

MINUTES OF THE 7<sup>TH</sup> FACULTY SENATE MEETING  
March 07, 2013

Members Present: Chair Ketelaar, Vice-Chair Sanogo; Alexander; Bailey; Bawazir; Blair; Blank; Bock; Bugbee; Christensen; Chung; Clason; DeMers; Drummond; Fisher; Goehring; Gurrola; Gutierrez; Harvey; Hawkes; Jimenez; Kratzke; Lakey; McCormick; McNeel; Miller; Morgan; Paz; Rayson; Rhein; Rodriguez; Rice; Sassenfeld; Schirmer; Shuster; Simon; Vasiliev; Vázquez;

Members Absent: Andersen; Bishop; Boham; Bronstein; Butler; Cowley; Herrera; Huerta-Charles; Huhmann; Mandabach; Maratea; Morrell; O'Connor; Oliver; Pontelli; Sankaran; Sevostianov; Skaggs; Sohn; Train; Turner; Taylor; Zhang

1. Call to Order

This meeting was called to order by Chair Ketelaar at 4:00 p.m

2. Recognition of Guests

Angela Muhanga, ASNMSU Representative; Connie Niseen; Professor Earl Nissen; Lisa Warren, Associate General Council

3. Approval of Agenda

Agenda amended. Proposition number adjustment.

Motion made to approve agenda as amended. Motion seconded

**Faculty Senate Vote: All in favor. No opposition or abstention**

4. Approval of Minutes of January 17, 2013 Meeting and February 7, 2012 Meeting

Motion made to approve minutes as submitted. Motion seconded.

**Faculty Senate Vote: All in favor. No opposition or abstention**

5. Reports of Officers

a. FS Chair, Tim Ketelaar

The full Chair Report will be posted on the Faculty Senate website. Hard copies have been sent. The Presidential Search Committee is on track for the Regents to select a new President at the May Regents meeting. At least five (5) candidates must be selected. The candidates will visit the campus from April 22 – May 2<sup>nd</sup>, during which time interviews will be held. The candidates must participate in public forum events.

The search committee will have a meeting on the last Friday of the Spring break. At that time, all applicants will be reviewed. After the review, a short list of 10-12 candidates will be selected for interviews to be held at the Dallas airport during week of April 1<sup>st</sup>. At least 5 finalists will be chosen from the shortened list of applicants.

The external review of Graduate Education is currently in our purview. The COC recently had a discussion regarding a memo produced and submitted by COC that is an Executive Summary comprised of individual responses Faculty Senators made anonymously to the report. The Executive Summary summarized the responses. The responses leave the Senate with two issues to think about.

1. The Senate is encouraged to determine whether they endorse the recommendation of the external review.
2. Identify if the Senate has an opinion as to whether they would like to see a change of leadership in the Graduate School.

The report is not about the Graduate School, but rather Graduate Education. The Senators were asked to read the report and provide recommendations as to what direction they would like to see the institution take. Almost a third of the Senators mentioned they would like to see a change in leadership.

The COC feels the Senate should think about these two issues, and consider introducing propositions regarding these issues by the next meeting. The Provost is aware of the Senates concerns and shares many of the same concerns.

The University Budget Council met recently to discuss the budget. Three issues were raised.

1. Faculty and Staff compensation.
2. Enhancement of Graduate Student support.
3. Enhanced and increased formula funding.

There will be a special, open Board of Regents meeting, March 11, at 7 a.m. This meeting will be for the purpose of discussing a Budget Workshop. More information will be provided once it becomes available. The President and Angela Throneberry will present us with broad brush strokes for budget next year, prior to the budget being finalized. This is an opportunity to ask questions and provide comments during the open forum. We may want to take this opportunity to communicate the Committees desire for them to revisit the manner in which IDC funds are allocated.

There is an issue in that many colleges don't know what the budget is, and so aren't entirely aware of the status of the department's budget. This has in turn put several departments into a situation where they don't know if travel is possible.

