

**Minutes of the 152nd New Brunswick Faculty Council Meeting
January 26, 2007**

Members Present: R. Boikess, R. Bumby, A. Busia, T. Chase, F. Cosandey, M. Cotter, E. Davis, D. Fishman, M. Flahive DiNardo, P. Gillett, S. Glashausser, N. Glickman, M. Gliserman, M. Gursoy, G. Hall, S. Harrington, M. Henninger, C. Kulikowski, P. Leath, B. Madsen, G. Mainelis, J. Markert, J. Miller, D. Minch, S. Munch, J. Rubin, H. Sackrowitz, D. Schilling, R. Schuler, M. Schwartz, K. Scott, J. Shapiro, C. Simmel, G. Taghon, K. Thompson, R. Wilson

Non-Members Present: P. Furmanski, K. Swalagin (Secretary)

1. Call to Order

Council Chairperson Jozef Kokini called the 152nd meeting of the New Brunswick Faculty Council (NBFC) to order at 1:25 p.m. in the Cook Campus Center, Room 202ABC, Cook Campus, welcoming all present to the meeting.

2. Approval of the Agenda and Minutes

The day's agenda, and the Minutes of the December 8, 2006 New Brunswick Faculty Council meeting, were approved.

3. Report of the Chair - Jozef Kokini

Chairperson Kokini reminded everyone to sign in. His report consisted primarily of a review of what the council did last semester, including:

- monitoring changes in undergraduate education
- discussing and acting on faculty governance issues
- considering and reporting on proposed or potential UMDNJ/Rutgers/NJIT merger proposals
- discussing articulation and transfer agreements.

Kokini announced that James Miller is beginning as convener of the President's Faculty Advisory Committee. He then summarized the day's agenda.

4. Administrative Report - Philip Furmanski, Executive Vice President for Academic Affairs

Executive Vice President Furmanski, noting that he had presented a New Brunswick Campus Report just a week earlier, said that he would touch on a few issues then open the floor for discussion. His administrative report included comments on:

- the state and university budgets, on which there was little news to report
- articulation and transfer agreements which have been adopted by the Presidents Council, and on which Rutgers was able to insert provisions for establishing a task force to review the mathematics components of the agreements (Barry Qualls and Michael Beals are on the task force), and for continued oversight of articulation and transfer
- ethics, and Rutgers' work with the State Ethics Commission to revise proposed statewide ethics requirements for state employees, specifically in areas which include publishing new discoveries and accepting honoraria

- the continuing process of reorganization
- new initiatives, including creation of an energy institute, creation of the Center for Race and Ethnicity on the College Avenue Campus, and in the area of international and global studies.

Furmanski and the council then discussed:

- study abroad program, policies, and resources
- faculty hires and retirements
- merger proposals
- President McCormick's statement of neutrality on A/P/S staff unionization
- international global studies.

5. Report of NBFC Discussions on Merger Proposals - Martha Cotter

Martha Cotter reported that she had agreed to write a draft statement on merger proposals, and that Kathleen Scott and Paul Leath had agreed to review the draft. She also commented on:

- the need for the NBFC to make a statement on the issue, as it did on the previous round of proposals
- the many principles from the earlier proposal response which still apply
- the need to go beyond general principles to discuss real advantages of a merger, and current strong relationships
- the wisdom of a slow, gradual approach in light of budget restraints
- the need for other council members to participate in creation of the draft statement, particularly someone who works in biomedical research and who has strong interactions with Robert Wood Johnson University Hospital, and faculty in the humanities (Martin Gliserman volunteered)
- her recommendation for quick action once the draft is written and approved by reviewers so that general comments can be made before a merger plan is selected
- her solicitation of other volunteers to work on the draft; and her plan to circulate the draft via e-mail for comment by the council so it can be docketed for action at the next council meeting.

6. Report of the President's Faculty Advisory Committee - James Miller

James Miller reported that a meeting of the President's Faculty Advisory Committee with President McCormick and Provosts Diner and Dennis has been scheduled for February 21. During that meeting, the group will discuss merger proposals, and whether there is faculty consensus on the proposals. Miller will schedule a meeting of the PFAC members prior to February 21 to determine if there is consensus as to what should be happening. He also commented on the need for the PFAC to continue, as it is the only elected faculty body representing all three campuses.

7. Draft of Proposed Addition to Rutgers University Policy Library (Regarding NBFC) - Robert Wilson

Robert Wilson presented a proposed addition to Rutgers' policy library which had been drafted by a committee he chairs. The proposed addition codifies the NBFC's membership, organization, procedures, duties and powers. Wilson distributed hardcopies of the draft, and noted where changes had been made from the draft circulated earlier by e-mail. The document had been put

together largely from elements of the NBFC bylaws and of the University Senate's enabling University Regulations.

Wilson reminded the council that it had previously decided that, if the draft were approved, it might be recommended to the administration and to the Board of Governors that it be made part of University Regulations. He also said that it has been pointed out that perhaps parallel faculty organizations in Newark and Camden should be notified and asked if they would consider similar proposals. Wilson then moved the report.

A motion was adopted changing "New Brunswick" to "New Brunswick/Piscataway" throughout the document except in "New Brunswick Faculty Council."

