

## Faculty Senate Minutes #215

### John Jay College of Criminal Justice

May 23, 2001

3:15 PM

Room 630 T

**Present (28):** Luis Barrios, Orlanda Brugnola, James Cauthen, Elsie Chandler, Leslie Chandrakantha, Edward Davenport, Jane Davenport, Kirk Dombrowski, P. J. Gibson, Betsy Gitter, Amy Green, Maki Haberfeld, Ann Huse, Karen Kaplowitz, Kwando Kinshasa, James Malone, Peter Mameli, Evan Mandery, Lorraine Moller, Daniel Paget, Helen Ramsaran, Laura Richardson, Rick Richardson, Jodie Roure, Ellen Sexton, Robin Whitney, Agnes Wieschenberg, Liza Yukins

**Absent (10):** Edward Green, Lou Guinta, Maqsood-Uddin Kadir, Sandra Lanzone, Gavin Lewis, Dagoberto Orrantia, Carmen Solis, Davidson Umeh, Margaret Wallace, Susan Will

1. Welcome & introduction of the 2001-2002 Senators
2. Announcements from the chair
3. Adoption of Minutes #214 of the May 4, 2001, meeting
4. Review of the history and work of the Faculty Senate
5. Update on the John Jay budget situation: Professor Litwack & President Kaplowitz
6. Election of the Faculty Senate Executive Committee
7. Election of 1 Faculty Senate *ex officio* member of the College Council
8. Election of the chair of the Faculty Senate's Fiscal Advisory Committee
9. Recommendations for the chairs of the Middle States self-study committees
10. Report about the May 9 College Council meeting
11. Report & Discussion about John Jay's B&N Bookstore

#### **1. Welcome & introduction of the 2001-2002 Senators**

The members of the 2000-2001 Faculty Senate were welcomed and introduced. Senate members serve a one-year term.

#### **2. Announcements from the chair**

*Vice President Amy Green* announced that Senator P.J. Gibson has been selected by the

Women's Studies Committee to be the literary lecturer for the next Women's History Month celebration in March 2002. President Kaplowitz congratulated the newly elected at-large faculty members on the 2001-2002 College Personnel & Budget (P&B) Committee, whose election by the full-time faculty had just been certified: Andrew Karmen, Kwando Kinshasa, and James Malone. Senator James Malone said that he feels it is incumbent upon him to report that John Jay College is respected widely in the University because of the work of our Senate President, Karen Kaplowitz, both for her work on John Jay's Faculty Senate and on the University Faculty Senate. The Senate applauded Karen Kaplowitz.

President Kaplowitz announced the formation of a new Admissions Committee for the College's BA/MA Program: Professors Anna Goldoff and Carmen Solis and Dean James Levine.

President Karen Kaplowitz reported that having been re-elected last year to a second two-year term as Treasurer of the University Faculty Senate (UFS) she will, thus, continue to be an officer of the UFS and a member of the UFS Executive Committee. The other UFS officers who continue their 2-year terms are: Bernard Sohmer (CCNY), chair; Cecelia McCall (Baruch), vice chair; Susan O'Malley (KCC), secretary. The five at-large executive committee members elected at the UFS Plenary on May 15 are: Lenore Beaky (LaGCC), Martha Bell (Brooklyn), Sandi Cooper (CSI), Anne Friedman (BMCC), and Manfred Phillip (Lehman).

On May 15, Professor Harold Sullivan, Government Department, was re-elected as the 2001-2002 Chair of the Council of Chairs. Also elected to the executive committee of the Council of Chairs are Professors Ned Benton, Michael Blitz, and Robert Crozier.

Faculty are invited to attend the fifth annual student academic awards ceremony on May 29, which will honor students whose academic achievements and accomplishments merit celebration, including the recipients of the first annual Faculty Senate *CUNY BA* Outstanding Scholar Awards. Professor Michael Blitz (English/TSP) will read a poem he has been asked to write for the occasion.

