

**Buffalo State
State University of New York
COUNCIL MEETING
December 12, 2017 4:00 PM
Cleveland Hall 518
MINUTES**

COUNCIL MEMBERS PRESENT: Chair Linda Dobmeier; Mr. James Brandys; Mr. Todd Brason; Mr. Mylous Hairston; Mr. Charles Naughton; Mr. Robert Zak and Student Representative Briana Alford.

FACULTY & STAFF PRESENT:

President Katherine Conway-Turner; Provost Melanie Perreault; Vice President for Finance and Management, Michael LeVine; Vice President for Institutional Advancement, Susanne Bair; Interim Vice President for Student Affairs, Daniel Velez; Interim Vice President and CIO, R.I.T.E., James Mayrose; Chief Diversity Officer, Karen Clinton Jones; Chief of Staff and Secretary to the College Council, Bonita R. Durand; Dean, School of Arts and Humanities, Benjamin Christy; Dean, School of Natural and Social Sciences, Mark Severson; Associate Vice President for Government Relations, William Benfanti; Associate Vice President for College Relations, Tim Walsh; Buffalo State College Senate Chair & Professor, Psychology, Howard Reid; UUP President and Associate Director of Admissions, Dean Reinhart; Professor, Biology and the Great Lakes Center, Alicia Perez-Fuentetaja; Associate Professor, English, David Ben-Merre, Multimedia Design Specialist, Ken Giangreco; Staff Assistant, Melissa Slisz.

CALL TO ORDER

Ms. Dobmeier called the meeting to order at 4:00 p.m. Ms. Dobmeier welcomed everyone to the meeting.

ACTION ITEMS

Ms. Dobmeier called for a motion to approve the minutes from the October 3rd meeting. Mr. Zak moved that the minutes be approved; the motion was seconded by Mr. Hairston. The motion carried by unanimous vote.

Ms. Dobmeier reported that after many years of dedicated service, Jim Brandys is stepping down as chair of the Student Affairs Committee of the College Council. She thanked Jim for his leadership and mentioned that he has been a remarkable leader, and she appreciates all that he has done for our students and for Buffalo State. Ms. Dobmeier asked Chuck Naughton to take on the role of chair of the Student Affairs Committee and he agreed. Ms. Dobmeier thanked Chuck for his willingness to take on this important role.

Ms. Dobmeier wanted all to know that last month the Buffalo News ran an article regarding the Open Meetings Law. College Councils are one of the entities that are required to adhere to Open Meetings Law requirements. She reported that the Buffalo State College Council is very careful to follow the Open Meetings Law process, specifically as it relates to executive session. As Chair of the Council, she states the reason for Executive Session and cite the corresponding section of the Open Meetings Law in the regular meeting prior to moving into Executive Session. If any action occurs during Executive Session, that action is reported when the Council returns to open meeting status. Thus, the information regarding executive session is captured in the minutes of the Council meeting and is available for public view on the Buffalo State website.

Ms. Dobmeier congratulated our student elected representative, Briana Alford who was crowned Homecoming Queen at the Bengal Royalty Showcase during the 2017 Homecoming festivities. Congratulations Briana! And on a personal note, she wished everyone a holiday season filled with joy and a New Year of peace and prosperity.

PRESIDENT'S REPORT

President Conway-Turner thanked Ms. Dobmeier for her report. The President did an overview of her written report (see attached).

The President introduced Deans Ben Christy and Mark Severson introduced each of their faculty members who will gave presentations on their work (see attached):

Alicia Perez-Fuentetaja, Ph.D.
Professor, Biology Department
Niagara River Ecosystem Research

David N. Ben-Merre, Ph.D.
Associate Professor, English
Figures of Time
Disjunctions in Modernist Poetry

Committee Reports

Government Relations

William Benfanti reported on the government relations (see attached). No action by the council was required.

