Present: Eesley, Gershovich, Grams, Holley, Kreiling, Nash, Nordness, Scherer, Sollars, Woody

I. The meeting was called to order at 2:02 p.m. by Vice President Grams.

II. The Minutes of August 12, 2015, were approved as written.

III. Officers’ Reports

A. President’s Report: Senator Woody reported

1. Meeting with Chancellor: The meeting was held August 26, 2015. The following were discussed:
   - The possibility of a faculty and/or staff (non-voting) member on the Board of Regents. The Chancellor had reservations about finding any advocate on the Board of Regents. It was suggested that one (single) letter be sent to President Bounds signed by the four Faculty Senate Presidents. He could not identify any source that would likely support the idea, and the matter would have to be handled by the NU System’s office.
   - Developing the relationship with Metro Community College. There have been numerous academic meetings between both MCC and UNO. The issue will be raised again at the next EC&A meeting. Their intention is to move forward on this institutional relationship.
   - Recruiting students from families experiencing poverty. For the Chancellor, this is a high priority project, which is being handled by AVCs Dan Shipp and Jonathan Benjamin-Alvarado. This will be put on the next EC&A agenda.
   - The subject of a timeline for progress on Adjuncts and Professors of Practice has been moved to Varner Hall to work on. Information was provided by UNO to Susan Fritz, Interim Executive Vice President and Provost. She will handle this and report directly to the Board of Regents.
   - Facilitating processing of new programs, degrees, and units. The Chancellor agreed that this was part of Shared Governance. The push back is through the faculty/units/departments, not SVC BJ Reed or AVC Smith-Howell. The proposed timeline is allow 4-6 weeks from AVC Smith-Howell to Faculty Senate and back.
   - Staying informed about forthcoming administrative decisions, such as new administrative hires, new Program Specialist in OA&SA, etc. This is on the Chancellor’s list to bring up in the next EC&A meeting.

2. Meeting with Staff Advisory Council (SAC) President Teonne Wright who shared her worry that the staff might be left out and their voices not heard.
3. Meeting with Human Resources Director Cecil Hicks. They discussed a mutual concern regarding adjuncts and the increasing number of adjuncts. Background checks are now being done for all hires.

At this point the order of the meeting was changed to allow Senator Holley to give the Goals & Directions report before she had to leave to attend a synergetic Honors Course with Matthew Marx.

Standing Committee Reports:

IV. C. Committee on Goals and Directions: Senator Holley reported those present: Patti Carlson, Lyn Holley, John Noble, (Beth Ritter participated via email). Absent/No response: Elliott Ostler.

COMMITTEE MEETINGS: Goals and Directions Committee meetings will be held monthly on the last Friday that UNO is open, at Noon in Roskens Hall.

COMMITTEE MEMBERS:
Members Carrol Mitchell (College of Education) and Darryl Lewis (College of Business) have retired from UNO. John Noble (College of Education) has joined the Committee. When the new Faculty Senator from College of Business has been identified, they will serve on this committee.

Current members are: Patti Carlson (CPACS-2017), Lyn Holley(CPACS-2016), John Nobel (COE-2016), Elliott Ostler(COE-2017), and Beth Ritter(A&S,2016.

COMMITTEE VICE CHAIR: Patti Carlson will serve.

COMMITTEE ACTION TARGETS:
The mandate for the committee per our bylaws includes “matters which pertain to” the following areas of focus which are divided among committee members as areas of focus for monitoring and facilitating progress toward the strategic goals of UNO and the Faculty Senate (which includes monitoring university and special committees in these areas):

1. Future and development of the university  Lyn Holley (G&D member of UNO Strategic Planning Com, also follow up with Faculty Senate ad hoc Strategic Plan Writing Committee)
2. Public image of the university and Community acceptance of higher education … TBA
3. Development of grant and endowment policies*
4. Planning and utilization of campus facilities Patti Carlson (University Facilities Planning, and Sustainability Committees)
5. Academic implications of budgets and finance Beth Ritter (G&D member of Academic Affairs)
6. Student Affairs and Athletics … John Noble (University Athletics and Student Affairs Committees)

*to be assigned as/if issues are brought to the Senate.