President Lynch will honor the two honorary degree recipients, Douglas Lucas and Patricia Williams, at a dinner in his office the evening prior to commencement. *Also* invited to the dinner are those individuals who nominated the honorary degree recipients as well as the members of the Committee on Honorary Degrees and the president of the Faculty Senate. The Honorary Degree Committee members are: Professors Lotte Feinberg (chair), Todd Clear, Jannette Domingo, Lotte Feinberg, Elizabeth Hegeman, Jack Jacobs, Jerry Markowitz, and Maria Volpe.

### **3. Adoption of Minutes #214 of the May 4 meeting**

By a motion duly made and carried, Minutes #214 of the May 4, 2001, meeting were adopted.

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

The first Faculty Senate was 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 critically important to have an official faculty body, so that faculty can discuss issues as official representatives of their faculty colleagues.

In addition, the College's governance body is the College Council, which has existed since the late 1960s: it now 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. (In addition, 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 [associate provost].)

The Faculty Senate comprises all the faculty members who are members of the College Council and also the 17 faculty elected as at-large representatives to the Senate by the entire faculty: the 17 at-large representatives comprise 13 full-time faculty elected by the full-time faculty and 4 adjunct faculty elected by the adjunct faculty. The Senate is a deliberative and advisory body which considers issues from a faculty perspective. Any faculty member may submit agenda items, attend Senate meetings, and participate in discussions. However, only Senate members may make motions and may vote.

Nine years ago, the Charter of John Jay College was amended and, as a result, the Faculty Senate may elect representatives to the College Council from among its 17 at-large representatives. The amended Charter provides that the 28 faculty seats on the 56-member College Council shall be allocated as follows: "Each academic department shall be allocated one seat and the remaining seats shall be allotted according to any method duly adopted by the Faculty Senate" (1.3.a). The Senate, thus, may fill up to 8 of the 28 faculty seats on the Council from among the incoming at-large members of the Senate, although the Senate may choose to fill fewer than 8 seats. Any seats unfilled by the Senate are allocated as a second seat to the largest academic departments.

In April, the Senate elected seven of its 15 at-large members of next year's Faculty Senate as representatives on the 2001-2002 College Council: Professors Orlanda Brugnola, Edward Green, Karen Kaplowitz, Laura Richardson, Rick Richardson, Carmen Solis, and Agnes Wieschenberg. (This election must take place prior to May 1 so the academic departments can know whether any have been allocated a second College Council seat; this year the Department of English thus received a second seat.)

In the Spring of 1988, the Constitution of the Faculty Senate was ratified by secret ballot of the entire full-time faculty: the vote was 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 received 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 the Faculty Senate's Constitution and, in voting to approve the Charter amendment, implicitly agreed that the Faculty Senate is the voice of the John Jay faculty, as stated in the Faculty Senate Constitution.) A copy of the Senate's Constitution can be found in the John Jay Faculty Handbook as well as online at the Senate's homepage, which can be found by going to the John Jay College website.

Each month a Senate meeting is scheduled prior to the College Council meeting so the Senate may discuss items on the College Council agenda for the purpose of informing itself 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 attend Senate meetings).

In addition, the Senate frequently adopts resolutions and sends them to the College Council for action by the Council. The Senate also adopts resolutions for transmittal to the President of the College, to the Provost, to other members or organizations of the College, to the University Faculty Senate, to the Chancellor, to Vice Chancellors, to the CUNY Board of Trustees, and to elected officials.

The "Preamble" of the Faculty Senate Constitution states:

"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 cared 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)

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, 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 the role of a college faculty historically 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)

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: Article I of the Faculty Senate Constitution: "Powers of the John Jay Faculty Senate" states:

"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 of Senate advisory positions include letters to the CUNY Chancellor, Vice Chancellors and Trustees about John Jay’s inequitable underfunding and resolutions to John Jay’s administrators calling for computerized registration to be accompanied by computerized checking and enforcement of prerequisites.

