Members: Eesley, Gershovich, Grams, Holley, Kreiling, Nordness, Scherer, Sollars, Woody

Excused:

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

II. The Minutes of July 1, 2015, were approved.

III. Officers’ Reports

A. President’s Report: Senator Woody reported the following meetings on his calendar:
   1. NU Calendar Mtg: August 14, 2015
   2. Website Committee: August 18, 2015
   3. New Faculty Meeting: August 17, 2015
   4. AVC Smith-Howell for New Department: August 17, 2015
   5. Faculty/Staff Picnic: August 18, 2015
   6. Faculty Senate Retreat: August 19, 2015
   8. Board of Regents Mtg: October 19, 2015

B. Vice President’s Report: Senator Grams reported

   1. Board of Regents met August 7, 2015.
      At the August 7, 2015 NU Board of Regents meeting, the Board approved the new Early Childhood Inclusive major in UNO's College of Education, approved the purchase agreement for 104 West Watershed acres adjacent to the University of Nebraska at Omaha’s Glacier Creek Preserve, and approved the Program Statement for and expenditures related to the University of Nebraska at Omaha parking project on the Pacific Street Campus. The Regents also passed a resolution strongly encouraging all students, faculty, and staff to engage in new training related to Title IX.

C. Secretary-Treasurer’s Report: Senator Eesley

   1. EC&A Report: No Meeting/No 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>Adm. Acce</th>
<th>Sent for Senat</th>
<th>Denie d</th>
<th>Deferr ed</th>
<th>In Progre ss</th>
<th>Final Action/Resol ved</th>
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2015-2016 Faculty Senate
Executive Committee & Cabinet
Minutes

Wednesday, August 12, 2015, 2 p.m., ASH 196
<table>
<thead>
<tr>
<th>Action Number</th>
<th>Date</th>
<th>Description</th>
<th>Date</th>
<th>Status</th>
<th>Notes</th>
</tr>
</thead>
<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>TO BE FOLLOWED UP</td>
<td>Chancellor supports &amp; will write a response</td>
</tr>
<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>
<td>TO BE FOLLOWED UP</td>
<td>Acknowledged</td>
</tr>
<tr>
<td>4074</td>
<td>2/13/13</td>
<td>Criminal Background Checks at UNO</td>
<td>2/18/13</td>
<td>CARRIED FORWARD</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>
</tr>
<tr>
<td>4054</td>
<td>7/11/12</td>
<td>Determine Contractual Implications of Background Check Policy (w/participation)</td>
<td>9/6/12</td>
<td>CARRIED FORWARD</td>
<td>The chancellor acknowledges receipt of the resolution and has provided</td>
</tr>
</tbody>
</table>
*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;


IV. There were no Standing Committee Reports.

V. Other Faculty Senate Committee Reports

A. Ad Hoc Faculty Senate Strategic Plan Writing Group: Past-President Scherer reported that it was still in progress.
B. Ad Hoc Survey Groups (Faculty & Students): Past-President Scherer gave a summary of the Faculty Survey

C. SPAGS (Strategic Priority Action Groups) (decision to continue SPAGS to be held until December meeting)
   1. Communication and Marketing
   2. Diversity
   3. Academic Standard, Qualities of Education
   4. Workload and Workload Balance
   5. Research and Creative Activity Support

VI. Non-Senate Committee Reports

A. Mav-Rec Wellness Advisory Committee: Instr. Jessica Baldwin submitted the following report:
   The committee met August 7, 2015. Summary of key issues discussed:
   - Corporate cycling challenge- Sunday August 16, forms due by August 7 at 12pm
   - Campus will go tobacco free as of September 2016
     • Three focus groups will be held for students, faculty, and staff starting fall of 2015 to help with transition
   - Corporate Cup Run/Walk- Sunday September 13, to sign up go to:
     https://secure3.convio.net/ala/site/TRR/General/ALAUM_Upper_Midwest/561996963?pg=utype&fr_id=12930
   - Campus closed Sunday September 13 until Noon due to Corporate Cup Run/Walk. HPER will open at Noon that day.
   - Glo Run- Friday September 18, sign up coming soon to Wellness Webpage
   - Health and Wellness Fair- Thursday November 5 in HPER Gym from 8:30am-12:30pm
   - Wellness Wall of Fame- to nominate a candidate for the wellness wall of fame:
     1. Log in to MavSync with NetID
     2. Under the Featured heading, click on Wellness Center
     3. Click on Forms
     4. Scroll down to Wellness Wall of Fame Nomination Form

VII. Old Business

A. Rational & Goals of the DCS Adjunct Training & Professional Development and Participant Checklist (continued until at least September 2015).

B. SPAGS: It was decided that the EC&C would revisit SPAGS in December.

C. Communication: It is respectfully requested: A copy of any written communication about or aligned with one’s affiliation sent to any source should be copied to Sue Bishop for selective distribution to the Executive Committee.

D. Faculty Senate College Liaisons: Each liaison (one senator from each college) would be asked to send a monthly note, by e-mail, to their constituents and touch base with their Deans. Liaisons will be chosen/appointed at Retreat.

E. Responsibilities of UNO Faculty Senators will be distributed to all Faculty Senators at the Retreat.
F. Faculty Senate Meetings (Sept-May): Due to the Student Center being renovated, assistance will be needed to reconfigure the meeting rooms in both CEC and CPACS buildings. The EC&C will take September meeting, thereafter each standing committee will rotate.

