

**IOWA STATE UNIVERSITY FACULTY SENATE
FACULTY SENATE MEETING minutes
FEBRUARY 9, 2010
GREAT HALL, MEMORIAL UNION**

Attendance

Present: Agarwal, S.; Anderson, D.; Anderson, P.; Arndt, G.; Baker, R.; Baldwin, C.; Beattie, G.; Beell, T.; Beresnev, I.; Blevins, J.; Bracha, V.; Butler, A.; Byars, J.; Chaudhuri, S.; Clough, M.; Daniels, T.; Day, T.; Dell, B.; Doran, M.; Ford, C.; Freeman, S.; Geske, J.; Hargrove, M.; Haynes, J.; Hendrich, S.; Herrmann, P.; Hillier, A.; Hochstetler, A.; Huffman, W.; Jackman, J.; Katz, A.; Keren, N.; Korsching, P.; Kushkowsky, J.; Loy, D.; Luecke, G.; Manu, A.; Maitra, R.; Martin, M.; Martin, R.; Matzavinos, T.; Mayfield, J.; Minion, C.; Muench, J.; Niday, D.; Osweiler, G.; Owen, M.; Palermo, G.; Pleasants, J.; Porter, M.; Porter, S.; Sapp, T.; Schalinske, K.; Selby, M.; Smiley-Oyen, A.; Stalder, K.; Strohbehn, C.; Torrie, M.; Townsend, T.; Tuckness, A.; Vander Lugt, K.; VanderZanden, A. M.; van Leeuwen, H.; Wallace, R.; Walter, S.

Absent: Arndt, G.; Beetham, J.; Cooper, E.; McQueeney, R.; Napolitano, R.; Owusu, F.; Prieto, L.; Rule, L.; Sturm, J.; van der Valk, A.; Wang, Z.J.; Windus, T.

Guests: Carlson, S. (Provost Office); Hoffman, E. (Provost); Holger, D. (Provost Office); Peiffer, G. (GPSS); Rosacker, E. (University Relations)

I Call to Order

A Seating of Substitute Senators

Acting in van der Valk's stead, Owen called the meeting to order at 3:32.

II Consent Agenda

A Minutes of Faculty Senate, January 19, 2010 - [S09/M/4]

B Agenda for February 9, 2010 – [S09/A/5]

C Calendar – [S09/C/5]

Agenda approved unanimously without discussion. Approval motion and second not recorded.

III Announcements and Remarks

A Faculty Senate President

Van der Valk not present.

B Faculty Senate President-Elect

Owen thanked the Governance Council and its subcommittee for their recent efforts with Handbook and MOU. Asked for senators to step forward and be willing to replace term-limited Council Chairs. Asked that during ensuing discussion today that senators keep comments brief and to allow others to speak before returning to microphone.

C Provost

Hoffman also expressed gratitude for Governance Council and its subcommittee. Noted that she was optimistic that proposed Handbook revisions and MOU could be something agreeable to faculty and administration. Noted that legislature could add back \$10.8M as supplement to

the FY 2010 budget, but could be a one-time palliative. Noted that Dean Thompson of Vet Med had announced his retirement effective 1/1/11.

IV Old Business

A Proposed Changes to FH Section 8.4.8 Open Meetings at ISU – Governance Council (Porter) [S098-12]

Porter noted that current Handbook open meetings policy is anachronistic, as it's not what we do (in terms of published notices, etc.). Tanaka added that a change was advisable. Geske expressed dismay that the issue was coming up yet again. He stated that it was not enough to "promote" open meetings, and that it's too easy to close a meeting—not enough transparency. Publication of meeting notices could be on web, as for instance ISU Daily. Advises that we vote the motion from Gov. Council down, and substitute a statement that we follow state law. On a show of hands, the motion to approve prevailed 38 yeas/20 nays.

B Minor in Critical Studies in Design – (Hendrich) [S09-13]

The motion to approve prevailed unanimously by voice vote.

C ME in Information Assurance – (Hendrich) [S09-14]

The motion to approve prevailed unanimously by voice vote.

D ME in Civil Engineering – (Hendrich) [S09-15]

The motion to approve prevailed unanimously by voice vote.

E BS in Event Management – (Hendrich) [S09-16]

Kushkowski noted that there were two external letters of support for establishing this degree that were essentially identical in text, raising concerns about their actual authorship. After some discussion, a voice vote was called for, which was inconclusive. On a show of hands however the motion to approve prevailed, 40 yeas/12 nays.

F ME in Materials Science – (Hendrich) [S09-17]

The motion to approve prevailed unanimously by voice vote.

G Discontinuance of M.S. in Business (Hendrich) [S09-18]

Geske asked whether faculty would be let go as a consequence of the discontinuance. Hendrich said not an issue. Walter noted that the degree has been displaced by the MBA; no loss of students or faculty would result. Subsequently the motion to approve prevailed unanimously by voice vote.

H Proposed Changes to FH Section 3.4 Nonrenewal or Termination of Appointment – Governance Council (Porter) [S09-11]

Porter clarified that senators had been sent a "track changes" version of the document, along with a "clean" version. The former was sent at the behest of Owen, so it would be apparent what had been changed.

