute \$25 to pay for the air time. He said that the money that people contributed paid phenomenally because it made John Jay so well known that the tuition brought in by the additional students that resulted added hundreds of thousands of dollars to the College's budget. Senator Litwack said that, in other words, we need to raise money from the faculty and staff at all the colleges. Mr. Schwartz said that if every faculty and staff member of CUNY contributed \$25 there would be enough for a media campaign.

President Kaplowitz asked what the next step should be and he said a committee should be formed with a commitment to do media work. President Kaplowitz said the Faculty Senate executive committee would make an appointment with him to discuss this more fully. She also suggested that this is really a matter for the University Faculty Senate since this is, as Senator Litwack has noted, a CUNY-wide issue, and said she would immediately bring the issue to the UFS executive committee, of which she is a member.

Mr. Schwartz was thanked for coming to the meeting and left amid the applause of the Senate.

The meeting was adjourned at 5:30 PM.

Respectfully submitted,

Edward Davenport
Recording Secretary

Retrenchment Plan of John Jay College
sent by Pres. Lynch to Chancellor
Reynolds, with cover letter dated
May 11, 1995

ATTACHMENT A

John Jay College of Criminal Justice
Academic Year 1995-96

I. Saving Target For Retrenchment Plan

The College estimates, as a worst case scenario, that it will have to achieve savings in FY95-96 of \$3.4 Million (M). The College's major assumptions are that the Governor and the State Legislature will agree upon a budget which for CUNY:

- A. Includes a \$46M lump sum reduction, which the University will apportion to Senior Colleges in the proportions shown in Vice Chancellor Rothbard's memorandum to College Presidents of 2/10/95. John Jay's assumed share = \$2.4M.
- B. Is based upon an assumption that there will be an increase in tuition in some amount; and, that whatever this amount is, The Board of Trustees of The University will reduce it by \$200 per year by requiring the Senior Colleges to absorb additional reductions which are equivalent to \$200 in tuition revenue; and, that the University Budget Office (UBO) will apportion these reductions in proportion to each Senior College's percentage of the FY94-95 base budget allocation. John Jay's assumed share = \$1M

II. Actions College Has Taken And Will Take, As Necessary, To Produce \$3.4M In Savings for FY95-96

- A. Savings from Sustained Freeze On Spending in FY94-95 = \$1.4M

The President implemented and has enforced a "hard freeze" on College spending since mid-December 1994. Under this freeze, when full time or part time personnel attrit, they are not replaced (except that attrited full time or Adjunct teaching faculty are always replaced by Adjunct faculty). Similarly, all purchasing of goods or services is prohibited except as necessary to address matters of health and safety; support directly classroom teaching; or, sustain other operations at their minimal level. Only the President may grant exceptions to these conditions.

The Presidentially-imposed spending freeze at John Jay pre-dates and post-dates the freeze imposed by UBO during this fiscal year. That is, the President put the freeze into place before Vice Chancellor Rothbard imposed the University-wide freeze. And, although John Jay's "revised" financial plan (a condition for obtaining UBO relief from the freeze) was among the first approved by UBO, the President has not lifted any aspect of the freeze to date, nor does he intend to do so prior to the end of the fiscal year.

The above actions have produced substantial savings. This year, providentially, the University is in position to implement a statutorily-based mechanism which will permit certain Senior Colleges to "carry over" savings earned in one fiscal year, so that they may be expended in a future year. To qualify for such "carry over", a College must exceed its revenue goal. This year, for the seventh consecutive year, John Jay will exceed its revenue goal. John Jay estimates, and UBO staff confirm, that John Jay will have available for "carry over" into FY95-96 savings in excess of \$1.4M. For University-wide policy reasons, however, as announced on April 28, 1995 by Vice Chancellor Rothbard to a meeting of all Senior College Vice Presidents for Administration/Finance, there will be limitations placed on the maximum amount which individual Colleges may "carry over". The maximum amount established for John Jay College is \$1.4M

B. Early Retirement Initiative = \$.5M

This estimate is based upon the number of persons who currently have declared their intentions; the application of the savings methodology published by University Budget Officer Brabham in her memorandum of 5/5/95 to all College Presidents, including the further reduction of the savings estimate to reflect the policy of replacing all attrited teaching faculty with teaching Adjuncts; and, a final assumption that prior to the implementation date for ERI, the number of current declarants who change their mind will be replaced by a number of "new" declarants with an equivalent amount of ERI-generated savings.