G. Retreat Planning was finalized.

H. University Communications
   Regarding the Web Pages: What faculty will be involved in, not only the web page, but what is necessary?

I. Meeting w/4 NU Faculty Senate Presidents
   July decision was to hold asking about Faculty Senate membership on the Board of Regents until after President Woody’s August meeting with the Chancellor.

J. Replacement Membership on Campus/University Committees (with suggestions from the Spring 2015 survey): to be given to new Rules Chair at Retreat

   Rene Erlandson leaving UNO (term: 8/1/14-7/31/17)
   (Suggestions: Kent Blansett, Jeremy Johnson, Brett A. Leonard, Michael Matthews, Amy Schindler, Benny Smith, Bob Woody)

2. UCAT (University Committee for the Advancement of Teaching)
   From College of Education to replace Sara Myers (term: 7/1/15-6/30/15)
   (Suggestions: Shari DeVeney, Anastasia Kyvelidou, Michael Messerole, Adam Rosen)

3. UCRCA (University Committee on Research & Creative Activity)
   Jukka Savolainen, CPACS, is leaving UNO (term: 8/1/15-7/31/18)
   (Suggestions: No one from CPACS asked to be considered for this committee)

4. Judicial Committee
   To replace Candice Batton, who is moving to OASA. (term: 8/1/15-7/31/15)
   (Suggestions: Kent Blansett, Victoria Lentfer, Michael Matthews, Michael McDonald, Amanda Randall, Clyde Richards, Bart Vargas)

5. Assessment Committee
   To replace Doug Stack with Laura Grams or ask him to extend his term for 5-6 months?

   RESOLUTION 4123, 12/11/13: Appointment to Assessment Committee

   BE IT RESOLVED, that Senator __________ be appointed to the Assessment Committee for a one or two year term as a representative for the Faculty Senate.

VIII. New Business

A. Four members of the EC&C were asked to Sign-up to Serve Ice Cream at
Faculty/Staff Picnic. Two for each one hour shift. The picnic is on August 18 from 11-1. Senators Kreiling, Eesley, Holley, and Past President Scherer volunteered.

B. Resolution for Rules Committee Chair:

Senator Gershovich moved, and Senator Holley seconded, the following resolution, which passed.

WHEREAS the Rules Committee is still without a chairperson from within the committee membership;

BE IT RESOLVED that Robert Nash, a new Senator and former Rules chairperson, has agreed to be appointed by President Woody as the 2015-2016 Rules Committee Chairperson;

AND BE IT ALSO RESOLVED that Robert Nash be moved from the Educational Resources & Services to the Rules Committee, and Nancy Kelley Gillespie be moved from the Rules Committee to Educational Resources & Services.

C. Muslim Holidays: There was discussion of the following. It was felt that nothing else was necessary.

Brock, thank you for the feedback. I am forwarding your letter to Sue Bishop. She will be sure it is on a forthcoming agenda for the Faculty Senate, possible in August or September, and will note that we should let you know any viewpoints that emerge. Thanks for your help with this matter.

Bob Woody
President
UNO Faculty Senate

From: Brock Lewis <bblewis@unomaha.edu>
Sent: Tuesday, July 28, 2015 2:45 PM
To: Robert Woody
Cc: Sue Bishop; Dale Eesley; Laura Grams
Subject: Meeting about Muslim Holidays

Dr. Woody,

My meeting about Muslim holidays went pretty well in my opinion. I met with 3 students and they all seemed to appreciate the work we did as a group to give feedback and possible solutions to the issue. They understood that UNO could not close for the holiday or make any policies relating to religions. The students said that they hadn't had issues in the past with faculty but they said they feel more confident now about approaching faculty with such concerns.

One of the students said that he would like to see UNO put important religious holidays on the UNO global calendar. He believes that UNO putting these on the calendar would allow students to show professors that they are important holidays for the students that they apply too. I directed this idea Dr. Dan Shipp to see if this is something that UNO could accomplish.

I do not know if this crosses the line but I believe that this is a possible step in the right direction.

I hope this helps to update you on the issue. Thank you for your help.
Brock Lewis  
Senior-Bioinformatics  
Scott Scholar  
UNO Student Body President/Regent  
Pi Kappa Alpha, Continuing Education  
Phone: (402)-646-5449

**IX. The meeting adjourned** at 3:40 p.m. with announcements.

**X. Announcements**

**A. Faculty/Staff Picnic:** Tuesday, 11 a.m.-1 p.m., August 18, 2015, HPER 128/129

**B. Faculty Senate Retreat:** Wednesday, August 19, 2015, Mahoney State Park  
8:30 a.m. - 4 p.m.

**C. EC&C:** Wednesday, September 2, 2015, 2 p.m., ASH 196

<table>
<thead>
<tr>
<th>Schedule for 2015-2016</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>EC&amp;C Meetings</strong></td>
</tr>
<tr>
<td>(Usually 1st Wednesday of month)</td>
</tr>
<tr>
<td>June 3</td>
</tr>
<tr>
<td>July 1</td>
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<td>*August 12</td>
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<td>September 2</td>
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<td>October 7</td>
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<td>November 4</td>
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<td>December 2</td>
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<tr>
<td>January 6th (Semester begins 1/11/16)</td>
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<td>February 3</td>
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<td>April 6</td>
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<td>May 4 (Finals Week)</td>
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