

Faculty Senate Minutes #261

John Jay College of Criminal Justice

May 7, 2004

9:30 PM

Room 630 T

Present (31): Desmond Arias, Luis Barrios, Marvie Brooks, Orlanda Brugnola, Effie Cochran, Edward Davenport, Kirk Dombrowski, Janice Dunham, Joshua Freilich, Michele Galietta, Konstantinos Georgatos, P. J. Gibson, Betsy Gitter, Heath Grant, Amy Green, Norman Groner, Judith Hawkins, Ann Huse, Karen Kaplowitz, Kwando Kinshasa, Gavin Lewis, Tom Litwack, Evan Mandery, John Matteson, Lorraine Moller, Ellen Sexton, Francis Sheehan, Liliana Soto-Fernandez, Vrachopoulos, Alisse Waterston, Robin Whitney

Absent (7): Peter DeForest, Max Kadir, Joseph Napoli, Ayeley Sowah, Sung Ha Suh, Davidson Umeh, Patty Zapf

Guests: Professors Ned Benton, Glenn Corbett, Gerald Markowitz, Rick Richardson, Harold Sullivan

Agenda

1. Announcements from the chair
2. Approval of Minutes #260 of the April 28, 2004, meeting
3. Discussion and vote on candidates recommended to receive an honorary degree: Guest: Professor Gerald Markowitz, Chair, Committee on Honorary Degrees
4. Discussion of the May 12 College Council agenda
5. Discussion of a Senior College Allocation Model and the draft CUNY 2004-08 Master Plan
6. Update on Phase II: Professor Ned Benton and Senators Karen Kaplowitz and Francis Sheehan
7. Proposed statement, with the Council of Chairs, on the process of hiring full-time faculty
8. Report and recommendations from the Adjunct Issues Committee: Senator Heath Grant, Chair

1. Announcements from the chair

President Kaplowitz said that just prior to the beginning of the meeting, Senator Elisabeth Gitter had asked if she could make an announcement. Senator Gitter said that she wants to publically thank Karen for all her work on behalf of the faculty and the College. She said Karen is always an advocate for John Jay but this year her activities have been especially extraordinary – on the Phase II Steering Committee, on the Presidential Search Committee, on the University Faculty Senate, on the two Board of Trustees committees and, of course, on our Senate. The Senate expressed its agreement with sustained applause. Senator Effie Cochran added that she appreciates that Karen not only does so much for everyone but does it with such grace and humor. Senator Tom Litwack added that there are many things Karen does for the College behind the scenes such as at 80th street, things that both promote and protect John Jay, which most do not know about. He said that, without question, John

Jay is an infinitely better college as a direct result of her efforts than it would be otherwise. Senator Amy Green added that in addition to all her official activities, Karen serves as the unofficial counselor to the entire faculty, who turn to her individually and in groups, privately and publically, and that this has resulted in not only improved morale but has resulted, literally, in saved lives. Karen said that if she had had any idea what Betsy Gitter was going to say when she had asked her, in an extremely serious, even ominous, tone to “make an announcement,” she would never have agreed to the “announcement” but she added that she is very moved by the generous comments and that she truly loves John Jay and loves working with her colleagues and, so, the generous remarks mean more to her than anyone could know.

2. Approval of Minutes #260 of the April 28, 2004, meeting

By a motion made and carried, Minutes #260 of the April 28 meeting were approved.

3. Discussion and vote on candidates to receive an honorary degree: Guest: Professor Gerald Markowitz, Chair, Committee on Honorary Degrees [Attachment A]

The Senate went into executive session to discuss candidates recommended to the Senate by the Committee on Honorary Degrees to be conferred at the June 2, 2005, Commencement. Professor Gerald Markowitz, Chair of the Committee, presented the credentials of the candidates. He explained that the Committee members, except for him, were and still are unaware of the identity of the nominators; in this way the candidates are evaluated without consideration of who the nominator is. President Kaplowitz said that, similarly, the Senate considers and votes on the candidates without knowing who nominated each individual being considered.

By at least the requisite 75% affirmative vote [Attachment A], the Faculty Senate approved by secret, written ballots the following five individuals:

Stephen B. Bright
Paul Farmer
Baltasar Garzon
Aryeh Neier
Joan Wallach Scott

The Senate decided to transmit the names of these five individuals to the new President, once he has officially begun his tenure as President, because it is he who will be forwarding the names of the candidates to the Chancellor and to the Board of Trustees and it is he who will preside over their hooding at Commencement. The Senate also decided to recommend to the President that each recipient of an honorary degree be invited to give a brief commencement speech.

Only those candidates will be identified in the Senate Minutes who, by secret written ballot, received at least the requisite 75% affirmative vote of those Senators present and voting. The names of unsuccessful candidates, if any, are not reported.

Professor Markowitz was thanked as was the 2003-4 Committee on Honorary Degrees, which comprises, in addition to Professor Markowitz, Professors Todd Clear, Peter DeForest, Jannette Domingo, Betsy Hegeman, Jack Jacobs, and Maria Volpe.

4. Discussion of the May 12 College Council agenda [Attachment B]

President Kaplowitz recalled that the Faculty Senate, at its last meeting on April 28, voted to not submit the Senate/Chairs proposed Policy on Privacy to the College Council but rather to submit to the College Council, for inclusion on the agenda of the May meeting, a Resolution which conveyed the appreciation of the Senate to Vice Chancellor for Legal Affairs Frederick Schaffer. The specific agenda item for the College Council was the proposed endorsement by the College Council of the Senate's Resolution [Attachment B].