During the past years, several people from outside John Jay have been guests of the Senate, some of whom have been guests several times:

- Chancellor Matthew Goldstein
- Interim Chancellor Christoph Kimmich
- Chancellor W. **Ann** Reynolds
- Executive Vice Chancellor for Academic Affairs Louise Mirrer
- Senior Vice Chancellor and Chief Operating Officer David Freed
- Vice Chancellor for Construction & Buildings Emma Macari
- Vice Chancellor for Academic Affairs Richard Freeland
- ◇ Vice Chancellor for Budget Richard Rothbard
- Vice Chancellor for Student Affairs & University Dean for Academic Affairs Elsa Nunez
- CUNY Budget Director Ernesto Malave

Several members of the *CUNY* Board of Trustees have also been invited guests of the Senate during recent years:

- Trustee Jeffrey Wiesenfeld
- Trustee John Morning
- Trustee George Rios
- Trustee Jerome Berg
- Trustee Michael Crimmins
- Trustee Kay Pesile
- Trustee Sandi Cooper

Other guests of our Faculty Senate, during recent years, have been elected officials of the City and of the State:

- *NYS* Assemblymember Denny Farrell
- ◇ *NYS* Assemblymember Scott Stringer
- ◇ *NYS* Assemblymember Edward Sullivan
- *NYS* Assemblymember Richard Gottfried
- ◇ *NYS* Assemblymember (and later *NYS* Senator) Larry Seabrook
- *NYS* Senator Catherine Abate
- *NYS* Senator Franz Leichter
- ◇ Manhattan Borough President C. Virginia Fields

Another important College body is the Council of Chairs, which comprises 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.

Also important is the PSC Chapter, chaired by Professor Haig Bohigian, who meets with the Senate when there are issues of relevance to both organizations.

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 Faculty Senate attends meetings of both the Budget Committee and the Budget Planning Committee.

The University Faculty Senate comprises delegates from all CUNY colleges. John Jay's 2001-2002 UFS delegates are Professors Haig Bohigian, Jane Davenport, Karen Kaplowitz, Sandra Lanzone, Rick Richardson, and Maria Rodriguez. Professors Ned Benton and Edward Davenport are John Jay's two alternate delegates.

Additional Senate responsibilities include recommending honorary degree candidates and, since 1988, sponsoring the Better Teaching Seminars.

#### **5. Update on the John Jay budget situation: Professor Litwack & President Kaplowik [Attachment A]**

Professor Tom Litwack, the chair of the Senate's Fiscal Advisory Committee, reported on some hopeful news after having reviewed the College's budget situation. He said this year the College has cut its expenditures by \$2 million through attrition of faculty and staff. He spoke about the Senate's request that the Chancellor allocate half the revenues from the Phase II rental property, while we are awaiting the construction of Phase II, to John Jay to help the College cope with its serious financial problems.

At our last Senate meeting, on May 4, the Senate again met with University Budget Director Ernesto Malave, and made the case for giving half of the Phase II rental revenues to the College and Director Malave has since said he would support this proposal.

In light of this support from the CUNY Budget Director, the College has determined that it looks likely that we can rehire 20 full time substitute faculty next year. Professor Litwack said that he is confident that once CUNY develops an allocation model for the senior colleges and runs the numbers, it will show what John Jay's Faculty Senate has been arguing for many years, that John Jay is seriously underfunded in comparison to the other senior colleges.

Senator James Cauthen asked whether the consultants who had drafted the new funding model were the same consultants who have recommended that different colleges faculties be funded differently. Professor Litwack said yes, the consultants had recommended that colleges with different programs in different fields should be funded differently based on a model prioritizing certain fields of study. President Kaplowitz said the faculty committee with which the consultants consulted, the University Faculty Senate Budget Advisory Committee, has argued vigorously, and she believes, convincingly, that that proposal be abandoned.

Senator Jane Davenport asked whether the consultants had been made aware that the faculty at

CUNY are unionized and that faculty salaries cannot be regulated in the way proposed. Professor Litwack said that a model does not have to result in differential pay for faculty in different disciplines,

Professor Litwack proposed that he and Karen Kaplowitz write to CUNY Budget Director Malave as soon as possible to express the Faculty Senate's appreciation to him.

