

2003/2004 Academic Senate

MINUTES
May 17, 2004

I. The meeting was called to order at 2:00 p.m. and attendance was taken. Thirty-seven Senators were present.

Ex Officio:

Present: Nellen, Brent, Van Selst,
Sabalius,
Absent: McNeil, Shokouh, Crowley

Administrative Representatives:

Present: Rascoe, Kassing,
Absent: Goodman, Lee

Deans:

Present: Breivik, Gorney-Moreno,
Absent: Andrew, Meyers

Students:

Present: Greathouse
Absent: Gadamsetty, Sherman,
Torres, Paat, Lam

Alumni Representative:

Present: Guerra

Emeritus Representative:

Present: Buzanski

Honorary Senators (Non-Voting):

Present: Norton

General Unit Representatives:

Present: Thames, Yi
Absent: Liu

CASA Representatives:

Present: David
Absent: Palakurthi, Gonzales

COB Representatives:

Present: Campsey, El-Shaieb, Donoho

ED Represent:

Present: Lessow-Hurley, Katz

ENG Representatives:

Present: Pour, Choo, Singh

H&A Representatives:

Present: Van Hooff, Desalvo, Stork,
Vanniarajan, Heisch, Hilliard

SCI Representatives:

Present: Veregge, Bros, Kellum, Branz, Matthes

SOS Representatives:

Present: Von Till, Ogaz
Absent: Baba

SW Representative:

Present: Coach

II. Approval of Academic Senate Minutes –

The Senate minutes of May 10, 2004, were approved with one amendment from Senator Norton. Senator Norton said the reference to the "Stork Amendment" should be changed to the "Stork Motion."

III. Communications and Questions –

A. From the Chair of the Senate:

Chair Nellen stated, "This meeting will end at 4:00 p.m. in order for the 2004/2005

Academic Senate to meet from 4:00 p.m. to 5:00 p.m." Chair Nellen asked Senators to keep their comments brief as this is a short meeting.

Chair Nellen said, "This is our last meeting of the 2003-2004 Academic Senate, and what have we done this year. We passed 11 policy resolutions, and there are 2 on the agenda today. We passed 10 Sense of the Senate Resolutions, and there are 3 on the agenda today. And, we passed 4 Senate Management Resolutions, and there are 2 on the agenda today. We have had two faculty votes to change our Senate constitution, including the one in the Fall to add Lecturers to the Senate. We have also had a faculty referendum vote. We have received an excellent report from the Department Chairs Task Force, and endorsed an excellent report on Athletics funding. The Senate Office had an open house, and the Senate Office sent out holiday cards. We have made significant changes in the budget process to make it more transparent. Significant changes have been proposed to improve our RTP process. We have made a better outreach to help get and maintain students. We've played an active part in hiring a new President, and in getting the campus ready for WASC accreditation. Many of us across the campus have engaged in a dialogue this year on what it means to be an educated person, and will continue to do so next year."

Chair Nellen said, "I'd like to thank all of you for a great year for the Academic Senate. Special thanks to the policy committee chairs (Senators Katz, Lessow-Hurley, Pour, Thames, Veregge), Vice Chair Donoho, CSU Statewide Senator David McNeil, Past Chair Brent, Interim President Crowley, and Vice Presidents Rascoe, Kassing, Goodman, and Ashton. I would also like to thank Irene Miura for her support. And, a very special thanks to Eva Joice and Sandy Thoi in the Senate Office. You really cannot believe the incredible amount of work they do to make all of this happen. I learned a lot this year about the amount of work done in the office that I wasn't aware of by just going to the meetings."

Chair Nellen said, "I have a few announcements. First, the faculty electorate did vote to change our constitution to add the Vice President of Advancement to the Senate and Executive Committee, and to remove the Vice President of Faculty Affairs from the Senate." Chair Nellen then welcomed Vice President Ashton to the Senate. Chair Nellen thanked Vice President Lee for his years of service on the Senate.

