

CALIFORNIA STATE UNIVERSITY, EAST BAY

OFFICE OF THE  
ACADEMIC SENATE

Subject to approval

Minutes of the Academic Senate Meeting, Tuesday, November 29, 2011

Members present: Nicholas Baham, Elizabeth Bergman, Vibha Chandra, Christina Chin-Newman, Emily Cleveland, David Fencsik, Denise Fleming, Janet Green, Sharon Green, Susan Gubernat, Aaron Jason, Mark Karplus, Derek Kimball, Chris Kitting, Keith Kravitz, Sweetey Law, Michael Mahoney, Monique Manopoulos, ZÁNean McClain, Christopher Moreman, Leroy Morishita, Sally Murphy, James Murray, Julia Olkin, Maria Ortuoste, Chung-Hsing Ouyang, Gretchen Reevy-Manning, Jeffery Seitz, Tammie Simmons-Mosley, Jason Singley, Aline Soules, David Stronck, Carl Stempel, Johannes Wallmann, Mitch Watnik, Dianne Rush Woods, Meiling Wu

ASI Members present: Chinna Ford, Cesar Lafarga, Mark Lalan, Elizabeth Ortiz, Jay Patel, Christopher Prado

Members absent: Eileen Barrett, Maliika Chambers, Randi Cowdery (excused), Denise Crozier, Linda Ivey, Michael Lee, Brian McKenzie, Asha Rao, Diana Wakimoto, Annette Walker, Helen Zong

Guests: Luz Calvo, Linda C. Dalton, Mary F. Fortune, Roseanne Harris, Stan Hebert, Jim Houppis, Rita Liberti, Susan Opp, Glen Perry, Carol Reese, Kathleen Rountree, Don Sawyer

Chair Mahoney called the meeting to order at 2:06 pm

1. Approval of the agenda

M/S/P (Murphy/Seitz) to approve the agenda

2. Approval of the minutes of November 8, 2011

M/S/P (Murphy/Green) to approve the minutes of 11-8-11 as amended

3. Reports

A. Report of the Chair

The Chair announced that the enrollment for W12 is close to target.

The Ad Hoc IT Advisory Committee has met four times to identify faculty technology needs (e.g., wireless access, better help desk/ticketing process, department upkeep of websites and faculty updates, Bb). The Committee will meet again early next quarter.

A2E2 Committee members have been selected.

Mahoney announced that CSUEB magazine featured Professor Linda Ivey on the cover of the most recent issue; he encouraged all to peruse the contents. In response to why faculty members do not receive a magazine anymore, President Morishita stated that he would investigate.

The Chair announced that Susan Correia, our Senate Coordinator for 15 years, has retired and will be

feted at a gathering on 12/8/11, from 2-4, in the Senate Presentation room.

## B. Report of the President

President Morishita stated that the strike on 11/17/11 was civil, respectful, and collegial. He reiterated his respect for freedom of speech and expression in balance with the responsibility for the safety and welfare of all on campus. Absence reporting will take place at the departmental level.

Morishita asked all to think about how we go forward from here, especially, how do we communicate with the State, Legislature, alumni, etc., about our budgetary needs? In January, there will be an additional anticipated \$100M cut to the CSU system, of which our share is approximately \$3M. The financial forecast is bleak. The President wants to establish a task force (faculty, staff, and students) to plan how best to take the message to our legislators, who are tired of hearing from IHE faculty and students. They need to hear from parents of students.

As a system, our budget is close to \$400M less than we were budgeted for 5 years ago; it is reaching a point where the state either needs to deny access or provide more funding.

In closing, the President stated that he has greatly enjoyed his first five months on campus. He invited all to a gathering at the New University Union (immediate following the meeting) to celebrate the end of quarter. He wished all well and happy holidays.

## C. Report of the Provost

The Provost and President are committed to continuing and expanding the role of tenure track faculty; high quality hires are key. Houpis stated that there are 20 faculty searches, 20 in progress and one continuing search. Nine search committees are reviewing applications; seven are getting ready to bring their top three candidates to campus. Those who can get candidates to campus early will reap the benefits of a larger applicant pool from which to select viable candidates. Bringing only quality candidates to campus is a priority. Thus, it is no longer true that there can only be a search for one year; Houpis stated that it is better to suspend the search and continue the following fall. To encourage committees to move things forward, by 1/31/11, all searches must have top three candidates identified; otherwise, they will have to start over again in F12.

Mahoney added that in 2008, CSUEB had 360 tenure-track faculty; this year there 298, so we are down 62 TT faculty. With increased class size and other workload issues, fewer faculty are available and willing to serve on committees, which has become an increasing problem for faculty governance.