At the meeting of the College Council Executive Committee three days ago, President Lynch declined to permit the Senate's Resolution to be placed on the May 12 College Council agenda, saying that Vice Chancellor Schaffer had not yet conveyed to the Council of Presidents his interim directive, namely that until a CUNY-wide policy is adopted, intrusions and searches of faculty offices and computers and so forth are not to take place at any college unless and until the College President personally approves such a search and personally obtains the approval of Vice Chancellor Schaffer for the search. President Kaplowitz said she is sympathetic to President Lynch's position. Senator Betsy Gitter said she is as well. It was also reported that the College Council Executive Committee decided that the item would be on the Council's agenda if Vice Chancellor Schaffer does communicate this directive to President Lynch.

Senator Gitter moved that the Senate authorize President Kaplowitz to telephone Vice Chancellor Schaffer to determine the status of his promise at the April 15 Faculty Senate meeting that he will direct the Presidents to personally approve invasions of privacy and then obtain the approval of Vice Chancellor Schaffer. The motion was seconded and adopted by unanimous vote.

[Accordingly, President Kaplowitz telephoned Vice Chancellor Schaffer, who apologized for not yet conveying his directive to the Presidents, which he assured her he will do, and he offered to telephone President Lynch to immediately inform him directly and personally about the directive. Vice Chancellor Schaffer did then telephone President Lynch and the Senate's Resolution was added to the agenda of the May 12 College Council meeting.]

The Council agenda also includes: election of instructional staff members to four Council committees; approval, by the faculty members only, of the June and September 2004 graduates; approval of a preliminary calendar of Council meetings; Curriculum Committee proposals to create an honors minor in Puerto Rican/Latin American Studies, add a course to the International Criminal Justice Major, create a new English writing elective, and revise a law course and a cross listed psychology/anthropology course.

5. Discussion about the language regarding a Senior College Allocation Model in the draft CUNY 2004-08 Master Plan and action if no language about the Model is in the document

The draft CUNY Master Plan for 2004-8, which is on the agenda for approval by the Board of Trustees at the end of May, has been amended, through the efforts of the University Faculty Senate Budget Advisory Committee, on which Professors Ned Benton and Karen Kaplowitz serve, to include the following text on pp 121-122:

Over the past several years, the University Office of Budget and Finance has developed new resource allocation systems designed to link the master planning

and budget allocation processes and to efficiently deploy resources. Last year, the University introduced a new model for the allocation of full-time faculty, developed after a lengthy period of consultations with University and college administrators and with the Budget Advisory Committee of the Faculty Senate. *CUNY* is committed to the full implementation of the new instructional resource model and to employing the new master plan. The University further intends to continue to develop new systems for the allocation of non-instructional resources.

President Kaplowitz explained that the inclusion of this language in the Master Plan is tremendously significant because the *CUNY* Board of Trustees will be adopting the 2004-2008 *CUNY* Master Plan and the NYS Regents will then approve it, at which time the Master Plan provisions become official *CUNY* policy. The faculty and administration of John Jay have worked for 10 years to convince *CUNY* to adopt a Senior College Allocation Model for both instructional line allocations and for non-instructional resources because in that way, if the model is implemented, John Jay would be more equitably funded than it now is.

6. Update on Phase II: Professor Ned Benton and Senators Karen Kaplowitz and Francis Sheehan [Attachment C, D, E, F]

President Kaplowitz reported that the Faculty Senate's formal request that the SOM Minutes be corrected resulted in a successful outcome with regard to that matter.

She distributed copies of a chart [Attachment C] that she and Professor Benton just received, which shows the number of faculty offices each academic department now has and the number each will have when we occupy Phase II. Professor Benton said there are many discrepancies between the number of offices allocated and the number needed. One of the problems is that the architects' projection for needed offices does not consider any research activity at the College, so no research space has been made available, he explained. Senator Gitter asked whether Professor Benton thinks it is still possible to do anything about these problems. Professor Benton said he thinks it might be useful to send our concerns to the architects once again even though he and Karen have been talking to them about these issues from the beginning of the process.

Senator Litwack said he has been told that if John Jay were to be able to keep Westport, classroom space in Phase II would be freed up which could be converted to office space. However, he said, there is currently no planning taking place for such conversions, so that even if the College were to be able to keep Westport we might not have the space in Phase II configured the way we need it to be.

President Kaplowitz said she has been told by many members of the Chancellery that John Jay should not plan on being able to keep Westport beyond the initial five years. But, she added, as Phase II is currently planned, we will have an increase of only five classrooms when we move into Phase II if we do not keep Westport. That is, the number of classrooms in T Building and Phase II combined will be only five more than are currently in T Building and North Hall combined.

For these reasons, President Kaplowitz suggested, we have to start planning for Phase III. Senator P. J. Gibson responded by asking whether it would not be a total fantasy to start considering Phase III when we haven't yet moved into Phase II. Professor Benton said it would not be a fantasy because the acquisition of the land for Phase III is a totally different situation because the North Hall

site is already ours.

Senator Gitter suggested that, since we will have an insufficient amount of space and of classrooms and offices when we move into Phase II, President Kaplowitz be authorized and directed by the Faculty Senate to tell the Board of Trustees Facilities Committee on June 7 that the faculty of the College has serious concerns about the future of our College. She said that the alternative is that many, many of our faculty should sign up to speak at the public hearing of the Board of Trustees to voice these concerns. President Kaplowitz said that since the Senate is meeting again on May 26, the Senate can make its decision on May 26 about what course of action, if any, it wants her to take and she added that she thinks the Senate should wait until May 26 in case circumstances change.