ADJOURNMENT

Ms. Dobmeier called for a motion to adjourn the meeting. Mr. Naughton moved to adjourn the meeting and Mr. Zak seconded the motion. The motion carried by unanimous vote. The meeting was adjourned at 4:46 p.m.

Respectfully Submitted,

A handwritten signature in cursive script that reads "Bonita R. Durand".

**Bonita R. Durand, Ph.D.
Secretary to the Council**



Report to the Buffalo State College Council December 12, 2017

Progress Report, Updates, and Significant Accomplishments
Since the October 3, 2017 meeting.
Prepared by: Kate Conway-Turner, President

President's Opening Year Address

On October 24th I addressed the Buffalo State College Community in my Opening Year Address: "Seeking Excellence in All We Do". After recapping many of the significant accomplishments from 2016-2017 that demonstrated our commitment to deepening our work as an anchor institution, I set the framework for our focus moving forward. We will continue to address the challenges to our campus budget. This year we will spend more time understanding the budgetary challenges that we face and delineating ways to address and realign our resources with our priorities. This process has already begun and I am working with the campus to make needed adjustments. I will provide updates to the Council on our progress at future Council meetings. We will plan the rebalancing of the budget so that we can meet or exceed our goals. Even though we have seen our expenses increase and have not seen comparable increases in revenue, keeping tuition affordable for our students remains extremely important. Thus we will need to rebalance our expenses to match existing all-funds revenues. This will allow us to mobilize our resources to best meet the campus' priorities. You can read my complete address at <http://president.buffalostate.edu/opening-year-address-2017>.

Presentation at the 2017 Coalition of Urban and Metropolitan Universities (CUMU) Annual Conference: Challenges and Progress in Addressing our Urban Imperative

I was joined by, Buffalo State colleagues Jevon Hunter, the Wood Beals Endowed Chair for Urban Education and associate professor in elementary education and reading, Kathy Doody, assistant professor, exceptions education and John Siskar, senior adviser for education pipeline

initiatives for a presentation at the CUMU annual conference in Denver, Colorado in October. Our presentation focused on how a guiding philosophy of engagement in urban settings with a guiding principle of partnership reciprocity has become visible across our institution and how we have reaffirmed our responsibility as an anchor institution in the city of Buffalo. Our presentation focused on the challenges encountered and progress made in addressing what we see as an urban imperative.

Campus and Community Events

The College is making its mark with many signature programs on campus as well as participation in community events and activities. I am delighted to share some of the highlights with you in this report.

- **Pre Collegiate Academic Success Center (PASC)**

On October 4th we cut the ribbon on the new home of our Pre Collegiate Academic Success Center in Buckham Hall. Programs in the center include STEP, Liberty Partnership and Upward Bound. Through these federally and state funded programs, Buffalo State partners with local high school to provide services and support to disadvantaged students who have demonstrated the potential to enroll and graduate from institutions of higher education. This new configuration in PASC will increase our ability to reach a larger population of students. Buffalo State has been a leader in Precollegiate program activist since the 1980s. The college recently received a \$2.25 million award for Liberty Partnership for the 2017-2022 cycle and just over \$2 million for the Upward Bound Program for 2017-2022.

- **Great Lakes Open House**

On October 12th the Great Lakes Center held its annual open house where the faculty and students presented an overview of the Center's activity for 2016-17, provided a progress report on the Ecosystem Science Graduate Program, and facilitated a discussion on current and potential projects and ideas for future research. The event was held at the Center's Field Station on Porter Avenue. Although the main focus of the research in the Great Lakes Center concentrates on the Great Lakes basin, national

and international projects are also considered of high priority as they expose our scientists to the cutting edge of modern science, facilitate collaboration, and greatly increase visibility to the center's activity in the scientific community.