A motion was made authorizing President Kaplowitz **and** Professor Litwack to write CUNY Budget Director Ernesto Malave immediately on behalf of the Senate to thank Director Malave for meeting with the Senate earlier in the month and for supporting the idea of allocating half of the Phase II rental revenues to John Jay because of the College's fiscal difficulties [Attachment A],

#### **6. Election of the Faculty Senate Executive Committee**

Nominations for each position were opened and votes were cast for each position by secret written ballots. The election results are:

- a. President:** Karen Kaplowitz
- b. Vice President:** Amy Green
- C Recording Secretary:** Edward Davenport  
**Co-Recording Secretary:** James Cauthen
- d. Corresponding Secretary:** Kirk Dombrowski
- e. Officer At-Large:** Kwando Kinshasa
- f. Officer At-Large:** Carmen Solis

#### **7. Election of 1 Faculty Senate *ex officio* member of the College Council**

As provided by the Charter of Governance of John Jay College, the Faculty Senate may elect an *ex officio* member of the College Council. The Senate elected Vice President Amy Green, who is not a member of the College Council, to be the Senate's *ex officio* member.

#### **8. Election of the chair of the Faculty Senate's Fiscal Advisory Committee**

The Senate re-elected Professor Tom Litwack to continue serving as the chair of the Faculty Senate's Fiscal Advisory Committee and expressed its appreciation for the superb work he has been doing in this capacity.

#### **9. Recommendations for the chairs of the Middle States self-study committees**

The Senate has been asked, as has the Council of Chairs, to recommend faculty and staff to serve as chairs of the Middle States re-accreditation self-study committees.

Other than the committee chairs, membership on the committees will be open to faculty and staff who volunteer for a committee or committees they are interested in serving on, according to Provost

Wilson and Dean of Planning Rubie Malone.

The Faculty Senate and Council of Chairs leadership in consultation with the College Administration have agreed to the following principles:

First, the Self-study Committee chairs shall not be individuals who are on the Executive Compensation Plan (and who, thus, serve at the pleasure of the President). Second, the Executive Committee of the Middle States Steering Committee shall comprise an equal number of tenured faculty, with vote, and administrators, with vote. The Executive Committee and the ten (10) self-study committee chairs shall together comprise the Middle States Self-study Steering Committee, to be chaired by Dean of Planning Rubie Malone (who shall be one of the administrators on the Executive Committee).

The following are the 10 Self-study Committees for which the Senate is being asked for recommendations for chairs:

1. Missions and Goals; Institutional Integrity
2. Governance, Organization, and Administration
3. Students/Support Services; Catalogs/Publications
4. Faculty Research and Scholarship
5. Educational Programs, General Education, and Graduate Education
6. The Library and Technology
7. Institutional Effectiveness and Outcomes; Institutional Renewal
8. Specialized Educational Activities: International Programs, Training, and Service
9. Facilities, Equipment, and Other Resources
10. Planning, Budgeting, and Resource Allocation

President Kaplowitz asked for volunteers and/or nominations for chairs of the 10 Middle States Self-study Committees. She explained that the ten Committee reports would eventually be redacted, presumably by the College's Middle States Executive Committee, after which the College would receive a site visit from a team of external evaluators, who would have read the College's self-study and who will then write their own report. The Middle States Commission will decide whether the College is re-accredited, receives conditional re-accreditation, or is denied re-accreditation. If the College receives re-accreditation there will be another self-study by the College five years later and an appraisal by Middle States of the extent to which the College followed the recommendations of the Middle States Commission.

Senator Betsy Gitter said that having been involved in two Middle States re-accreditations of John Jay College, including as self-study committee chair, she can report that the position of self-study committee chair is, in fact, a very interesting and important position, that she herself had served as one in her first year at the College, and that chairing a self-study committee is a good way to fight for things one may want to see changed at the College. Service on these committees is a way to help shape the future of the College over the next 10 years, she noted. The Senators recommended individuals for consideration for chairs for each committee by submitting written nominations.