A motion to ask Camden and Newark faculty organizations to respond on behalf of the faculty of their respective campuses was adopted unanimously. Chairperson Kokini will contact the chairs of the Newark Faculty Council and Camden Faculty Senate, requesting their responses in time for the NBFC to consider them and act on this proposed policy addition at the April NBFC meeting.

Pending those responses, and action at the April council meeting, the NBFC endorsed the draft as amended, as follows:

Section ____ New Brunswick Faculty Council

____.1. New Brunswick Faculty Council Membership, Organization and Procedures

- A. Faculty eligible to participate in Council elections and to serve as voting Council delegates (such faculty are henceforth referred to in this document as "faculty members") shall include all full-time tenured, tenure-track and clinical faculty who are appointed on faculty lines in faculties, schools, or libraries based in New Brunswick/Piscataway. It shall also include faculty members in dual-campus faculties whose principal offices are in New Brunswick/Piscataway. In addition, annual and part-time faculty shall elect two representatives to the Council.
- B. Delegates to the New Brunswick Faculty Council shall be elected by appropriate disciplinary units within the schools, libraries and independent research institutes of Rutgers University in New Brunswick/Piscataway as well as annual and part-time faculty in the manner described in the Bylaws of the New Brunswick Faculty Council. These Bylaws shall be submitted to the Board of Governors for approval and, in the event the Bylaws are amended, shall be submitted for approval of the amended version.

____.2. Duties and Powers of the New Brunswick Faculty Council

- A. The New Brunswick Faculty Council (NBFC) shall concern itself with all academic and non-academic matters pertaining to the mission of the University in New Brunswick/Piscataway. In particular, the NBFC shall study and make recommendations concerning academic policies and procedures established by the various units at New Brunswick/Piscataway and on University-wide matters

impacting the New Brunswick/Piscataway campus. The NBFC shall, in addition, have such other powers as the Board of Governors may delegate to it.

- B. The NBFC shall advise the Executive Vice President for Academic Affairs on matters of broad educational and research policy, which matters include but are not limited to: (a) budget priorities and allocations and general planning; (b) the establishment or dissolution of units of the University at New Brunswick/Piscataway; (c) special affiliations and programs; (d) regulations affecting students and faculty, such as those concerning academic freedom, equal opportunities, and personnel practices and procedures.
- C. When the President, the Executive Vice President for Academic Affairs, their designees and/or the Board of Governors investigate and prepare recommendations concerning the areas described above, the NBFC (represented by its Chair or by the Chair of the appropriate committee) shall be consulted and invited to serve on the relevant committee(s).
- D. The NBFC shall be consulted about nominations of faculty members from New Brunswick/Piscataway to major standing and/or ad hoc University committees such as the Promotion Review Committee and the Committee on Academic Planning and Review prior to their appointment.

8. Resolutions from Academic Regulations and Standards and Teaching/Personnel Policy Committee - Robert Boikess

Robert Boikess presented resolutions from his committee on commercial note-taking and evaluation of teaching.

First discussed was the Resolution on Commercial Note-Taking, which was moved as follows:

Whereas, some faculty members wish to prohibit the sale of their class notes by students to commercial ventures that resell them to other students, and
Whereas, intellectual property rights, specifically in the form of copyright law, provide a mechanism for faculty members to enforce this prohibition,
Therefore be it resolved that the NBFC recommends to the University that it provide advice and assistance to faculty members who wish to copyright their class notes for this purpose and that it provide such legal assistance as is appropriate, should faculty members wish to enforce their intellectual property rights in connection with unauthorized sale and resale of the copyrighted class notes.

Boikess responded to questions regarding precedents from other universities, implications on academic integrity, the prevalence of commercial note-taking, copyright policies, and legal aspects of the issue. A motion to refer the item back to committee was not seconded.

Furmanski suggested that it would be helpful for faculty to have some general statement or informed consent that could be used rather than each instructor dealing with individual cases from a perspective of possible legal action. Boikess agreed that such a statement could be developed. Furmanski also suggested inviting legal counsel to speak with the committee. Boikess agreed to consult with his committee on those suggestions.

A motion to send the resolution back to committee was then seconded and adopted.

Boikess then moved the following Resolution on Evaluation of Teaching:

Whereas, the evaluation of teaching is a critical activity of a university, and
Whereas, there are wide variations in the way in which departments and programs carry out these evaluations, and

Whereas, there is no clearly articulated university policy on how such evaluations should be carried out,

Therefore be it resolved that the NBFC recommends that the University require every department and program to develop a detailed multifaceted plan for the evaluation of teaching, appropriate for their organization and discipline, and

Be it further resolved that this plan shall require approval of the appropriate dean or director and that these plans shall be available as public documents.

The resolution was discussed at some length. Boikess accepted a suggestion that the resolution should include an initial clause that states that the goal is to produce better teaching or better-educated students, and that therefore the evaluation is important.

The NBFC adopted the resolution, with none opposed.

9. Old Business

There was no old business.

10. New Business

There was no new business.

11. Adjournment

The meeting adjourned at 3:07 p.m.

Respectfully submitted,
Kenneth Swalagin