- **The Anne Frank Project (AFP) Festival**

On October 3rd and 4th, the campus hosted over 3,000 guests at the 2017 Anne Frank Project Festival: Sharing Stories/Connecting Communities. Our annual AFP social justice festival is truly the product of multiple offices, programs, departments, and individuals who are committed to activating the core values of Buffalo State. AFP is proud to have welcomed over 40,000 attendees to our campus over the past nine years, and we look forward to celebrating our milestone 10-year anniversary festival next year.

- **50th Anniversary of the International Center for Studies in Creativity**

This is the 50th anniversary year for the Creative Studies Department and on October 14th the department held the “Creativity Expert Exchange” Conference as the signature event to celebrate this milestone. More than 120 participants from across the US, Canada and other countries, including The Netherlands, Belgium, Mexico, Italy, Australia. Many in attendance were alumni of Buffalo State’s graduate program in creativity.

- **Fall Open House**

On October 21st we held an open house for students and family members who wanted to learn more about Buffalo State. The Performing Arts Center was filled to capacity, and hundreds of additional guests were seated in the Ciminelli Recital Hall for the opening session. Throughout the day visitors learned more about academic programs, student organizations, athletics, community service, study abroad, undergraduate research, and much more. Many visitors also toured the campus to get a real look into our learning and support spaces. There were lots of smiling visitors on campus, and it was wonderful to feel the electric excitement in the air as students and families became energized about all we have to offer at Buffalo State. It was a pleasure to

welcome these eager students and their supportive family members to Buffalo State. Our commitment to excellence, engagement, and social responsibility seemed to be just the ingredients many students were seeking. I thank all faculty, staff, and students who participated in the open house and shared in communicating the special and unique Buffalo State experience.

- **Homecoming and Family Week**

Homecoming and Family Week (October 22 – 28) was full of excitement, energy, and just plain fun—Buffalo State style. There were many activities as current and former students, family members, faculty, staff, and friends of the college flocked onto campus to enjoy and celebrate Buffalo State events, traditions, and fond memories. The week was filled with performances, films, special programs, a Homecoming parade, and athletic competitions on Saturday when our football team, men's soccer team (ranked 13th in the country), and men's ice hockey team all showed off the skills, talents, and balance of our Division III athletics program.

- **Patricia H. and Richard E. Garman Art Conservation Department Open House**

On October 27 the Patricia H. and Richard E. Garman Art Conservation Department held its annual fall open house. This event gave visitors a peek into the world of art and cultural heritage conservation. Department students and faculty presented their conservation work from the past year. Many of our guests took a tour of the art conservation studios and labs. This event was free and open to the public.

- **Civic and Community Engagement Office Open House**

Connecting our academic and community projects in ways that contribute to the success of individuals and communities is the foundation of our Civic and Community Engagement Office (CCE). On November 28th we officially opened the new offices of CCE in South Wing 130. The lobby of South Wing was filled to capacity with faculty, staff, students, and community partners who joined CCE to celebrate their new location. CCE's director, Laura Hill Rao, shared the office's

recent accomplishments and praised her outstanding staff and the dedicated faculty that allow the center to accomplish its goals. With our new Civic Engagement Plan approved and in place, the center is already making great strides to deepen our civic and community engagement. New service-learning courses, new community projects, additional alternative break locations, and new community partnerships are already realized as we deepen our work.

- **SEFA/United Way Campaign**

I'm very pleased to announce that the Buffalo State community has once again shown its compassion to our neighbors and commitment to the annual SEFA United Way campaign. This year's campaign ended by surpassing its goal of \$105,000 with a \$106,452 contribution.

Faculty and Staff Awards and Recognition

- **SUNY Performance Improvement Grants**

Buffalo State has been awarded \$1.385 million from SUNY for various projects that are design to assist the college with improving overall performance in the areas of student recruitment and retention, academic advising, applied learning and data analytics. These awards will provide funding for up to two year to implement and expand programing.