Monitoring University Committees includes contacting chairs to ensure that a Faculty Senate Liaison has been identified and has been advised of obligations re reporting to the Faculty Senate.

The meeting then reverted to its former order.

B. Secretary-Treasurer’s Report: Senator Eesley
1. **Treasurer’s Report**: Senator Eesley submitted the August 2015 Budget Report.

### 2015-2016 Resolution Action Table

*Action Pending and Current Resolutions*

<table>
<thead>
<tr>
<th>Res.#</th>
<th>Date Senate Passed</th>
<th>Title</th>
<th>Admin Accept</th>
<th>Sent for Senate Action</th>
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<th>In Progress</th>
<th>Final Action/Resolved</th>
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<tr>
<td>4213</td>
<td>8/19/15</td>
<td>AAUP Exec. Comm.</td>
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<td>4212</td>
<td>8/19/15</td>
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<td>4211</td>
<td>8/19/15</td>
<td>Rules Committee Chair</td>
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<tr>
<td>4210</td>
<td>7/1/15</td>
<td>Appreciation for UNO AVC for Information Systems John Fiene</td>
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### TO BE FOLLOWED UP

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<tbody>
<tr>
<td>4188</td>
<td>3/11/15</td>
<td>Revise and Separate Alcohol and Illicit Drugs Policies</td>
<td>3/18/15</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>Chancellor supports &amp; will write a response</td>
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<tr>
<td>4185</td>
<td>2/11/15</td>
<td>Regarding Establishing Clear and Communicable Policies for Emeritus Status</td>
<td>2/18/15</td>
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<td>Acknowledged</td>
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### CARRIED FORWARD

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<th>Date</th>
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<th>Final Action/Resolved</th>
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<tr>
<td>4074</td>
<td>2/13/13</td>
<td>Criminal Background Checks at UNO</td>
<td>2/18/13</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>Not supported. As with Resolution 4073, which I opposed, in part, because of its reference to all NU campuses, I also believe this to be a safety issue for which we have legal and fiduciary responsibility. In summary, the absence of some form of background checks for persons employed on campus seems in opposition to best practices.</td>
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<tr>
<td>4054</td>
<td>7/11/12</td>
<td>Determine Contractual Implications of Background Check Policy (w/participation of bargaining unit and Central Admin.)</td>
<td>9/6/12</td>
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<td></td>
<td>The chancellor acknowledges receipt of the resolution and has provided the legal opinion requested.*</td>
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*(UNO Faculty Senate is not)*
*4074 (From Chancellor Christensen via Nancy Castilow in an e-mail sent on2/18/13: Not supported. As with Resolution 4073, which I opposed, in part, because of its reference to all NU campuses, I also believe this to be a safety issue for which we have legal and fiduciary responsibility. In summary, the absence of some form of background checks for persons employed on campus seems in opposition to best practices.)

*4054 (Legal Opinion): From: John C. Hewitt [mailto:jhewitt@clinewilliams.com] ; Sent: Tuesday, July 17, 2012 9:11 PM;
To: Ed Wimes; Subject: Background Checks.

Ed,

In a response to my email of July 14, you have indicated that at this time you anticipate that the “background check” at the University of Nebraska at Omaha will consist of the University reviewing public records (i.e., sex offender registry, criminal convictions, etc.) for applicants for employment. Based on the foregoing you have inquired whether such an approach would constitute a mandatory subject of bargaining.

The simple answer is that the University could, in my opinion, proceed to implement such an approach for applicants without any discussions. The obligation to bargain in good faith concerning mandatory subjects is generally limited to the current employees of an employer. There is generally no obligation to negotiate concerning prospective employees. Star Tribune, 295 NLRB 543 (1989).

If there remains any discussion about expanding such an approach to current employees, then the answer becomes more complicated. Nevertheless, I do not believe that the University would be required to bargain over the decision to review public records at its own cost and expense. As I indicated previously, this decision would likely be within the employer’s managerial discretion. However, I also believe that the University would be required to bargain over the “effects” of such a decision: such as (a) whether any information in a person’s criminal record would remain confidential; (b) whether certain employees would be exempted based upon length of exemplary work records; (c) the appeal rights of employees who claim that they have been incorrectly identified of having been convicted of a particular crime or who believe there are extenuating circumstances that would exclude their disqualification; and (d) the categories of offenses that would result in automatically exclusion from employment.