Chair Nellen announced, "The results of the referendum vote were reported to the faculty electorate on Friday. There were 310 votes to sustain the resolution, and 114 opposed. There were 509 ballots cast out of about 2200. The 509 ballots include the part-time votes and that is why it shows 509 votes. This has been reported to Interim President Crowley and incoming President Yu, and was reported in the San José Mercury News."

Chair Nellen said, "Last week we passed two resolutions on Athletics. We need to follow-up to ensure action is taken on them. Personally, I don't want to see us just pass another resolution in 2014 asking the President to reduce the general fund contribution to Athletics again. This is what we did in 1983, 1993, and 2004. We need to do more."

Chair Nellen said, "If you have not done so yet, please visit the WASC portfolio web site to see all that is going on with the WASC accreditation process. You can find all this

information at <http://www2.sjsu.edu/wasc>. It is a really impressive site that will be there beyond the WASC accreditation."

Chair Nellen said, "Thanks to Senator Gorney-Moreno for demonstrating our online calendar capabilities outside in the foyer. She also has a handout with information on how to access that station and how to get information posted to it."

Chair Nellen said, "I want to extend congratulations to Associated Students. The new officers have appointed students to all the committees now so they are ready to go in the Fall. This is a tremendous success. Special thanks to incoming President Rachel Greathouse and to Pearl Yuan for getting this done. Also, I will be getting a copy of the committees' year-end report to the students so they can see what has been done this year."

Chair Nellen encouraged all Senators that were continuing in the 2004-2005 Academic Senate to introduce themselves to at least one new Senator at the 4:00 p.m. meeting.

Questions:

Senator Stork said, "I have the newspaper and there is a quote by you in it, and I wondered if you were quoted out of context perhaps. The quote says, "We are essentially sending a vote to the President that has to be ignored." I was wondering if you meant you have to ignore it, or that Crowley has to ignore it? The passive voice disturbs me, and I was wondering what you meant by that."

Chair Nellen said, "You are referring to the discussion I had with Becky Bartindale from the San José Mercury News. "We do know that statements were made by Interim President Crowley after his discussion with incoming President Yu, that they are extremely unlikely to drop the Athletics funding to 1.8% by next year. Of course, that could happen if significant contributions were made to Athletics that would cover the general fund makeup. That would occur without the resolution passed by the Senate. I think it is the time frame that makes it unrealistic. They are already recruiting students for next year. And, we have no idea what the costs would be for leaving Division 1A. This is why I think the time frame is unrealistic."

Senator Stork said, "Didn't the resolution say to begin the process?" Chair Nellen replied, "No, it says by 2005/2006." Senator Stork said, "I just found it somewhat disturbing that you seem to cast the whole electorate process in some doubt. You are our elected representative, and we are elected representatives to the faculty, and I take it as my duty to act on their behalf as I hope we all do. I thought it de-legitimized what we do here. Chair Nellen replied, "Thank you."

Senator Heisch said, "I'd like to follow-on with what Senator Stork said, because I too was disturbed by not only the language in the San José Mercury News article but also by language I saw in the Spartan Daily. In an interview with Interim President Crowley the Spartan Daily reported that he said that we would have Division 1A for years to come. I heard him repeat this at the Tower dinner, and also say that the Chancellor and Board of

Trustees would not be opposed to this. This seems to indicate that everyone is just going to officially ignore us, and that somehow this is policy. When I was in the CSU Statewide Senate, one of the things I knew for sure was that the Chancellor viewed Athletics as a campus-by-campus issue. The one thing that the Chancellor would not touch would be what an individual campus decided to do about Athletics. So, it is very disturbing to hear this kind of an alignment of voices. And, also to hear the misinterpretation of our resolution which I believe did suggest a clause that would be the equivalent of "with all deliberate speed" to get out of the WAC. It's not a timetable that says by next year you're going to be down to 1.8%, because that makes us look like an idiot since we cannot possibly do that. I would be very, very grateful if the Chair would clarify her position, and the position of the Senate in general, because otherwise the next time we have a faculty referendum I'm afraid that people will be entitled to infer that it is meaningless, even though the turnout that you reported is quite extraordinary and everyone should understand that."