Professor Benton suggested that in the meantime the department chairs should look at the design plans for their own departments. Senator Michelle Galietta said that her department, Forensic Psychology, already is aware that it will not have sufficient research space. Professor Benton agreed with Professor Galietta, saying that the Forensic Psychology Department has done a very good job of articulating its needs for research space, as has the Science Department. He said that the same concept that John Jay has argued for with regard to the Senior College Allocation Model for the allocation of the CUNY operating budget should apply internally at this College with regard to space allocation: there should be a rationale for the distribution of space resources among departments.

Senator Heath Grant said his department, Law, Police Science and CJA, is engaged in much more research than previously and its space allocation is grossly under capacity. Senator Marvie Brooks noted that the Library Special Collection is going to grow as well. She asked Professor Benton how these needs should be communicated to the architects. He responded that a formal request to the Phase II Steering Committee for a rationalization of the numbers of offices and of the numbers of classrooms would be helpful. Senator Gitter moved that the Senate request a rationalization of the numbers of offices and classrooms. The motion was seconded and adopted.

Senator Orlanda Brugnola asked what backup systems are planned for situations in which escalators and/or elevators don't work. Senator Sheehan replied that the elevators will have sensors that would allow the elevators to open on all floors should the escalators stop working. Professor Rick Richardson asked about the building design in terms of people with disabilities. Senator Sheehan responded that the way he can convey his dismay about the challenges this building will present to both those with a physical disability and those who are able bodied is to say that Phase II is designed for the truly athletic. President Kaplowitz reported that at the public presentation of the Phase II design in the theater on March 18 that the Senate had requested, Farris Forsythe, the College's ADA/504 Director, stated her dismay at the challenges that the design will create for people who have a disability.

Professor Benton noted if the architects had designed the Phase II tower next to T Building instead of at 11th Avenue, the movement between the two buildings would have been easier. President Kaplowitz explained that the open space between T Building and Phase II is the length of a football field and is the planned site for Phase III. But many at John Jay are already hoping that the North Hall site will become the site for Phase III, she added.

Professor Benton observed that this is an enormous project and that with any such project it may seem that all options are open, but once a major design decision has been made there is a powerful presumption against change. Neither CUNY nor DASNY will permit the clock to be set back to last summer when major changes were made without participation by John Jay. When Vice President Pignatello says that nothing will go forward until the faculty are satisfied, he is not

promising change, but rather that all concerns will be responded to. The costs of change are enormous. There are some things we can do, such as make a record of our concerns so that even if the plan does not change we can be thinking about how to best function within the existing design. He promised to press for information and analysis, but he said he wants to be realistic about how much change is possible. Senator Litwack said the placement of the Phase II tower on 11th Ave does, in fact, leave open space for Phase III to be built and that when he looks at the total number of offices, he sees a net gain. It seems to him that things are not that bad. Professor Benton said Senator Litwack is being more charitable than is warranted and that the fundamental problem is that this project is simply not big enough to solve our space needs. President Kaplowitz distributed the Space Budget charts [Attachment D] and the Program Analysis charts [Attachment E] to review the space and facilities shortfalls we will have when we occupy Phase II.

President Kaplowitz recalled that in the early 1990s, the Middle States evaluation process led some at the College to think that a new Master Plan was needed for the College. But others at the College successfully argued against developing a new Master Plan for fear that the work required to do such a plan – which is done by an architectural firm – would delay Phase II. So we did not update our Master Plan from the 1980s, which calls for us to have fewer than 7,000 FTEs, and, despite that, Phase II was delayed and, in fact, was delayed by 15 years. Perhaps now that we will soon have a new President we should press the University for the funding to create a new Master Plan. It was agreed that this is a suggestion that should be made to the new President for his consideration.

Senator Francis Sheehan reported that the previous Friday the Science faculty, and Ned and Karen, attended a meeting with the architects and consultants about the placement of the Science labs. The architects and consultants provided data about a vertical transportation analysis that was the basis for the architects' determination that the Science labs have to be on the lower floors of the building. Senator Sheehan reported that the assumptions upon which the consultants' vertical transportation analysis was made turned out to be have been incorrect: the assumption built into the study was that Science class periods change every 75 minutes, which is incorrect, and, thus the analysis showing an inability to meet the vertical transportation needs of the students enrolled in Science courses is crucially flawed. That incorrect assumption led to an analysis that concluded that 30 elevators would be needed to transport the Science students. Another flaw in the analysis is the placement of four 25-seat classrooms on the Science lab floors which increases the demand on the elevators to those floors. The bottom line is that the vertical transportation analysis is seriously flawed.

Senator Sheehan moved that the Senate request the architects and consultants to redo the vertical transportation study using the correct assumptions and he provided a written analysis of this request [Attachment F]. The motion was seconded. Senator Gitter said that Senator Sheehan's case is extremely persuasive and asked whether the placement of the Sciences on the lower floors is open for discussion. Senator Sheehan said that Vice President Pignatello promised at the Friday, April 30, meeting, which Karen and Ned also attended, that planning for Phase II would not proceed without everyone satisfied with the studies and the assumptions upon which the studies are made. The Senate adopted the motion that the Senate request that a new vertical transportation study be conducted.

Senator Norman Groner urged that Phase II be commissioned, explaining that to commission a facility is to make certain it is operating as expected *before* it is occupied. It is too late to fix systems after the building is occupied, he explained. President Kaplowitz noted that systems problems were discovered after T Building was occupied and the building still has problems. Senator Groner said the code does not require commissioning, but commissioning is considered good practice. He thinks that 2% of building costs are usually allocated to it. President Kaplowitz said she would ascertain whether funding has been allocated to commission the building and will report at the next Senate meeting.