If you would like to discuss further, please do not hesitate to call.

John C. Hewitt; jhewitt@clinewilliams.com ; CLINE WILLIAMS WRIGHT JOHNSON & OLDFATHER, L.L.P.; 1125 S.103rd Street, Suite 600; Omaha, Nebraska 68154; Phone 402.397.1700/Fax 402.397.1806

IV. Standing Committee Reports

A. Committee on Academic and Curricular Affairs: Senator Kreiling reported the Committee Members Present: Bernstein, Dick, Grams, Kreiling, Miller, Parnell.

The AC&A committee met with Associate Vice Chancellor Deb Smith-Howell to discuss the roles and expectations of the AC&A committee in the program development process on Thursday, Aug 27th.

For UNO administration, the roles of the AC&A committee involve looking at proposals conceptually and holistically for clarity and understanding, to determine the overall fit of the proposal for UNO as a whole, the need/demand of the program, and if the proposal represents the voice of the faculty (faculty involvement).

Time constraints and expectations of efficient turnaround times by the AC&A committee were also discussed. An explanation of the timeline and overall review process was presented to the AC&A committee so that we might better understand where the Faculty Senate approval falls in the sequence of events. One suggestion agreed upon by the AC&A committee was to ask for a representative involved in authoring the proposal and/or Associate Vice Chancellor Smith-Howell to be present at the AC&A committee meeting where said proposal will be discussed.

B. Committee on Faculty Personnel and Welfare: Senator Gershovich reported that, while there has been no meeting, e-mails have been exchanged and the focus this year will be on faculty rates for HPER. The thought is that benefits might be a place to begin.
C. **Committee on Goals and Directions:** Senator Holley (see above)

D. **Committee on Professional Development:** Senator Sollars reported the adjunct issue has been turned over to Central Administration. We still have the data. Turning the data over to NU President Bounds will be listed on the next EC&A agenda. President Woody wants to check with UNO Administration before doing anything.

E. **Committee on Rules:** Senator Nash

The Committee met August 26, 2015.


Absent: Senator Clinkinbeard (on maternity leave until mid-October)

The committee is working to find and confirm candidates for 24 slots on the following 8 committees:

- Assessment Committee (1)
- Judicial Committee (1)
- University Committee on Technology Resources, Services and Planning (1)
- UCAT (University Committee on the Advancement of Teaching (1)
- UCRCA (University Committee on Research & Creative Activity) 0 (2)
- Academic Freedom and Tenure Committee (6 nominees for 3 positions)
- Faculty Grievance Committee (6 nominees for 3 positions)
- Professional Conduct Committee (6 nominees for 3 positions)

The committee has also been asked to identify a faculty representative for a “True Maverick” task force to be chaired by Philip Covington, Director, Student Conduct and Community Standards.

Stuart Bernstein has agreed to serve as the Faculty senate’s representative on the Tuition Remission Task Force.

The following University/Campus resolutions will be forwarded to the full Senate next week:

1. **RESOLUTION: Assessment Committee**

   BE IT RESOLVED, that Senator Laura Grams be appointed to the Assessment Committee for a one year term (2015-2016) as a representative for the Faculty Senate.

2. **RESOLUTION: Judicial Committee**

   BE IT RESOLVED that the following name go forward to replace Candice Batton, who has moved to OASA, on the Judicial Committee, (term: 8/1/15 – 7/31/15):

   Julie Boron (to replace Candace Batton).

3. **RESOLUTION: Technology Resources, Services & Planning Committee**

   BE IT RESOLVED that the following name go forward to replace Rene Erlandson, who has left UNO (term: 8/1/14 – 7/31/17):

   Michael Matthews (to replace Rene Erlandson).
4. **RESOLUTION: UCAT (University committee for the Advancement of Teaching)**

**BE IT RESOLVED** that the following name go forward to the University Committee for the Advancement of Teaching (UCAT):

Michael Messerole, ED (to replace Sara Myers).