## D. Report of the Statewide Academic Senators

Woods reported CO has disproportionately underfunded the Statewide Academic Senate; there is increasing concern as to whether the SAS can continue to function, including attending meetings in Long Beach. There is a significant level of discontent among Senators, with concerns that shared governance will disappear. Senators have no idea of whether or how much assigned time or funding will be made available for next year; this is indicative of the level of regard for shared governance at the state level and a means of limiting shared governance.

Woods also reported on the number of resolutions the SAS has passed, but are not necessarily respected or effective. Because "business as usual" has not produced significant results, ASCSU are debating discussing ways to change what is happening and to ensure the ASCSU is more effective in

representing faculty. Because of funding issues, it has not yet been determined if there will be a meeting in January.

Some members are considering a vote of no confidence for the CO and some are considering resigning from the ASCSU.

#### E. Report of Student Government

Chris Prado, ASI President, stated that the latest 9% tuition increase is both detrimental and unacceptable. ASI is looking at ways to address issues; he likes President Morishita's idea of getting parents involved and will explore that option.

#### 4. Consent Calendar (no items)

#### 5. 10-11 CR 2, Center for Math Education and Research (CMER) (*second reading*) New Proposed CMER Revision

M/S (Seitz/Woods) to forward proposal to the Provost

M/S/P (Olkin/Singley) to substitute revised version for the original; the revised version corrects typographical errors and contains a statement of support for diversity.

#### 6. 10-11 CR 3, Center for Sport and Social Justice (CSSJ) (*second reading*)

M/S (Seitz/Green) to forward proposal to the Provost

M/S/P (Green/Stempel) to substitute revised version for the original; the revised version clarifies issues on diversity and assessment and corrects some typographical errors.

#### 7. 11-12 BEC 5, Time, Place and Manner of Free Expression Policy (*second reading*)

M/S (Singley/Gubernat) to approve

M/S/NP (Karplus/Reevy) to amend Section V, which reads, "The University may impose reasonable time, place and manner restrictions on exercise of the right of free expression, to preserve the safe and orderly operation of the campus," to read as follows: "With the approval of the Academic Senate, the University may impose reasonable time, place and manner restrictions on exercise of the right of free expression, to preserve the safe and orderly operation of the campus. University Executive Directive #11-06, issued November 9, 2011, is rescinded. At such time that University Executive Directive #11-06 is rescinded, this sentence and the previous sentence may be deleted from this policy."

A suggestion to change "with the approval of the Academic Senate" to "with appropriate consultation with the Academic Senate" was not accepted as a friendly amendment by Karplus.

There was discussion on the amendment, its purported purpose, the opportunity to engage our students in democratic dialogue, and whether it is reasonable to expect that the Academic Senate would be able to act in the event of a safety issue. Others argued that the Executive Directive #11-06 targets a particular type of free speech, but not other types.

M/S/P (Kimball/Singley) to bifurcate the amendment into "With the approval of the Academic Senate,

the University may impose reasonable time, place and manner restrictions on exercise of the right of free expression, to preserve the safe and orderly operation of the campus”

and

“University Executive Directive #11-06, issued November 9, 2011, is rescinded. At such time that University Executive Directive #11-06 is rescinded, this sentence and the previous sentence may be deleted from this policy.”

M/S/P 19/13 (Mosley/Gubernat) to pass the first amendment  
M/S/NP 14/15 (Mosley/Gubernat); the second amendment does not pass

M/S/P (Singley/Olkin) to move section V to bottom of section 3, where authority is discussed; since section 5 is just restating and renumbering

M/S/P (Gubernat/Murphy) Change “with the approval of the Academic Senate” to “with appropriate consultation with the Academic Senate”

8. 11-12 CIC 1, SB 1440 Policy Recommendation (*second reading*)

M/S/P (Fleming/Woods) to approve

9. 11-12 CFDE 2, FDEC Proposal to become a Standing Committee (*second reading*) New Proposed FDEC Revision

M/S (Woods/Fleming)

M/S (Seitz/Woods) to substitute the revised version

Discussion regarding committee membership, in light of the fact that two departments are guaranteed membership on FDEC. Concerns were raised that this would contradict the Constitution, which states that all committees (except COBRA) are to have equal representation.

Murphy added that at least two subcommittees of CIC have stipulated membership due to their expertise.

11. Report of the CFA (*Time Certain, no later than 3:50*)

No report. Jennifer Eagan graciously ceded her time to Senators to continue discussing agenda items.

12. Adjournment

M/S/P (Seitz/Woods) to adjourn at 4:02 p.m.

Respectfully submitted,  
Denise Fleming, Secretary