7. Proposed statement, with the Council of Chairs, about the procedure for hiring full-time faculty: Executive Committee

The Senate Executive Committee proposed the following Resolution, which is also being proposed to the Council of Chairs by the Chairs' Executive Committee, for transmittal to the new President when the new President takes office:

Resolved, That the College return to its longstanding procedure whereby faculty candidates recommended for hiring by the Department P&Bs are approved by the Administration, absent compelling information not available to or known by the Department P&B. Concerns, if any, on the part of the Administration should be made to the Department P&B for the P&B's re-consideration of the candidate but the Administration should not veto the Department P&B's decision. Exceptions to this procedure are to take place only when an academic department has a demonstrated record of failure to make good hiring decisions, as evidenced by a pattern of failure of candidates to succeed in reappointment and/or tenure actions at the College P&B.

It was explained that the process of hiring faculty was not always as currently exists. Previously, each academic department made its hiring recommendations which were supported by the Administration. Then Provost Wilson, at some point during his tenure, decided to interview the candidate chosen for each line by each department P&B and he later included the Associate Provost and the Dean of Graduate Studies in those interviews.

Quite a number of candidates selected by department P&B committees during the past few years have been vetoed by the Administration. This is despite the fact that the three administrators do not necessarily know the needs of each department, certainly not in the ways that the department members understand those needs. Furthermore, two of the three administrators are political scientists and the third is a forensic scientist, all of whom have expertise in their own disciplines but not necessarily in other disciplines.

Also, if the candidate is from out of town, that candidate has to travel to New York three times: first to be interviewed by the department and then, usually later in the month or the following month, to meet with the Provost, Associate Provost, and Graduate Dean, and then a third time to meet with the President.

Several members of the Senate said they still have not been reimbursed for their multiple trip airfares. And several Senators said the delay in the time it takes a candidate to meet with the three administrators and then to return again to meet with the President before an offer is actually made has caused their departments to lose very good candidates who accepted offers elsewhere because the status of their John Jay appointment was unclear even though they had wanted to teach at John Jay and the department wanted them. One Senator said that faculty at other colleges have told her they will not apply for positions at John Jay because of this three-tier, three-trip process.

President Kaplowitz noted that the College's Charter of Governance provides for a peer review process for approving department hires, a process the College does not follow and that, in fact, the administration has supplanted with its multiple-tier administration approach. The process, as stated in our Charter of Governance, is that all recommendations for hiring appointments are to be taken up by

the College Committee on Personnel & Budget:

Committee on Faculty Personnel and Budget:

The committee shall receive from the departments and other appropriate units of the College all recommendations for appointments to the instructional staff in the following ranks: Professor, Associate Professor, Assistant Professor, Instructor, Lecturer, Senior Laboratory Technician, and College Laboratory Technician. It shall also receive recommendations for promotions and reappointments with or without tenure, together with compensation, in the aforementioned ranks of the instructional staff and shall recommend to the President actions on these matters. It may also recommend to the President special salary increments. The President shall consider such recommendations in making his or her recommendations on such matters to the Board of Trustees.

Charter of Governance. Article I. Section 10.f.

Vice President Dombrowski moved the Resolution on the procedure for hiring full-time faculty, which was then seconded. The Resolution was adopted by unanimous vote and will be transmitted to the new President.

8. Report and recommendations from the Faculty Senate Committee on Adjunct Issues: Senator Heath Grant, Committee Chair

The Senate considered a series of proposals from the Senate Committee on Adjunct Faculty Issues. The first proposal was to recommend to the Provost that a half-day orientation for new adjunct faculty be offered at the beginning of the Fall and that the adjunct faculty attending this orientation be compensated, according to the adjunct salary scale. The proposal was adopted.

The second proposal from the Senate Committee on Adjunct Issues was to recommend to the Provost that he authorize the Senate's Adjunct Issues Committee to update the 1995 Adjunct Handbook, that the members of the Adjunct Issues Committee engage in this work without compensation, and that a draft of the revised Handbook be vetted by the appropriate individuals and bodies, and that the draft Handbook be printed and distributed to all existing and new adjuncts in the Fall and that the final version of the Handbook be published as soon as possible thereafter. The proposal was adopted.

9. New business

Professor Rick Richardson moved that nominations for the Senate's 2004-5 Executive Committee be opened at today's Senate meeting instead of at the first meeting of the 2004-5 Senate on May 26. The Senate determined that the provisions of the Constitution of the Faculty Senate render the motion one that can not be legally adopted. President Kaplowitz explained that although the 17 at-large representatives to next year's Senate, such as Professor Richardson, have already been elected, virtually none of the 20 departmental representatives to the Senate have yet been elected and

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they will not be elected until the second or third week in May. That is why the first Senate meeting is not until May 26. The John Jay Charter of Governance and the CUNY Board of Trustees Bylaws require departmental elections be held in May and not earlier.

Senator Gitter made an alternative proposal: she proposed that an email be sent to all faculty who are elected to the Faculty Senate explaining the election process. Senator Tom Litwack suggested an amendment to that proposal, so that, in addition, candidates for the Executive Committee be invited, if they wish, to make an election speech of no longer than 2 minutes when elections are held during the first meeting of the 2004-5 Senate and that this opportunity to make a speech be reported with the information that is sent by email, as proposed. Senator Gitter accepted the amendment to her motion. Vice President Dombrowski seconded the motion which was adopted.

Professor Rick Richardson next moved that the Senate adopt a policy whereby only the four adjunct Senate representatives be eligible to be nominated and elected to one of the positions on the Executive Committee, that is, that one seat on the Executive Committee be designated an adjunct seat. The Senate determined that the proposal is not consonant with the Faculty Senate Constitution which permits all Senators to stand for election for any of the Executive Committee positions. Senator Orlanda Brugnola said she does not see any way that adjuncts are or have been prevented from being active participants on the Faculty Senate, noting that she has served in the past on the Senate's Executive Committee and had been elected to that position without any need for an "adjunct seat." Not being a legal motion, it was not acted upon.