- **Faculty and Staff Recognition Ceremony**

On October 5th Buffalo State celebrated six faculty and staff members who have been recognized with SUNY Chancellor's Award for Excellence. These awards cover a wide range of accomplishments in the areas of classified service, scholarship and creative activities, faculty service, and adjunct teaching. Eleven of our colleagues also received President's Awards for Excellence in service to the college, equity and campus diversity, research, scholarship, and creativity, academic advisement and teaching.

Senior Administration Updates

Dr. Timothy W. Gordon, Vice President for Student Affairs

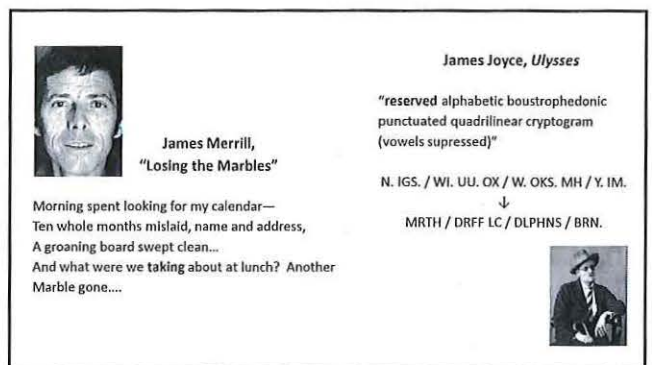
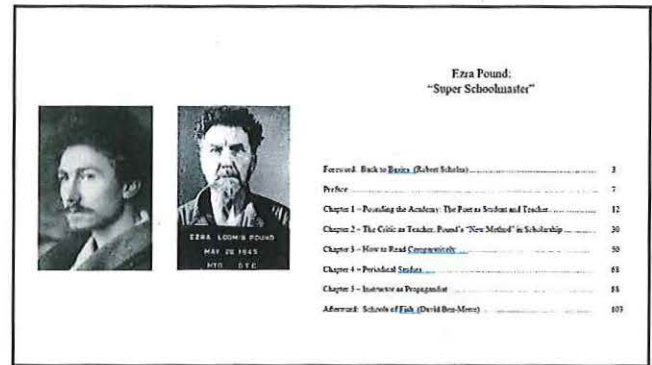
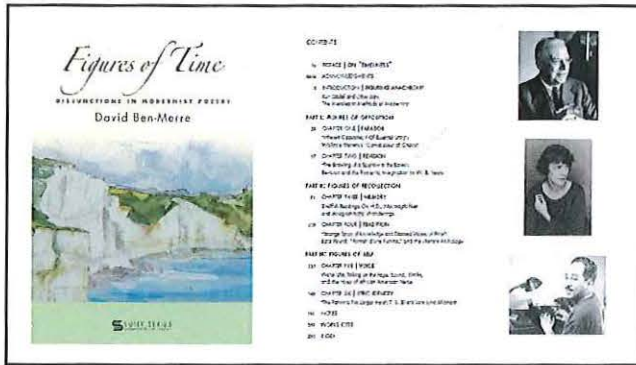
I am pleased to announce the appointment of Timothy W. Gordon as Buffalo State's new vice president for student affairs. Dr. Gordon will officially join the Buffalo State community on February 1, 2018. Tim brings more than 20 years of student affairs administrative experience to Buffalo State, including the past four years at Wisconsin-Milwaukee, an urban institution with many similarities to our campus. His leadership style lends itself to broad collaboration across all campus departments and divisions. I believe Dr. Gordon will be a wonderful addition to the Buffalo State family as we work together to foster a welcoming and inclusive environment in which our students continue to thrive academically, civically, and socially.