Van der Lugt asked why not MOU placed in Handbook. Porter replied that MOU is a temporary measure that would "sunset". Van der Lugt asked why there was no proposed departmental

level of approval for program discontinuation. Selby offered that details would emerge in the MOU, which is a legal document that the Senate will vote on at some point. S. Porter noted that if there is a discrepancy between section 3.4 and 10.8 (regarding program discontinuation process), that this may be an oversight and must be corrected.

Townshend suggested that despite the “good faith” clause, faculty displaced by program discontinuation would have a tough time being picked up in another unit, what with budget limitations. Suggested that the new 3.4 language gives up too much, and that tenure should mean something. S. Porter explained that the new Handbook language as proposed makes us mirror the University of Iowa, as well as conform ISU with AAUP language and policy recommendations. Noted there has to be some way for administration to deal with the budget. Noted that the MOU is a negotiation between faculty and administrators. Noted that the definition of “program”—in terms of which program a faculty member is identified with—comes down to teaching duties, in cases where there may be some ambiguity as to the “home” of a particular faculty member. Noted that departments proposed to not have a vote on program discontinuance because of the inherent self-interest issue. Allowed that “good faith effort (to accommodate displaced faculty) was not defined. Noted that historically, displaced faculty took 100% of salaries with them to the new department or program. Noted that administrators might agree to 75% but not 100% in such cases. Speculated about how departments or programs would make rules concerning who gets a vote on accepting a displaced faculty member; suggested that current structure of P+T committees may be best equipped to deal with these issues.

At this point Freeman moved that the Senate postpone a vote on Section 3.4, deferring voting until such time as 3.4 and the MOU could be considered together. Motion seconded by Townshend.

Geske noted that the consensus of the LAS Caucus was that Section 3.4.4.2 revisions was giving up much too much. Encouraged faculty from all units to poll their members to get an accurate measure of support for proposed changes. Proposed that the MOU should be considered first. Offered a friendly amendment to the Freeman motion, that we postpone the voting on Section 3.4 indefinitely.

M. Porter noted that we need to act, for the sake of Deans and administrators attempting to reconcile budget issues that can only be alleviated by overall payroll reduction. Maitra spoke in favor of the amendment, but also asked about the expiration date of the MOU, and wondered what would occur when the MOU expires.

Palermo made a motion to curtail debate on the motion for postponement. With a show of hands the Senate approved the motion 55 yeas/7 nays. On the original motion to postpone the Senate voted 56 yeas/5 nays in favor.

At this point Palermo made a motion to have the Senate go into Committee of the Whole for the sake of a more liberated discussion of Handbook changes. Geske seconded. A senator who failed to identify himself (as so often happens) advised that we not go into the Committee of the Whole so as to have a legitimate discussion on the record. The question then called on

the motion, which prevailed 38 yeas to 20 nays (therefore now in the twilight zone of no minutes-taking).

Close to 5pm, Wallace moved to rise from the Committee of the Whole. Motion seconded, unanimous vote carried the motion. Wallace then made a motion to extend 20 minutes, and Mayfield seconded. Motion defeated 29 nays to 26 yeas. Selby then mad a motion to extend 10 minutes, seconded by Manu. Much more palatable, apparently; motion carried by voice vote.

Freeman noted that the new 3.4.4.2 does not change what we do, and that a hiring freeze does not make sense. All this to be addressed in the MOU. Ford then asked why we need a program closure clause anywhere; if all this had been brought about because of budget issues, why not invoke "financial exigency"? Tanaka replied that invoking exigency looks bad for the institution, and could be very damaging. Program closure seen by administration as a stopgap interim strategic measure short of full crisis mode.

Hendrich asked how we would define "academic reasons" for a program elimination. She suggested we not attempt to create a new Section 3.4.4.2 in the Handbook, but instead to place such things in the MOU, since it is temporary. Huffman asked whether budget situation has improved at all since late last year. Hoffman answered that we cannot know because we are at the mercy of the legislature. Selby suggested that we consider the MOU draft by itself. Baldwin expressed gratitude for the clarification of policies regarding those with the title of "clinician". Maitra asked about what happens when the MOU expires. Ford made a motion to extend 2 minutes; just for wrap-up. Anderson seconded, motion carried. Tanaka stated that above all else the MOU needed to be approved, at least a s a temporary measure.

And then by this time, time had truly run out. Mayfield moved to adjourn; Wallace seconded. Motion carried, apparently unanimously.

V New Business

None.

VI Good of the Order

None.

VII Adjournment

Mayfield moved to adjourn, seconded by Wallace. Motion carried.

Minutes assiduously recorded, painstakingly typed and respectfully submitted by Michael David Martin, duly elected Recording Secretary of the Iowa State University Faculty Senate, upon this eighth day of March in the year MMX *Anno Domini*.

NEXT MEETING

TUESDAY, MARCH 9, 2010 -- 3:30-5:00 P.M.

GREAT HALL, MU