By a motion made and carried, the meeting was adjourned at 4 pm.

Respectfully submitted,

Edward Davenport
Recording Secretary

&

Amy Green
Executive Committee

&

Desmond Arias
Senator

ATTACHMENT A

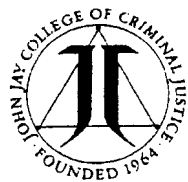
John Jay College Procedure for Awarding Honorary Degrees

**Proposed by the John Jay Faculty Senate &
Approved by the John Jay College Council
June 24, 1989**

Honorary degrees shall be awarded in accordance with the City University of New York Bylaws and the Guidelines of the Board of Trustees. The procedure shall be as follows:

1. Any member of the John Jay community may nominate a person for an honorary degree. To be valid, nominations for honorary degrees must be received by the Committee on Honorary Degrees.
2.
 - a. The Committee on Honorary Degrees shall consist of seven tenured full-time members of the faculty, who hold the rank of associate professor or above, and who are nominated by, but not restricted to, members of the Faculty Senate and elected by the full-time faculty in a mail ballot. The counting of ballots shall be conducted by the Committee on Faculty Elections.
 - b. The members of the Committee on Honorary Degrees shall elect the chairperson of the Committee, from among the members of the Committee.
3. The Committee on Honorary Degrees shall examine, on a confidential basis, the credentials of nominees for honorary degrees and shall recommend worthy candidates. The Faculty Senate will announce to the faculty a discussion of the candidates to be held at its next regularly scheduled meeting or at a sooner, special meeting.
4. At this meeting, the Faculty Senate shall, after deliberation, vote on the proposed candidates and shall forward the names of those candidates who have been approved for an honorary degree by a three-quarters affirmative vote of those members of the Faculty Senate present and voting to the President of the College for his or her approval and transmission to the Chancellor and the Board of Trustees for their approval.
5. It will be the responsibility of the President of the College, or of his or her designee, to inform each candidate selected by the Faculty Senate to receive an honorary degree that he or she has been so selected.
6. The Faculty Senate shall suggest to the President of the College which candidate shall be invited to deliver the commencement address, although it will be the right of the President to make the final decision as to who will be the commencement speaker.
7. The awarding of honorary degrees shall accord with the principles of pluralism and diversity to which the University is committed.

Faculty - definition: Faculty includes those who hold the rank of professor; associate professor; assistant professor; instructor; lecturer; senior college laboratory technician; college laboratory technician.



JOHN JAY COLLEGE OF CRIMINAL JUSTICE

The City University of New York

445 West 59th Street

New York, NY 10019

(212) 237-8000

ATTACHMENT B

The following Statement of Appreciation to Vice Chancellor for Legal Affairs and General Counsel of the CUNY Board of Trustees Frederick P. Schaffer was unanimously adopted by the Faculty Senate on April 28, 2004. The Faculty Senate also voted unanimously to transmit this Statement of Appreciation to the College Council for endorsement by the College Council at its May 12 meeting:

STATEMENT OF APPRECIATION OF THE JOHN JAY COLLEGE COUNCIL TO

VICE CHANCELLOR FOR LEGAL AFFAIRS AND

GENERAL COUNSEL OF THE CUNY BOARD OF TRUSTEES

FREDERICK P. SCHAFFER

The College Council of John Jay College of Criminal Justice endorses the April 28, 2004, Statement of Appreciation of the Faculty Senate and in so doing expresses its appreciation to Vice Chancellor for Legal Affairs and General Counsel of the CUNY Board of Trustees Frederick P. Schaffer:

For Vice Chancellor Schaffer's responsiveness to issues of privacy and academic freedom raised and discussed by the Faculty Senate of John Jay and by other John Jay faculty at the Faculty Senate's April 15, 2004, meeting with Vice Chancellor Schaffer at which Vice Chancellor Schaffer was the Faculty Senate's invited guest;

For Vice Chancellor Schaffer's acknowledgment that issues of privacy and of academic freedom are of serious import to the operation and reputation of our University;

For Vice Chancellor Schaffer's acknowledgment that issues of privacy include but are not limited to privacy of computers, emails, office space, file cabinets and desks and the contents therein, phonecalls, phonemail, mail, and other communications and other ways that privacy could potentially be violated;

For Vice Chancellor Schaffer's prompt decision to immediately appoint a CUNY-wide Task force, which is to include three faculty members, to develop as soon as practicable a CUNY-wide policy on privacy;

For Vice Chancellor Schaffer's decision, made and announced at the Faculty Senate meeting of April 15, 2004, that in the interim, while a CUNY-wide privacy policy is developed and adopted, he will direct the CUNY Presidents that no searches or intrusions of privacy may take place or be conducted without the approval of first the College President and then the approval of Vice Chancellor Schaffer, from whom the College President must request and receive approval.