Chair Nellen replied, "I'm not going to comment on what President Crowley may have told the Spartan Daily. I wasn't there, and he can explain that on his own. The resolution that was passed said "Resolved, that we will drop the percentage to 1.8% by 2005/2006." That would be the year that is being budgeted for right now and that is unrealistic. And, the next sentence in that resolution says "because this is not possible, we urge the President to leave Division 1A and the WAC." I know from talking to people on campus that the resolution was highly misunderstood. The faculty referendum should be respected. The 509 votes show a fairly decent turnout. I think what we need to be doing is help move the dialogue along on what kind of Athletics program is appropriate for the university. I don't think we want to keep passing a resolution every ten years that says drop the percentage of the general fund going to Athletics without further analysis of what is appropriate. I don't think we are doing enough. We should have begun doing this when the NCAA changed its standards. We should have done an analysis then of what was the appropriate sports program, and Division for this campus. I think the resolution passed last week encouraging President Yu to establish an Athletics Task Force is the right direction."

Senator Katz said, "As someone who spoke against the resolution, voted against the resolution, and as someone who was part of the team that wrote the report, it should be clear that people who may have opposed the resolution certainly did not oppose the rapid reduction in general funds, or the effort to get accountability from the Athletics Department. One of the potentially misleading facts of this kind of interpretation is that if Athletics is getting the message that they don't have to be worried about what they're doing and they can just go full-scale ahead, that is clearly an inappropriate message. I think there was unanimous agreement among the three of us that wrote the report, that Athletics is way over priced and there needs to be some accountability. I am completely behind the spirit of the resolution. The spirit was let's cut, let's look at holding Athletics accountable, and let's get a program together. The report is going to the President, and I think the report is a very thoughtful, and very critical report for Athletics."

B. From the President of the University –

Senator Kassing presented a plaque to Chair Nellen in appreciation of her service as Senate Chair during 2003-2004.

IV. Executive Committee Report –

A. Executive Committee Minutes –

May 7, 2004 – No questions.

May 10, 2004 – Senator Brent asked why the minutes refer to him by name when they usually don't refer to the members by name. Chair Nellen said Eva would remove the reference.

B. Budget Advisory Committee Minutes – None

C. Consent Calendar – Approved as is.

D. Executive Committee Action Items:

Senators Lessow-Hurley and Veregge presented *AS 1245, Policy Recommendation: The Planning and Budget Process at SJSU (Final Reading)*. **Senator Veregge presented two friendly amendments from Senator Norton.** The first was to insert a new "Whereas" clause after the second existing "Whereas" clause to read: "Whereas effective participation of the Academic Senate in the budget and planning process is essential to its policy-recommending functions, and". The second amendment proposed inserting a new "Resolved" clause at the end that reads: "Resolved, that in any budget and planning policy adopted, effective linkage to the Academic Senate should be assured by provisions similar to those stated in paragraphs 3.1.6 – 3.1.10, 3.7 and 3.8 of the Resource Planning Board policy attached to this resolution as Appendix B, section 2; that is, substantial Senate representation, regular reports to the Senate, and identification of actual and potential policy issues for Senate consideration." **Senator Veregge presented a friendly amendment on behalf of Chair Nellen** to modify the first "Resolved" clause to read: "Resolved, that the RPB as described in S04-1 continue until a new budget policy is established or until May 31, 2004, whichever occurs first, with the existing membership continuing except for persons holding an elected position, such as AS President; and". **The Senate voted and AS 1245 passed as amended.**

Senator Donoho presented *AS 1253, Sense of the Senate Resolution: Supporting the First Academic Integrity Week to be held in Fall 2004 (Final Reading)*. **Senator Brent presented a friendly amendment** to remove "first" from the 1st line of the Resolved clause, and to change "during September 2004" to read, "each Fall" in the last line of the Resolved clause. Senator Donoho presented an amendment to add a "Whereas" clause to read: "Whereas, in Spring 2004, the Senate passed AS 1246 reaffirming and clarifying the SJSU Academic Integrity policy and Academic Integrity week is an opportunity to highlight this policy." Senator Brent made a motion to reorder the agenda to debate AS 1246 prior to AS 1253. The Senate voted and the motion passed. The agenda was reordered. The Senate returned to AS 1253 for debate after approving AS 1246. **The Senate voted and AS 1253 passed as amended.**