C. Reduction of ECP/REM Executives = \$.3M

In addition to item B above, the College will in FY95-96 reduce without replacement, its complement of officials who are members of the Executive Compensation (ECP) or who receive a "REM". The savings estimate includes fringe benefits, similar to the UBO methodology for ERI attrition.

D. Extension of "Hard Freeze" on Personnel Replacements = \$.8M

If necessary, the College intends to extend throughout FY95-96 its prohibition against replacing any full time or part time faculty or staff who attrit, except that full time teaching faculty and teaching Adjuncts who attrit would be replaced by teaching Adjuncts. If implemented throughout the year, the College believes the \$.8M estimates for savings from this source is conservative.

E. Extension of "Hard Freeze" on Purchases = \$.4M

If necessary, the College intends to extend throughout FY95-96 its prohibition against the purchase of goods and services except as required to address matters of health and safety; provide support to classroom teaching activities; or, provide support to enable all other operations to function at minimal levels. Savings would be generated through reductions in telephone, postage, printing and other administrative support activities. If implemented throughout the year, the College believes the \$.4M estimate of savings from this source to be conservative.

F. Total of Savings Categories Described Above = \$3.4M

111. Other Factors Not Considered

Please note that the estimates described above do not include any projected monies which the College could receive by exceeding its revenue collection goal for FY95-96, nor do the estimates include any funding from the expected implementation, in some form, of the University's Base Level Equity initiative.

With respect to revenue overcollection, the College is highly confident, based upon its previously described record of exceeding its revenue goal for seven consecutive years, and based upon the number of applications it now has in hand for the Fall 95 semester, that it will be eligible for revenue overcollection monies in FY95-96. That is, assuming a tuition increase which falls anywhere within the range of increases suggested by the Governor and by the New York State Assembly, the College is highly confident that it can increase its Full Time Equivalent Student enrollment by at least **2.5%** in FY95-96. Thus, absent a revolutionary change in the University's policy and practices for establishing Senior College revenue goals, John Jay will be eligible for significant amounts of revenue overcollection funds in FY95-96.

With respect to Base Level Equity, a Council of Presidents Committee (chaired by President Goldstein of Baruch College) examined this issue and concluded that John Jay College is the most disadvantaged Senior College in terms of the University's allocation of both full time teaching and full time non-teaching positions. The Committee, in its report to the Chancellor dated December 21, 1994, made both short term and long term recommendations and stated that "the ultimate objective of reallocation is to make more equitable the distribution of full time positions among the senior colleges" (emphasis is the Committee's). Assuming even partial implementation of the Committee's recommendations in FY95-96, the impact upon John Jay's budget in FY95-96 would be an influx of hundreds of thousands of dollars.

IV. The Future

The members of the John Jay College Retrenchment Committee stand ready to consider additional actions (e.g. increasing average class size; eliminating functions and positions) in the event that the budgetary reductions imposed upon the College in FY95-96 exceed \$3.4M; and, in the event that the College is not permitted to offset any of these additionally imposed reductions by applying funds it fully expects to generate by exceeding its revenue goal in FY95-96; and, in the event the University elects not to implement in any form in FY95-96, any of the recommendations of the Council of Presidents Committee on Base Level Equity. If all the above conditions obtain, the members of the Retrenchment Committee concur that they will meet to develop recommendations for my consideration for a revised plan to be submitted by whatever deadline the University establishes. Under these circumstances, if the above conditions obtain after the College's date of Commencement, the full time faculty members of the Retrenchment Committee agree to execute their Committee responsibilities on whatever schedule is required, and to do so without additional pay.