Chair Ketelaar recently had a meeting with Ben Woods. Communication breakdowns were discussed with the goal of improving communications. It would be useful for the Faculty Senate leadership to receive the same briefings the Regents are getting regarding the budget and timing input will be made. Chair Ketelaar is moving in this direction and has produced a memo that will be circulated within the COC. This will create a mechanism for Senate to receive same briefing and timetable Regents are receiving. This may not resolve anything this year, but will benefit us in the future.

Updates from the Legislative Session: House Joint Resolution 8 will be seen in committees within the next week. Chair Ketelaar is hoping this bill will be seen by the Committee early next week, and seen by the Senate very early next week. The Senate is encouraged to search for "NM Legislature" on Google, retrieve the names of our senators, and send them a message urging them to allow this to come to a vote in the Senate, and allow it to pass through committees.

Elections of Senators. The Senate should be able to have an election announced in the next couple of weeks. Chair Ketelaar will be supervising the election of the Chair. Senators Sanogo and Blank have been nominated. Their biographies are being finalized and will be posted to the Faculty Senate website. An announcement will also be submitted to the Faculty Senate listserv.

The Senate chair should be announced in the next two weeks, with a possible deadline of Tuesday, April 2<sup>nd</sup>. The goal is to announce a Chair at the April Faculty Senate meeting. We are required constitutionally to announce in May, however, given the ease and rapid response time electronic voting affords the Senate, and April announcement is possible.

Senator Blank addressed the Senate regarding his work on Proposition 18-12/13, which will set a term limit for the Faculty Senate Chair and clarify the re-election policy for the current Faculty Senate Chair. During his research, he became aware of the fact the current Faculty Senate Chair was not considered for nomination. This is because we were under the impression that, because his term as a regular senator expired, he was not eligible for nomination. Senator Blank has studied the current language in the Constitution regarding this issue. It is clear the Constitution is *not clear* regarding policy for reelection of the Faculty Senate chair. The Constitution states nominees must be current, elected members of the Senate at the time of nomination and election, and must intend to continue as active, non-retired faculty during the following academic year. The current Faculty Senate chair is an elected member of this body.

Senator Blank made a motion to move for a vote from the entire Faculty Senate for nomination of the current Chair, Timothy Ketelaar, and replacement of Senator Blank's name on ballot.

Motion Seconded.

Discussion: This matter has come up before, during the December Senate meeting. At that time, Parliamentarian Clason made a ruling that Chair Ketelaar was not eligible on the grounds he is not currently an elected senator, he is an elected *officer* of the Senate. The Constitution has a provision in it stating that if an elected Chair is a currently sitting Senator, a special election is held within the College for a one-year replacement. The Parliamentarian is not the final arbiter of the ruling. The Senate is the final arbiter and can overrule the Parliamentarian.

Chair Ketelaar has read the Constitution, and found it to be unclear. Because of this, he has asked the Parliamentarian and University Council, Lisa Warren, who both came to the same conclusion.

It was brought out that we need to follow the set rules and regulations with the thought of our future Chairs in mind. This point of view was met with agreement.

Parliamentarian Clason pointed out there is something to be said for continuity in the Chair. As the Committee considers the Constitutional amendment, they should

consider allowing the chair a two-year term. During discussion it was suggested the Bill should perhaps receive a larger hearing and a vote before we have a motion on the floor.

Senator Blank's literal reading of the Constitution indicates the nominee must be a current, elected member of the senate at the time of the nomination. Any chair has been duly elected and the Constitution makes it clear they are a member of the Senate. Additionally, the Constitution provides, in Article 3, Section A:

“The Senate shall be composed of three categories of members: (1) the elected Chair of the Faculty Senate...”

A vote was called for all in favor of stopping the discussion in order to have a vote on the motion.

**Committee Votes: All in favor. No opposition or abstention.**

Vote called for the motion to replace the December nominee, Larry Blank, with current sitting Chair Timothy Ketelaar.

**Committee Votes: In favor - 7. Opposed - 18. Abstaining – 4. Motion does not carry.**

b. FS Vice Chair, Soum Sanogo

The Faculty Senate Vice Chair report has been emailed. The main element has to do with Emergency Legislation and House Resolutions 8 & 9. The report also summarizes the outcome of the working group for the College of Extended Learning and details the steps taken to arrive at their outcomes. There appears to be no objection to the move to dissolve the College of Extended Learning. Dr. Sanogo will draft a proposition to indicate the Senate support of the dissolution of the College. This will be forthcoming.