ATTACHMENT C

Academic Office Comparison
John Jay College - Phase 2

Draft 3-Map04

	2003-04	2004-05	2005-06	2006-07	2007-08	2008-09
African-American Studies	9	0	9	10	0	10
Anthropology	0	10	10	0	10	10
Art, Music, and Philosophy	0	23	23	0	23	23
# Communication Skills / Counseling	21	0	21	23	0	23
Doctoral Program in Criminal Justice	0	6	6	0	6	6
Doctoral Program in Forensic Psychology	4	0	4	4	0	4
English	55	0	55	64	0	64
Foreign Languages and Literature	12	0	12	13	0	13
Government	20	0	20	21	0	21
* History	22	0	22	0	28	28
Law, Police Science and Criminal Justice Administration	0	37	37	53	0	53
Library	0	16	16	0	16	16
Mathematics	29	0	29	42	0	42
Physical Education and Athletics	0	11	11	0	11	11
# Psychology	53	0	53	54	0	54
* Public Management	28	0	28	0	35	35
# Puerto Rican/Latin American Studies	10	0	10	9	0	9
Sciences	21	0	21	39	0	39
SEEK	18	0	18	23	0	23
Sociology	0	19	19	0	19	19
Speech and Theatre	0	19	19	0	19	19
Thematic Studies	0	16	16	0	16	16
Unassigned	0	0	0	5	0	5
Total	302	157	459	360	183	543

faculty, adjunct and secretary offices.
"Red" departments are estimated
"Orange" represents discrepancies
between consultant's inventory and
inventory provided

N. B. Because this chart is color coded and the designations can not be understood with black and white printing, the following symbols are being used :

- * = Red departments
- # = Orange departments

ATTACHMENT D - p 1/2

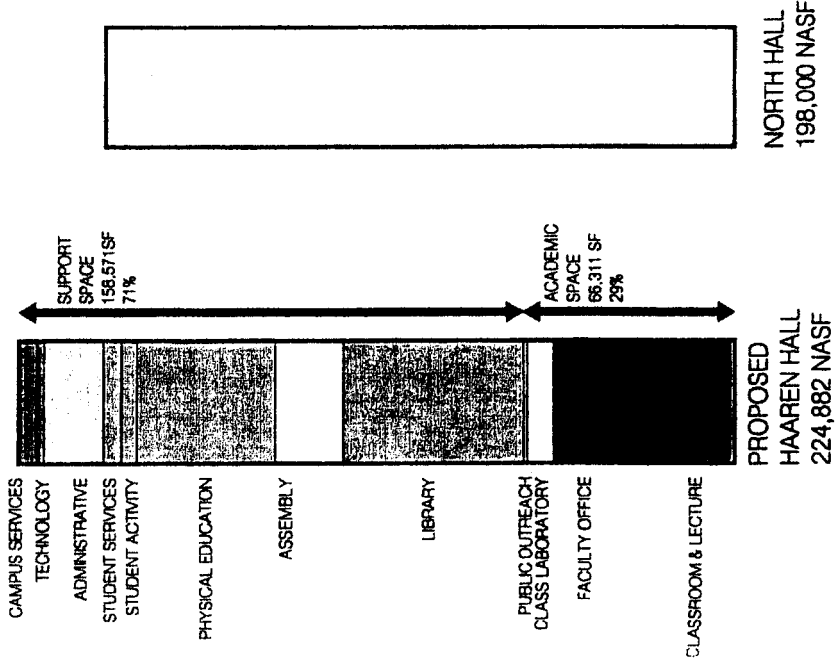
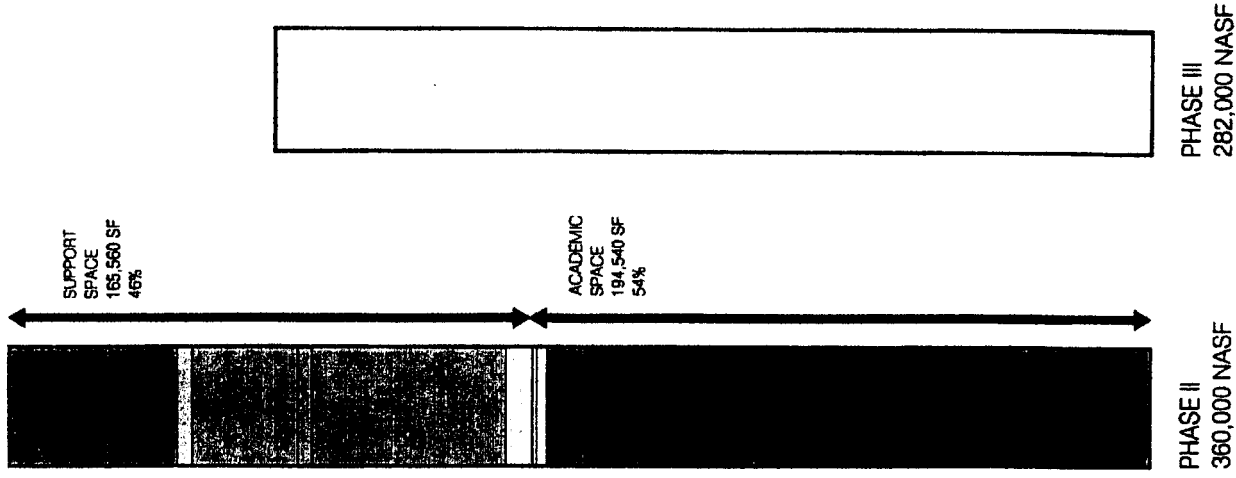
	EXISTING Fall 2002 9552 FTEs	FULL CAMPUS Phase II 9767 FTEs	FULL CAMPUS Phase III 10,981 FTEs	Proposed Haaren Hall	Proposed BMW Building	Proposed Phase II Program*	Proposed Phase III Program*
Academic Space							
Classroom Space	61,728 sf	82,714 sf	105,200 sf	23,884 sf	0 sf	58,830 sf	22,486 sf
Academic Departments							
Academic Office Space	71,005 sf	97,439 sf	125,000 sf	33,049 sf	0 sf	64,390 sf	27,561 sf
Class Laboratory Space	22,857 sf	45,176 sf	111,700 sf	8,026 sf	0 sf	37,150 sf	66,524 sf
Research Space	898 sf	17,940 sf	44,000 sf	240 sf	0 sf	17,700 sf	26,060 sf
Special Use Functions	0 sf	0 sf	0 sf	0 sf	0 sf	0 sf	0 sf
Academic Department Subtotal	94,760 sf	160,555 sf	280,700 sf	41,315 sf	0 sf	119,240 sf	120,145 sf
Academic Support	7,389 sf	11,850 sf	15,400 sf	0 sf	0 sf	11,850 sf	3,550 sf
Subtotal Academic Space	163,877 sf	255,119 sf	401,300 sf	65,199 sf	0 sf	189,920 sf	146,181 sf
Public Service & Outreach							
Centers and Institutes	7,035 sf	7,032 sf	10,000 sf	1,112 sf	2,700 sf	3,220 sf	5,668 sf
Professional Development & Training	7,720 sf	9,141 sf	15,400 sf	0 sf	9,141 sf	0 sf	15,400 sf
Grant Funded Programs	4,078 sf	4,506 sf	5,500 sf	0 sf	3,106 sf	1,400 sf	4,100 sf
Subtotal Public Service & Outreach	18,833 sf	20,679 sf	30,900 sf	1,112 sf	14,947 sf	4,620 sf	25,168 sf

