

Faculty Senate Minutes #437

May 21, 2015

1:40 PM

Moot Court NB

Present (42): Chevy Alford, Andrea Balis, Rosemary Barberet, Ellen Belcher, Ned Benton, Claudia Calirman, Marsha Clowers, James DiGiovanna, Artem Domashevskiy, Janice Dunham, Jennifer Dysart, DeeDee Falkenbach, Joel Freiser, Terry Furst, Jay Gates, Katie Gentile, Lior Gideon, Amy Green, John Gutierrez, Maki Haberfeld, Jay Hamilton, Karen Kaplowitz, Richard Kempter, Maria Kiriakova, Louis Kontos, Thomas Kucharski, Carmen Kynard, Anru Lee, Yu Ma, Vincent Maiorino, Roger McDonald, David Munns, Victoria Perez-Rios, Frank Pezzella, Dainius Remeza, David Shapiro, Carmen Solis, Charles Stone, Dante Tawfeeq, Robert Till, Charlotte Walker-Said, Daniel Yaverbaum

Absent (5): Maria Grewe, Raul Romero, Raul Rubio, Francis Sheehan, Fritz Umbach

Invited Guest: Associate Provost and Dean for Graduate Studies Anne Lopes

Guests: Professors Adam Berlin, Kashka Celinska, Ann-Marie Col, Ms. Kimberly Hughes

AGENDA

- 1. Adoption of the agenda**
- 2. Welcome and introduction of the 2015-16 Faculty Senate members**
- 3. Announcements & Reports**
- 4. Approval of Minutes #436 of the May 8, 2015, Faculty Senate meeting**
- 5. Organization & Work of the Faculty Senate, Robert's Rules, Open Meetings Law**
- 6. Election of the Faculty Senate Executive Committee: Nominations, Speeches, and Votes**
- 7. Election of 2 faculty members to serve on the Interim College Council Executive Comm.**
- 8. Election of the Chair of the Senate Fiscal Committee and Senate reps to budget comms.**
- 9. Report from the Faculty Senate/Council of Chairs Ad Hoc Group on the Charter**
- 11. Faculty Personnel Committee (FPC) Proposal to Change Appeals Process**
- 10. Proposed adoption of Council of Chairs' Recommendations on Online Education: Invited Guest: Associate Provost Anne Lopes**

- 1. Adoption of the agenda. Approved.**
- 2. Welcome and introduction of the 2015-16 Faculty Senate members. Noted.**
- 3. Announcements & Reports**

4. Approval of Minutes #436 of the May 8, 2015, Faculty Senate meeting. Approved.

5. Organization & Work of the Faculty Senate, Robert's Rules, Open Meetings Law

President Kaplowitz explained the differences between the operating rules of the Faculty Senate and those of the College Council. Because of the unanimous 2007 NYS Court of Appeals *Perez v. CUNY* decision, the College Council at John Jay and at every CUNY college must abide by the NYS Public Officers Law, which means that all meetings must be open to the public; secret ballot votes are not permitted; the way each member votes on each motion must be recorded and that information must be made available to anyone upon request; and, to be adopted, a motion must receive an affirmative vote by an absolute majority; this means that half plus one of all members must vote yes rather than half plus one of those members who are present and voting. This is also true of all committees of the College Council, such as the undergraduate curriculum committee, the graduate studies committee, and the budget and planning committees.

The Faculty Senate, on the other hand, is not subject to these laws. This means that Senate meetings may be closed to non-members or to non-faculty members, except by invitation, which is what the Senate's Constitution requires; the Senate members may vote by secret ballot if the body so decides; and for a motion to be adopted, only a simple majority -- half plus one of those Senators present and voting -- must vote affirmatively.

6. Election of the Faculty Senate Executive Committee: Nominations, Nominating speeches, and Casting of Votes

All members of the Faculty Senate are eligible to self-nominate and to be nominated for all positions. Voting is by secret, written ballot.

Senator Maria Kiriakova conducted the elections at the request of the Executive Committee:

a. President:

Nominated and accepting nomination: **Rosemary Barberet, Maki Haberfeld, Karen Kaplowitz.**

Elected: **Karen Kaplowitz**

b. Vice President:

Nominated and accepting nomination: **Chevy Alford and David Munns**

Elected: **David Munns**

c. Corresponding Secretary:

Elected: **Chevy Alford**

d. Recording Secretary:

Elected: **Francis Sheehan**

e. At-Large:

Elected for Position #1: **Ned Benton**

Elected for Position #2: **Janice Dunham** and **Robert Till** (tie vote)

7. Election of 2 faculty members to serve on the Interim College Council Executive Committee

The Interim College Council Executive Committee (ECCC) exists from July 1 through September and includes four faculty members: the Senate President and Senate Vice President, who are statutory members; two additional Senate members to be elected at today's meeting. Nominated and elected were Ned Benton and Francis Sheehan.

8. Election of the Chair of the Senate Fiscal Advisory Committee, who also serves on JJ's Financial Planning Subcommittee, and of Senate reps to the College Budget Planning Committee, Fiscal Planning Subcommittee, and Strategic Planning Subcommittee

Senator Thomas (Tom) Kucharski was elected as chair of the Faculty Senate Fiscal Advisory Committee. Senators Janice Dunham and Charles Stone were also elected to the Committee. The three were elected to serve as Senate representatives on the Fiscal Planning Subcommittee/Strategic Planning Subcommittee and on the Budget Planning Committee.

10. Faculty Personnel Committee (FPC) Proposal to Change Appeals Process

President Travis wants to change the appeals process which had been created a year ago; he told the Faculty Personnel Committee (FPC) that he finds the new system of 5-member panels to be unsatisfactory. He is proposing that the full FPC again be the appeals panel but that the members of the review committee (on reappointment or tenure or promotion) be excluded from the appeals hearings and votes and that those members be replaced by those professors who had been elected to serve on the 5-member appeals panels. Lacking a quorum at the FPC, the vote on this proposal will not take place until the fall, at which time other proposals may be considered as well.

11. Proposed adoption of Council of Chairs' Recommendations on JJ Online: Invited Guest: Associate Provost Anne Lopes

Associate Provost Anne Lopes, to whom JJ Online reports, had to attend an off-campus meeting and so the Senate decided to defer discussion of this item.

The meeting was adjourned at 3:20 pm.

Submitted by the Executive Committee