Daniel C. Vélez, Interim Vice President for Student Affairs


Daniel C. Vélez, interim vice president for student affairs, is leaving Buffalo State on December 31, to become chief of staff to the president of Shippensburg University in Pennsylvania. Danny has served Buffalo State within the Student Affairs division in various positions of progressive responsibility, including coordinator of Latino/Caribbean student services, assistant to the vice president for student affairs, interim associate vice president for enrollment management, associate vice president for student success, and currently as interim vice president for student affairs. In all of his duties and responsibilities, Dr. Vélez has served with distinction, dedication, and the highest level of professionalism. For example, in his short time as interim vice president for student affairs, he made significant advancements to the Student Affairs division, such as reorganizing Weigel Health and Counseling under new leadership and a new name, and aligning and reorganizing student conduct to meet best practice. Please join me in expressing heartfelt appreciation to Danny for his 16 years of exceptional service to Buffalo State.

Susanne P. Bair Vice President for Institutional Advancement

Finally, I would like to express my sincere thanks and appreciation to Dr. Susanne Bair for 10 years of leadership and dedication to Buffalo State College as vice president for institutional advancement. As you may know, Susie will be retiring in early spring. The college community will formally celebrate Susie prior to her retirement date. More details on her celebration event will be shared with the College Council soon.



- a carpe diem poem is one that "sees the day."
- "after, the Russian revolution, we reached the absolut"
- "in Hollywood, women are the damzels in disdress"?



2017-18 Case Problem


State of Midlands v. Dylan Hendricks

BY THE AMTA CRIMINAL CASE COMMITTEE
ALAN B. HAY (Chair) • DUSTIN B. CHAMBERLAIN • LAYLA BRANDENBERG • ANNA R. BLOOMER
ELIOTT M. HARRIS • MICHAEL N. KELLY • JAMES L. SHERMAN

SYNOPSIS
Aldredges have charged Dylan Hendricks with the attempted murder of Kerry Bell-Leon, the spouse of Current Polk-Less. Current and Dylan were engaged in a romantic relationship.

AVAILABLE WITNESSES

• Kerry Bell-Leon, Victim	• Anna Blomberg, Law Clerk
• Bailey Bell-Leon, Victim's Child	• Dylan Hendricks, Defendant
• Chandler Wason, Social Media	• Eric Harris, Prosecutor
• Douglas Jones, Victim's Friend	• Justice Smith, Call Phone Expert
• Detective M. Nichols, Police Officer	• P.W. Longfellow, Call Phone Expert



STATE OF MIDLANDS,
COUNTY OF POLK, SS:
In the Year 2017

THE JURORS OF THE GRAND JURY OF THE STATE OF MIDLANDS, within and for the body for the County aforesaid, on their oaths, in the name and by the authority of the State of Midlands, do find and present that:

COUNT ONE
ATTEMPTED MURDER

On or about July 16, 2017, in Polk County, Midlands, Dylan Hendricks did purposely or knowingly engage in conduct which if successful would have caused the death of another person, which constitutes the offense of **ATTEMPTED MURDER**, a Felony of the First Degree, in violation of Midlands Penal Code 909.02, and against the peace and dignity of the State of Midlands. To wit: Dylan Hendricks used an extension cord and/or a gun in an attempt to cause Kerry Bell-Leon's death.

D. Hay
D. Hay (009920)
PROSECUTING ATTORNEY

A TRUE BILL
A. Lazzarus
FOREPERSON, GRAND JURY

State v. Hendricks: Case Law & Objections

State v. Matthews (2016)
Reaching State v. Matthews and Field, the court provided that during a closing argument, a prosecutor may not suggest that the defendant acted to provide evidence in order to be found not guilty.

State v. Butler (2015)
Reaching State v. Butler and Field, the court provided that during a closing argument, a prosecutor may not suggest that the defendant acted to provide evidence in order to be found not guilty. In addition, it is not appropriate "leading" for the prosecutor to point out the defendant's evidence in order to suggest that the defendant has not produced evidence in order to suggest a theory or argument that has been proven or is the defendant. However, the prosecutor may not suggest that the defendant acted to provide evidence in order to be found not guilty.