6. Reports of Standing Committees

Faculty Affairs: Dr. Larry Blank

Faculty Affairs met to consider Proposition 14-12/13. After some amendments, the committee submits a recommendation of ‘Do Pass’.

Long Range Planning: Dr. Gary Rayson

Long Range Planning met and considered Proposition 15-12/13. After discussion, the Committee voted ‘Do Pass’.

University Affairs: Dr. Elizabeth (Liz) Miller

University Affairs met, however they did not have quorum. The Committee discussed Proposition 16-12/13 and requests the Proposition be sent back to their committee.

Scholastic Affairs: Dr. Margaret Goehring

Scholastic Affairs had no legislation, and so did not meet.

Vote was called for by acclimation to accept the reports of the Committees. This was so moved.

**Committee Votes: All in favor. No opposition or abstention.**

7. New Business

**Proposition: 17-12/13** A resolution in support of the New Mexico Legislature House Joint Resolution 8 and House Joint Resolution 9 proposing constitutional amendments to guide the

selection and composition of the Boards of Regents, including faculty representation on these boards, at educational institutions in the State of New Mexico. (Tim Ketelaar; Soum Sanogo)

**Proposition: 18-12/13.** Proposal to amend the Faculty Senate Constitution to specify the re-election policy for the Faculty Senate Chair. (Larry Blank; Rani Alexander)

This proposition would make 3 changes to the Constitution:

1. A term limit would be set of no more than 2 consecutive one-year terms.
2. The amendment would propose to change the Constitution to specify any current Faculty Senate Chair could be nominated and stand for re-election, regardless of the earlier discussed issue. This change would work hand-in-hand with the term limit.
3. Currently, the ballot is required to be prepared within 10-days of the nomination. The change suggests this time frame be changed to 60 days, in order to give more time for the preparation of the ballot.

Assigned to the Long Range Planning Committee, meeting March 14<sup>th</sup>.

**Proposition: 19-12/13.** Proposal to amend the Faculty Senate Constitution to redefine the role of the Senate Committee on Committees and to change its name to the Senate Leadership Committee. (Liz Miller, Meg Goehring)

The proposition would change the name of the COC to the Senate Leadership Committee, and reorders the responsibilities of the Committee as listed in the Constitution. The proposition also proposes to add the responsibility of oversight of the Faculty Senate budget.

Assigned to Long Range Planning, meeting March 14<sup>th</sup>.

**Proposition 20-12/13.** A proposition to change section 5.25.A.2 of the NMSU Policy Manual, Compensation (Gary Rayson, Liz Miller)

Proposition 20-12/13 address the current vagueness in the Policy Manual regarding salary increment raises, which currently stand at 6% of the average. This is an effort to clarify the language used and raised to 7% It is also proposing, prior to the calculation, individual salary be increased to the 50 percentile based on discipline at that rank. It is hoped this will initiate discussion among administration on how best to accomplish this.

Chair Ketelaar has briefed the Provost regarding this issue. His sense is the Provost supports revising this policy, and encourages us to do so in a way that it would be funded in such that it would pass.

Assigned to University Affairs, meeting March 21<sup>st</sup>.

**Proposition 21-12/13.** A memorial in support of Library funding (Liz miller)

Last year the Senate passed a memorial in favor of increased funding for Library materials. They received a one-time donation that did not adequately meet any future funding needs the Library would come across. The budget needs to be shored up because the budget has stayed flat, however prices for materials have gone up every year, past inflation. The Library has been falling further behind and has had difficulty in maintaining its status as a true research library. The Memorial passed by the Senate asked for a review of the budget. The review was approved by then President Couture; however it has not yet come to pass. The memorial also requested a Library Oversight Board be instituted. This has also not happened. The current memorial suggests mechanisms by which this could occur.

Assigned to Scholastic Affairs, meeting March 19<sup>th</sup>.