V. **Unfinished Business - None**

VI. **Policy Committee and University Library Board Action Items. In rotation.**

A. Instruction and Student Affairs Committee –

Senator Pour presented *AS 1246, Policy Recommendation: Academic Integrity (Final Reading)*. Senator Buzanski presented a friendly amendment to change "Academic Dishonesty Policy" to "Academic Integrity Policy" in the Resolved clause. Senator Matthes presented a friendly amendment to remove the comma after "The public". Senator Thames presented a friendly amendment to remove "his or her" from the first and second line of number 1, under the section titled "Faculty Member Role," and to replace "he or she" with "the faculty member" in number 3, the first line, of the same section. **The Senate voted and AS 1246 passed as amended.**

B. University Library Board –

Senator Branz presented *AS 1249, Sense of the Senate Resolution: Infusion of Information Literacy into the SJSU Curriculum (Final Reading)*. Senator Brent made a friendly amendment to change the fifth "Whereas" clause where it reads, "English 1Band" to read, "English 1B and". Senator Lessow-Hurley presented an amendment to change the "Resolved" clause to read, "Resolved, that the Senate strongly support the incorporation of information literacy into the General Education (GE) Guidelines (when they are considered for revision in 2005). **The Senate voted and the Lessow-Hurley amendment passed.** Senator Buzanski made a friendly amendment to change the fifth footnote reference from {579-1} to {S79-1}. **The Senate voted and AS 1249 passed as amended.**

C. Professional Standards Committee –

D. Curriculum and Research Committee –

E. Organization and Government Committee –

Senator Veregge presented *AS 1251, Senate Management Resolution: Dissolving the Improvement of Instruction Committee and Transferring its Charge to the Student Success and Instruction and Student Affairs Committees (Final Reading)*. Senator Lessow-Hurley presented an amendment to change the membership in the third resolved clause, 2nd to last line from, ", and one additional representative from Student Affairs, selected by the VP of Student Affairs," to read, "and the Director of MOSAIC,". **The Senate voted and the Lessow-Hurley amendment passed.** Senator Van Selst made a friendly amendment to split the Third "Resolved" clause after, "Student Affairs Committee." Then add after "Student Affairs Committee," "and therefore be it," and then also add a new "Resolved" clause to read, "Resolved, that the Director of the Career Center, the Director of the Disability Resource Center, and the Director of Counseling Services (or their designees), one graduate student, and the Director of MOSAIC, be added to the Student Success Committee, and be it further." **Senator Rascoe made a friendly amendment** to change the new fourth "Resolved" clause to read, "Resolved, that the Director of the Career Center, the Director of the Disability Resource Center, the Director of Counseling Services (or their designees), one graduate student, the Director of MOSAIC, and a representative of Student Affairs, selected by the VP of Student Affairs, be added to

the Student Success Committee, and be it further." **The Senate voted and AS 1251 passed unanimously.**

Senator Veregge presented *AS 1248, Senate Management Resolution: Change in Membership of Operating and Policy Committees (Final Reading)*. Senator Veregge made a friendly amendment to add, "and Policy" after "Operating" in the first line of the "Whereas" clause. Senator Lessow-Hurley made a **motion to return the resolution to the Organization and Government Committee** for discussion and coordination with the Curriculum and Research Committee. **The Senate voted and the Lessow-Hurley motion passed.**

F. Budget Advisory Committee – None

VII. Special Committee Reports – None

VIII. New Business – Chair Nellen presented Certificates of Appreciation to our departing Senators, and the Senate wished them well.

IX. State of the University Announcements. Questions. In rotation.

A. Associated Students President – moved to the next meeting due to lack of time.

B. Statewide Academic Senators – moved to the next meeting due to lack of time.

C. Provost – moved to the next meeting due to lack of time.

D. Vice President for Administration – moved to the next meeting due to lack of time.

E. Vice President for Student Affairs – moved to the next meeting due to lack of time.

X. Adjournment – The meeting adjourned at 4:00 p.m.