#### **10. Report about the May 9 College Council meeting**

President Kaplowitz reported on the issue of the John Jay bookstore, which the Faculty Senate



had placed on the agenda of the May 9 College Council meeting. She said that when Mr. Chris Peterson, the College Division director of B&N who came from Pittsburgh to speak at the College Council, began blaming the faculty for problems at the bookstore, saying the faculty do not get their book orders in on time, Senator Betsy Gitter questioned him with relentless logic until he finally admitted that John Jay faculty are well within the norm in terms of handing in book orders in a timely way.

President Kaplowitz also reported that she had asked Mr. Peterson for a definition of “on time” and questioned whether it is true, as she had recently heard, that the deadline for book orders the Fall semester had been April 1. He had responded that he did not have his notes with him and could not respond to such a specific question but that such a date was possible. President Kaplowitz said she then pointed out that no faculty had been told of this date and so, of course, faculty did not have their orders in “on time,” especially because the date is unnecessarily and arbitrarily early, as far as the faculty are concerned.

#### **11. Report & Discussion about John Jay’s B&N Bookstore**

After the report about the College Council discussion about John Jay’s B&N Bookstore, the Senate discussed the Auxiliary Services Corporation, which issues the bookstore RFP to vendors and negotiates and approves the contract with the selected vendor. It was suggested that it is a conflict of interest for a member of the Auxiliary Services Corporation to also be an employee of the Bookstore as one (student) member of the Auxiliary Services Corporation was last year and is scheduled to be next year. President Kaplowitz was directed to ascertain whether this is, in fact, a conflict of interest. Senator Liza Yukins and Senator Kwando Kinshasa both criticized the fact that our College bookstore is not an educational or intellectual or scholarly bookstore, saying that it should be more so.

President Kaplowitz said the UFS Executive Committee is collecting information about the bookstore contracts at all the other *CUNY* colleges and that can be a basis for further discussions of our John Jay contract.

By a motion duly made and carried, the meeting was adjourned at 5 PM.

Respectfully submitted,

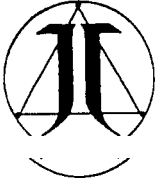
Edward Davenport  
Recording Secretary

&

James Cauthen  
Co-Recording Secretary

&

Amy Green  
Vice President



JOHN JAY COLLEGE OF CRIMINAL JUSTICE

*The City University of New York*  
445 West 59th Street, New York, N.Y. 10019  
212 237-8000 / 8724

May 25, 2001

Mr. Ernesto Malave  
University Budget Director  
The City University of New York  
535 East 80 Street  
New York, NY 10021

Dear Mr. Malave,

Thank you again for meeting with our Faculty Senate on May 4. Also, we understand from Vice President Robert Pignatello that at his subsequent meeting with you, you expressed support for our request that a significant portion of the lease revenues from the Phase II site be given or credited to the College next year to enable John Jay to meet essential operating needs and to hire full-time faculty (on substitute lines) for the 2001-2002 academic year; and, further, that you re-stated your willingness, which you had expressed to our Faculty Senate when you met with us on May 4, to try to find funds to enable John Jay to sustain its Library collection during this period of severe fiscal constraints for the College.

On behalf of – indeed, at the unanimous direction of – the John Jay Faculty Senate at our meeting of May 23, we are writing now to thank you, most sincerely, for your expressions of support for John Jay, both to our Faculty Senate during your visit with us and to Vice President Pignatello.

Everyone on the Faculty Senate agreed that our meeting with you was an excellent one, one which we enjoyed and appreciated greatly, and we hope very much that you will accept our invitation to meet with us again during the next academic year.

In the meantime and, again, on behalf of John Jay's Faculty Senate, we wish you an enjoyable and rewarding summer.

Yours very truly,

Karen Kaplowitz  
President, Faculty Senate

Torn Litwack  
Chair, Faculty Senate Fiscal Affairs Committee