Final Paragraph

State v. Adams (2015)
Even if the State elects to discuss a particular charge or element in its closing argument, the defendant will not present evidence to rebut that charge or element. The State may not argue in its closing argument that the defendant's evidence is based on the State's closing argument to prevent evidence supporting that charge or element.

BY THE COURT: (009920) (009920)

OBJECTION!

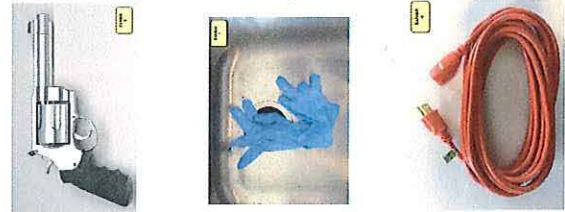


RELEVANCE?

State v. Hendricks: Affidavits & Expert Reports

[illegible]

State v. Hendricks: Evidence



State v. Hendricks: Evidence



2017-18 Buffalo State Mock Trial Team

**Research and Education:
Ecology of the Niagara River**

Alicia Pérez-Fuentetaja

Collaborators: Randal Snyder, Mark Clapsadl
Students: Jacob Cochran, Christopher Osborne, John Lang,
Jo Johnson, Steven Fleck, Hulgrid Gource

 **BUFFALO STATE**
The State University of New York

 **GREAT LAKES CENTER**
B-111 4219 5101 • The State University of New York

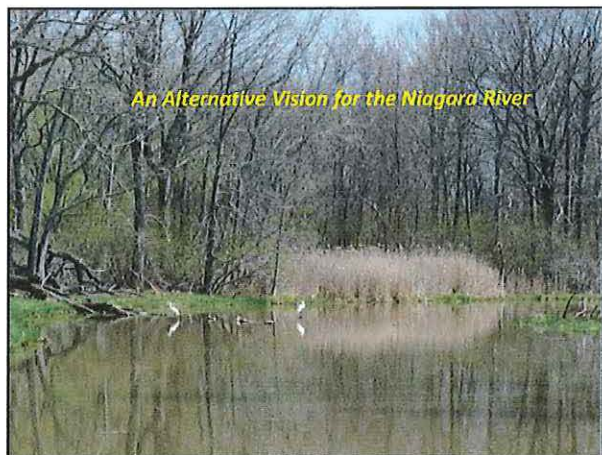
A close-up photograph of a New York Threatened common tern (Sterna hirundo) in flight, with its wings spread wide and its tail feathers visible. The bird is flying over a body of water, and its reflection is visible in the water below.

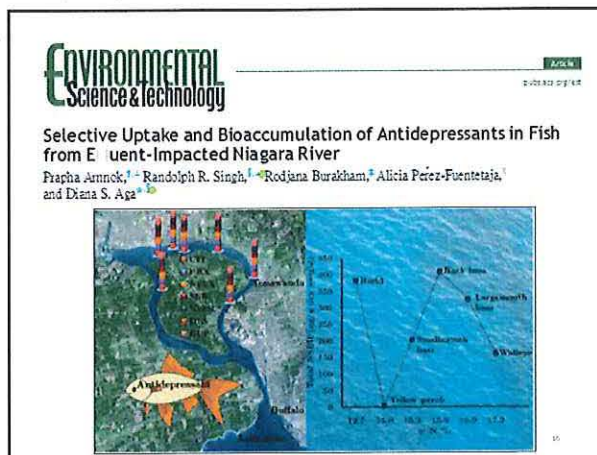
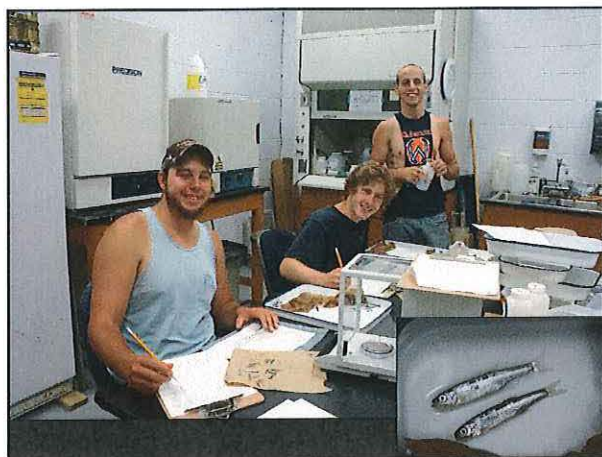
New York Threatened common tern
(*Sterna hirundo*)