5. **RESOLUTION: UCRCA (University Committee on Research & Creative Activity)**

**BE IT RESOLVED** that the following name go forward to replace Jukka Savolainen (CPACS), who has resigned, to complete his three year term, from 08/01/15 through 07/31/18:

Kyle Kercher, CPACS (to replace Jukka Savolainen);

And, that the following name go forward to replace Matthew Harden (CFAM), who has resigned, to complete his three-year term, from 08/01/13 through 07/31/16:

Jeremy Baguyos, CFAM (to replace Matthew Harden).

The following three resolutions, mandated by the Faculty Senate Bylaws for ballot elections, will be forwarded to the full Senate next week:

1. **RESOLUTION: Academic Freedom & Tenure Committee (for Faculty Senate nomination. The ballot will be mailed to the UNO Faculty. Results will be announced at October 2015 Senate meeting.)**

**BE IT RESOLVED**, that in accordance with Article 6.5.2 of the Faculty Senate Bylaws the following nominees for the Academic Freedom and Tenure Committee are brought forward by the Rules Committee for senate nomination. The ballot will be presented to the UNO Faculty.

One tenured faculty member will be elected from the following two nominees to serve a three-year term from October 16, 2015, through October 15, 2018, to replace Vincent Woolf, whose term will expire:

Gwyneth Cliver
Rami Arav

And one Non-Tenured Faculty member will be elected from the following two nominees to serve three-year terms from October 16, 2015, through October 15, 2018, to replace Arturo Miranda, whose term will expire:

Alecia Anderson
Adam Rosen
And, due to Ramon Guerra’s being awarded tenure, one Non-Tenured Faculty member will be elected from the following two nominees to complete his three-year term from October 16, 2013, through October 15, 2016:

Arturo Miranda
Anastasia Kyvelidou.

2. **RESOLUTION: Faculty Grievance Committee (ballot election by the senate)**

**BE IT RESOLVED** that in accordance with the Faculty Senate of the University of Nebraska at Omaha Bylaws, Article VI.5.1, Faculty Grievance Committee, the following faculty members are brought forward by the Rules Committee for ballot election by the senate.

One full Professor will be elected from the following two nominees to replace David Carter, whose term will expire, for a three-year term from September 16, 2015, through September 15, 2018:

David Helm
David Carter

One Assistant Professor will be elected from the following two nominees to replace Chin Chung (Joy) Choa, whose term will expire, for a three-year term from September 16, 2015, through September 15, 2018:

Jennifer Harbour
Ann Luther;

And one member of the Faculty Senate **Faculty Personnel and Welfare Committee** will be elected from the following two nominees to replace Avery Mazor, whose term will expire, as the Faculty Personnel and Welfare Committee representative for a one-year term from September 16, 2015, through September 15, 2016:

Joy Chao
Melanie McGrath.

6. **RESOLUTION, 9/15: UNO Professional Conduct Committee (ballot election by the senate)**

**BE IT RESOLVED,** that in accordance with the Faculty Senate of the University of Nebraska at Omaha Bylaws, Article VI.5.3, Professional Conduct Committee, the following faculty members are brought forward by the Rules Committee for ballot election by the senate.

**BE IT RESOLVED,** that two representatives must be elected by ballot vote to serve three-year terms from September 16, 2015, through September 15, 2018, to replace outgoing members, John Erickson and Art Diamond, whose terms will expire. In accordance with Section 1.1 of the University of Nebraska at Omaha
Professional Conduct Committee's Rules and Procedures, the following four nominees (all tenured faculty ranked assistant professor or above) are brought forward by the Committee on Rules for ballot election by the full senate as follows:

Scott Glasser  
Guoqing Lu  
Lotfollah Najjar  
Robert Ottemann

The newly elected representatives will also serve as alternates for three-years from September 16, 2018, through September 15, 2021.

Melissa Berke will continue serving as alternate (replacing Joe Bertinetti) for three-years, from September 16, 2014, through September 15, 2017, per Resolution 4011.