8. Unfinished Business

**Proposition: 14-12/13:** A Proposition to modify the language of policy 4.05.50 pertaining to the definition of "faculty" who are eligible for filing a Grievance. (Tim Ketelaar, Earl Nissan, Rani Alexander, Margaret Goehring, Ron McNeel, Gary Rayson). Assigned to Faculty Affairs.

Faculty Affairs met and had a lengthy discussion. They ultimately came up with language acceptable to entire committee. The proposed language would request temporary faculty be defined to include those with an FTE of at least 0.10 for at least 2 consecutive years.

**Committee recommendation: Do Pass.**

Motion to accept made and seconded.

**Committee Votes: All in favor. No opposition or abstention. Motion carries unanimously.**

**Proposition: 15-12/13.** Proposal to amend the Faculty Senate Constitution to add a standing committee on Government Affairs (Larry Blank, Rani Alexander, Deb McCormick, Robert Paz, Gary Rayson). Assigned to Long Range Planning.

Long Range Planning met and after short discussion recommend it be adopted.

**Committee recommendation: Do Pass.**

Motion to accept made and seconded.

During discussion it was brought Gary Caruthers is generally supportive of idea. His reaction included a word of caution to not create something where faculty is running amok at the legislature. He is very supportive of something that is formalized within the Constitution. The President was also very supportive with same words of caution. The Senate should be cautious to not run something independent of NMSU administration. Ricardo Rel offered suggestions pertaining to the original language, leading to a slight revision of original language.

Membership of the Committee would include seven (7) voting Faculty Senate members, representing at least three Senate electing groups, as nominated by the Senate. The Faculty Senate Chair will be an ex-officio member, as will the Senior Director of the NMSU Office of Government Relations.

Senator Rodriguez reminds the Committee we've always argued for a greater role in structure of policy etc. It behooves us to have a greater role in the process, rather than just a response after the fact. The more critical aspect is before the session, rather than after in the policy making process.

Senator Blank points out the importance of developing relationships during the "off season". The idea is to appoint faculty with specific levels of expertise to certain legislative committees. This is a model successfully used by New Mexico Tech that has been beneficial in fostering relationships.

**Committee Votes: Opposition - 1; abstention -1. Motion carries.**

**Proposition 16-12/13:** A Proposition to change the timeline for evaluating of Academic Administrators, in the NMSU Policy Manual, section 5.06, from every five years to every three years. (Ron McNeel, Richard Gutierrez) Assigned to University Affairs.

This proposition will be resubmitted to the committee. This issue will be discussed further with the Provost. There was no action from the Committee and will remain as unfinished business at the next Senate meeting.

9. Other Business

- Dissolution of The College of Extended Learning (Soum Sanogo)

The Committee should start seeing drafts of a proposition in the near future. The goal is to see this issue come up again in early April and vote in May.

- External Review of Graduate Education (Tim Ketelaar)  
Chair Ketelaar instructs the Senate to read the Executive Summary Report of the External review, the summary, the comments made by the Faculty Senators, ADAC's response and the Graduate School response. The Senate should think about what position they wish to take, whether it is to endorse the recommendations of the report, or call for change in leadership of the Graduate School.
- Faculty Senate Representative on the Building Committee for the Undergraduate Learning Center (Tim Ketelaar)  
This is part of the Hardman Hall renovations. Any interested in serving on the Committee should see Timothy Ketelaar, or email him your name, or the name of another person for nomination.
- Update on Senate Elections (Soum Sanogo, Tim Ketelaar)  
A reminder is made to nominees to send biographies to Chair Ketelaar.
- Faculty Senate Budget/ Purchasing (Tim Ketelaar)  
The COC has approved the purchase of a scanner/copier for documents that need to be scanned and sent confidentially.

10. Remarks and Announcements

- A. FS Chair
- B. FS Vice-Chair/COC Chair

Announcement: The Constitution requires an evaluation of Faculty Senate leadership twice during the year. Any comments should be sent to Senator Rayson via email. Senator Rayson would like to have responses no later than 2 weeks from today.

11. Adjournment

This meeting was adjourned by Chair Ketelaar at 5:13 p.m.