Niagara River globally recognized as an Important Bird Area (IBA),
currently in review for "Ramsar Site" denomination

A photograph of a shoreline with a large blue water tower and a building. The water is calm, and there are trees in the background. The image illustrates the impact of human activities on the river's environment.

- Shoreline alterations
- Water diversions: hydroelectric power
- River-channel modifications
- Fast flow





**REPORT OF THE GOVERNMENTAL RELATIONS COMMITTEE
TO THE BUFFALO STATE COLLEGE COUNCIL
December 2017**

The Governmental Relations committee met Friday, October 13, 2017 at 8:30am to discuss the agenda for the upcoming year and to outline a long term advocacy plan. Attending the meeting were Chairperson Linda Dobmeier and Council members Mylous Hairston and Charles Naughton.

The committee discussed the current needs of the campus and began to outline a legislative agenda to help meet those needs. The discussion focused on the current political and budgetary landscape at the state and federal levels and the implications for both the State University as a whole and Buffalo State in particular. The reported/projected deficit facing New York State was of particular concern. Staff advisor William Benfanti outlined the federal and state actions that were pending in the coming weeks, and it was decided that a follow-up meeting should take place in December once more information was known about the state and federal budgets.

FEDERAL

Subsequent to this October meeting, significant action has taken place on the federal level on federal tax reform that impacts higher education generally, and New York State finances specifically. The Senate tax reform bill passed with a vote of 51-49 after many last-minute revisions and amendments. The Senate bill will now be reconciled with the bill passed by the House, which will happen in the coming weeks, before being sent to the President. There were several significant modifications, confirmed with SUNY Federal Relations, to the bill:

- The section regarding state and local tax deductions (SALT) was identical to that of the House bill meaning the deduction for state and local income and sales tax was repealed, and the deduction for state and local property taxes was capped at \$10,000.
- This bill did not contain student-centric pieces like the student loan interest deduction (SLID) repeal, the consolidation of the three higher education tax credits, and the taxing of graduate and research assistant tuition waivers.
- The tax on endowments qualification was raised to include private institutions with endowments of \$500,000 per student. This was changed from endowments of \$250,000 per student that was included in the House version.
- Lastly, they removed the Unrelated Business Income tax (UBIT) provision regarding royalties of names and logos.

While not exactly what SUNY or Buffalo State would have sought, the Senate modifications are generally more favorable than the original House language. We will continue to monitor this legislation in conjunction with SUNY as the conference language is finalized. The impact on the state finances is also a concern that we need to closely monitor.

In addition to the federal tax reform, Congress is seeking action on the Higher Education Act (HEA) Reauthorization. We expect both the House and the Senate to be fully engaged in HEA reauthorization in early 2018. The House has already released draft language which has significant impact on higher education law with respect to teacher education, as well as possible changes in Pell Grant requirements, FAFSA simplification, etc.

STATE

Also subsequent to our meeting, the SUNY Board of Trustees passed a budget proposal for 2018-19. The budget request puts forward some creative solutions to set aside a fund for students, relief for SUNY and campuses, as well as matching funds for initiatives. However, a significant effort for advocacy and education will be needed given the challenging state budget environment we are likely to face. In January 2018 we will hear more about the budget in the State of the State address, then the budget presentation from the Governor and agencies.

Submitted by Linda Dobmeier, Chair