	EXISTING Fall 2002 9552 FTEs	FULL CAMPUS Phase II 9767 FTEs	FULL CAMPUS Phase III 10981 FTEs	Proposed Haaren Hall	Proposed BMW Building	Proposed Phase III Program*	Proposed Phase III Program*
Support Space							
Library	52,729 sf	56,529 sf	86,000 sf	56,529 sf	0 sf	0 sf	29,471 sf
Assembly & Exhibition	21,254 sf	29,554 sf	39,600 sf	21,254 sf	0 sf	8,300 sf	10,046 sf
Physical Education	44,085 sf	44,085 sf	58,000 sf	44,085 sf	0 sf	0 sf	13,915 sf
Student Activity (Student/Faculty Services)	35,233 sf	66,547 sf	89,000 sf	4,767 sf	0 sf	61,680 sf	22,453 sf
Children's Center	3,865 sf	4,191 sf	7,300 sf	91 sf	0 sf	4,100 sf	3,109 sf
Student Services	23,102 sf	39,625 sf	42,800 sf	5,755 sf	0 sf	33,870 sf	3,175 sf
Administration	28,197 sf	28,418 sf	34,900 sf	18,325 sf	5,393 sf	4,700 sf	11,875 sf
Technology	15,857 sf	23,351 sf	31,500 sf	2,211 sf	0 sf	21,140 sf	8,149 sf
Campus Services	36,362 sf	37,224 sf	45,600 sf	5,554 sf	0 sf	31,670 sf	8,376 sf
Subtotal Support	260,684 sf	329,524 sf	434,700 sf	158,571 sf	5,393 sf	165,460 sf	110,569 sf
Grand Total	443,394 sf	605,322 sf	866,900 sf	224,882 sf	20,340 sf	360,000 sf	281,918 sf
Allocation per FTEs	46.4sf	62.0sf	78.9sf				
Target		605.322 sf				360.000 sf	
Overage		0 sf				0 sf	
Underage							