AND

BE IT RESOLVED, that one representative must be elected by ballot vote to complete the last year of a three-year term as alternate through September 15, 2016, to replace Shereen Bingham, who has resigned from the committee. In accordance with Section 1.1 of the University of Nebraska at Omaha Professional Conduct Committee's Rules and Procedures, the following two nominees (all tenured faculty ranked assistant professor or above) are brought forward by the Committee on Rules for ballot election by the full senate as follows:

Maria Arbelaez  
Henry D’Souza

V. Other Faculty Senate Committee Reports

A. Faculty Senate Budget Advisory Committee Report: Prof. E. Johnson, Maher, Ward 

Senator Eesley was asked to activate this committee to see if there is much discrepancy in budgetary allocation across colleges. (See New Business, E.)

B. Ad Hoc Faculty Senate Strategic Plan Writing Group: Past-President Scherer

C. Ad Hoc Survey Group (both Faculty & Student) - Ongoing: Past President Scherer reported that a briefing will be given to Student Affairs on September 9, 2015.

VI. Non-Senate Committee Reports

A. Facilities Planning Committee: Senator Sollars reported the committee is still trying to find a day in October when most members can meet for the first time this year.

VII. Old Business

A. RESOLUTION: Faculty Senate College Liaisons: Senator Nordness moved and Senator Gershovich seconded the following resolution, which will be sent to the full
Senate next week:

WHEREAS the following practices initiated during the 2014-2015 Academic Year have been found useful,

BE IT RESOLVED that the Faculty Senate endorses and supports their continuation:

At least one faculty senator will be appointed to serve as the College Liaison with the Faculty Senate and in that capacity will connect their college with the Senate by emailing to colleagues monthly notices of relevant Senate information, conferring with their college Dean and attending college-wide meetings to maintain currency, being accessible to colleagues who wish to express opinions or concerns (e.g., post on college web site a photo and contact information); and informing the Senate of relevant events or concerns in their college;

At least one faculty member of each university committee will be formally designated as a Liaison with the Faculty Senate and as such will regularly report to the Rules Committee of the Faculty Senate information about the activities and deliberations of the committee;

B. Title IX Training: Senator Grams discussed the upcoming Title IX Training video that all faculty/staff are advised to view sometime later this month. It was suggested that this subject be put on the next EC&A agenda. President Woody also said he would discuss it with the other 3 NU Faculty Senate presidents.

VIII. New Business

A. The following Parking Issues were discussed. The Faculty Personnel & Welfare Committee was charged with looking into them.
   1. Parking was oversold for the faculty garages and
   2. Parking staff are allowing people to park in the lots without permits. This, in addition to the
   3. Routes that were chosen for the Lot 26 route (http://www.unomaha.edu/news/maverick-daily/2015/08/img/park-and-ride-flier.pdf), have raised valid concerns.
   4. Where handicap parking is situated on campus.
   5. Lot F (between DSC & Dodge Street) layout.

B. UNO One Year from Becoming Smoke and Tobacco Free is a done deal. A memo has already been sent out by the Administration to the entire campus.

C. Test Proctoring at Criss Library: Senator Nash asked that one of the Senate standing committees look into this. It was tasked to the Educational Resources & Services Committee.

D. Open Access Funding for Open Access Copying was also sent to the ER&S Committee.

E. Faculty Senate Budget Advisory Committee: Senator Sollars moved and Senator Kreiling seconded that Senator Eesley activate the committee regarding budgetary allocation across colleges. The committee will report to Senator Eesley who will report to the EC&C.
IX. The meeting adjourned at 4:10 p.m. with announcements.

X. Announcements

A. Faculty Senate Mtg: Wednesday, September 9, 2015, CEC 230
   2 p.m. Speaker: AVC Deb Smith-Howell

B. EC&A Mtg: Wednesday, September 16, 2015, EAB 200

C. EC&C Mtg.: Wednesday, October 7, 2015, 2 p.m., ASH 196

<table>
<thead>
<tr>
<th>Schedule for 2015-2016</th>
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<tr>
<td><strong>EC&amp;C Meetings</strong></td>
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<tr>
<td>(Usually 1st Wednesday of month)</td>
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<tr>
<td>June 3</td>
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<td>July 1</td>
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<td>*August 12</td>
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<td>November 4</td>
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<td>December 2</td>
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<td>January 6th (Semester begins 1/11/16)</td>
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<td>February 3</td>
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