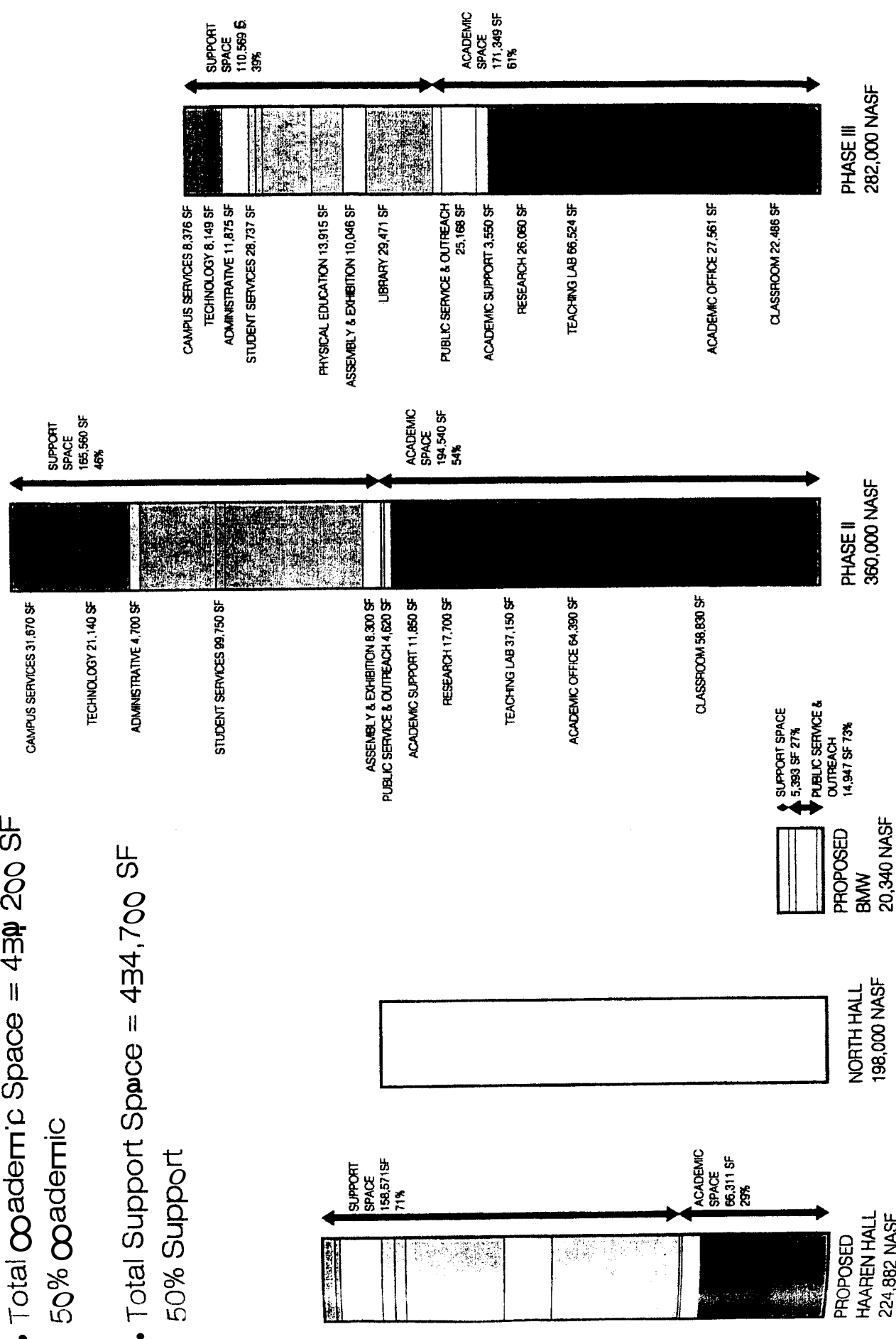
ATTACHMENT E -- p. 1/2

Total Academic Space = 275,798 SF
46% Academic

Total Support Space = 329,524 SF
54% Support



- Total Academic Space = 434,200 SF
50% Academic
- Total Support Space = 434,700 SF
50% Support



To: The Faculty Senate
From: Senator Francis Sheehan

Vertical Transportation Study Critique
May 7,2004

We have heard for some time that 30+/- elevators would be needed if the science labs remain at the top of the Phase II tower. Having now read the vertical transportation report, which was slipped under our office doors on Thursday (4/29) at 4 pm, the need for additional elevators is almost exclusively caused by the four 40 seat classrooms and four 25 seat classrooms at the top of the tower that seem tied to (but unusable by) science. According to the data in the report, all science lab occupants constitute only 25-30% of the total elevator load with the classrooms at the top. The report did look at moving the four 40 seat classrooms lower in the building while keeping the sciences at the top, which dropped the number of elevators needed to 12. What we don't know is how much further the number would drop if the four 25 seat classrooms were also moved lower. To make an informed decision, we need to know that number. Four 25 seat classrooms add as many as 200 more users to the elevators, 100 users traveling to the classrooms and 100 users returning from them between classes. Would moving the 25 seat classrooms lower in the building drop the number of elevators needed from 12 to 11, or 10?

Also, the calculation of 30+/- elevators with all eight classrooms at the top with the sciences and the calculation of 12 elevators leaving only the four 25 seat classrooms at the top with the sciences are based on elevator access to ALL floors. It is only when science is moved lower is consideration given to having escalator-only access to levels 3 and 4, artificially making the elevator usage difference seem more dramatic when science is lowered. Elevator floor access is a variable that should have been controlled (unchanged) throughout the study. How many elevators would be needed if science remained at the top, all eight classrooms were moved lower, and levels 3 and 4 were removed from the elevator because of escalator access? Does the number of elevators now needed for the science laboratories to be at the top drop to 10, or 9, or 8? We need to know this number.

Clearly, the statement that 30+/- elevators would be needed if science remained at the top is inaccurate. Based on the data presented in the report, the number of elevators needed with science at the top is less than 12. The 30+/- number was driven by needlessly positioning four 40 seat classrooms at the top with science. The 12 number is driven by keeping the 25 seat classrooms at the top of the tower. By moving the four 25 seat classrooms lower and taking levels 3 and 4 off the elevator, as currently proposed with escalators, the number of elevators needed approaches the reported optimal floor plate number of eight elevators – with science remaining at the top!

Assuming SOM is correct in that, in the case of a fire or explosion in the lab, it is as safe to have non-science uses and occupants above science labs as it is to have science laboratories at the top of the tower, why does any of this matter, particularly to other departments? As it was explained to us, the reason science was moved lower was because 30+/- elevators would consume too much floor space in the tower and take away valuable and needed program space. A comparison study was reportedly done of the space required for the additional elevators (leaving science at the top) and the

Vertical Transportation Study Critique (cont)

space required for the 120+ fume hood ducts that would have to run from the lower science labs through the floors above to the roof (if science was moved lower in the building). We were told the space and cost of the additional elevators far outweighed the space needs and cost of the ductwork. We need to know the square footages involved and how many elevators (30, 12, ?) were included in that comparison analysis to determine if the conclusion is reasonable based on the above elevator need for science at the top.

I have concerns about the extensive ductwork in the interior walls of the departments above the sciences. The relatively thin (18 gauge) ductwork is easily punctured with a sheet metal screw, either during construction or later when pictures are being hung. I also have concerns that, once built, the extensive ductwork could reduce the effectiveness of the fume hoods and it will then be too late to relocate sciences to correct the problem. However, if the sciences must be positioned lower in the building based on accurate data, so be it. Unfortunately, we don't have that data at this point. We don't know how much, if any, program space would be lost if science remains at the top with lower use (other) departmental offices and moving the classrooms lower, off the elevator.

At our meetings I have repeatedly heard consultants say their initial belief was that it would be more efficient to leave sciences at the top of the tower with short fume hood duct runs to the roof than to move sciences lower, but the program space and cost data does not support leaving sciences at the top. I am asking that the vertical transportation data be reanalyzed, based on the above, to see if our initial common sense instincts were correct.

Since the positioning of the sciences is such a critical issue, it should not be based on a report that leaves many questions unanswered. To bring closure to this issue, so we may move on, I request that we ask for these questions to be addressed in an updated vertical transportation study. Thank you for your shared concern in getting this right.

**Submitted by
Senator Francis Sheehan
May 7, 2004**