

UNIVERSITY of LOUISVILLE
FACULTY SENATE MEETING

The regular meeting of the Faculty Senate was held on June 7, 2017 at 3:00 p.m. in the Dental School, Room 125, Health Sciences Campus, Enid Trucios-Haynes presiding.

Senators Registering Attendance:

A&S: Jasmine Farrier, John Ferre, David Schultz **DENTISTRY:** Ricardo Caicedo, Lee Mayer, Robert Staat **EDUCATION:** Sherri Brown, Justin Cooper **LAW:** Enid Trucios-Haynes **LIBRARIES:** Dwayne Buttler **MEDICINE:** Yousef Abu-Kwaik, Pamela Feldhoff, Saeed Jortani, Patrick Harris, Chin Ng, David Stirling, Michael Tseng, Brian Wang **MUSIC:** Rebecca Jemian, Krista Wallace-Boaz **PART-TIME FACULTY:** Suzanne Hall **PUBLIC HEALTH:** Scott LaJoie, Kristin Zierold **SPEED:** Roger Bradshaw, Robert Keynton, J.P. Mohsen

Also Attending:

INTERIM UNIVERSITY PRESIDENT: Dr. Greg Postel
INTERIM UNIVERSITY PROVOST: Dr. Dale Billingsley
PROVOST OFFICE: Dr. Tracy Eells
ULARP REPRESENTATIVE: Mr. Bob Stenger
UofL TODAY: Ms. Alicia Kelso

Senators Not Registering Attendance:

A&S: Beth Bradley, Karen Hadley, David Owen, Ron Sahoo, David Simpson, Joseph Steffen, Clare Sullivan, Christopher Tillquist, Beth Willey **BUSINESS:** Rob Barker, Reg Bruce, Ben Foster, Robert Myers **DENTISTRY:** Don Demuth **EDUCATION:** Monica Delano, Caroline Sheffield **KENT:** Seana Golder, Martin Hall, Lesley Harris **LAW:** Kurt Metzmeier, Joanne Sweeny **LIBRARIES:** Carrie Daniels, Terri Holtze **MEDICINE:** Murali Ankem, Forest Arnold, Eric Burton, Luz Fernandez, Kendra Grubb, Brad Keller, Gerald Larson, Rainer Lenhardt, Kenneth Palmer, Jeffery Weihing **MUSIC:** Randi Bolding, Sidney King **NURSING:** Tim Crawford, Heather Owens **PART-TIME FACULTY:** Roy Fuller, Joseph Gutmann, Rose Mills, Susan Peacock, John Ritz, Michael Wade **SPEED:** Jacek Zurada

CALL TO ORDER

- **ACTION ITEM: Approval of the [May minutes](#) – Trucios-Haynes**
The May meeting minutes were unanimously approved as distributed.
- **REPORT: Interim Ombudsman – Staat**
[This report is online.](#)
- **REPORT: Faculty Grievance Officer – Powell**
[This report is online.](#)
- **REPORT: Student Government – Fuller**
No report was made.

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- **REPORT: Staff Senate – Brown**

No report was made.

- **REPORT: Faculty Senate Chair – Trucios-Haynes**

Senate Chair Trucios-Haynes reported on the following:

- Board of Trustees – The Board of Trustees met on May 18, 2017 and created an ad hoc subcommittee on Tenure & Nepotism, to review both University policies. Chair Trucios-Haynes said the board is reexamining everything at UofL – budgets, operations, and faculty issues. Tenure is under review across the country. The Executive Committee discussed this and developed a statement, presented here, for the Senate’s review:

The Faculty Senate of the University of Louisville asserts that it is critically important to have broad faculty input, consultation, and advice on all matters related to tenure and promotion. Faculty primacy in this area is long recognized as vital to protect academic freedom.

On May 18, 2017, the Board of Trustees created an Ad Hoc Committee on Tenure and Nepotism Policy to review current tenure policies and practices. The principles of shared governance require a process for wide faculty involvement, recognizing the summer workload for faculty on ten-month contracts who engage in research, scholarship and related work during June and July, often away from campus. Additional faculty groups should include tenured, tenure-track, term, and part-time faculty, representing a wide range of programs from basic sciences to fine arts, as well as the AAUP chapter at UofL. We propose that the Faculty Senate Executive Committee, comprised of elected representatives from nearly all of these groups, provide this essential consultation.

The Faculty Senate unanimously endorsed the statement.

- **REPORT: Faculty representative on CPE: Tuition at Kentucky Colleges – Staat**

[This report is online.](#)

- **REPORT: Interim University President – Postel**

Dr. Postel reported on the following topics:

- **Forensic Audit Report** – Tomorrow the forensic audit report will be released at the Board of Trustees meeting. The Board will read it, for the first time, in closed session, after which, it will be released to the public, the media and the campus community. The Board will take no action at the meeting. He thanked the many people who helped the auditors. The collection of the confidential information was an invasive process – analyzing all computers and cell phones. The state audit focused on financial processes, revealing gaps that have been changed. The

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forensic audit looks at transactions and expenditures. The prep work to ensure nothing like this ever happens again, has been done. The president of the University will not be the president of the Foundation and deferred compensation will no longer be offered. President Postel said a lot of work has been done to prevent this situation in the future.

- **Question:** What about the problems with open records requests?
 - The Foundation would ignore these requests. By redacting sensitive/confidential information (donors, patient history, sensitive business transactions), requests will now be honored in a timely manner.

- **Budget and Board of Trustees** – There is a full agenda for the June 15 Board of Trustees meeting. The budget has changed since it was presented to the Board for review, at its May meeting. Today, an announcement of a three (3) month hiring freeze was made, that will close the shortfall to about \$41M. Then, a big reduction in the enrollment numbers for fall added \$6M back into the total.

- **SACS** – Last week a new letter from SACS said that the scope of their visit in September is to be expanded. They want to understand, in detail, the relationship between the University and the Foundation. It is based on information that a \$67M transfer between UofL and ULF, by Dr. Ramsey, was characterized as a loan, without Board of Trustees approval. Almost all of this has been paid back. The remaining \$9M will come this year. There are documents and procedures now in place, to prevent this happening again. They want to see documents and have conversations to satisfy this requirement. The SACS letter went on to say that, UofL’s financial sustainability is in question. It has the financial documents for 2014/2015 and 2016/2017. There was a \$21M operating loss in 2014/2015 and \$46M loss in 2016/2017, despite University to Foundation transfers. The budget was balanced with unrestricted cash. Now, we are short on cash. SACS will study the sustainability of “other” revenue that we have depended on. The Foundation is tapped out and will be a fraction of what it was. The dramatic measures he is implementing are driven by this information. When the SACS letter came and then the drop enrollment was revealed, he thought the best thing to do was to put a freeze on general funds. He wants to show SACS and the Board of Trustees that we are on track to meet the budget. Once we get a handle on it, we may back off.
 - **Question:** Why did UofL transfer funds to the Foundation?
 - ULF needed cash to pay bills and it was easier to borrow the money. It repaid at a little higher interest rate to make it look like an investment.
 - **Question:** Enrollment is down 600 students?
 - Enrollment is down 200 students. The projected enrollment was reevaluated.

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- **Question:** Is the hiring freeze for everyone?
 - Only new hires on general funds. No offers will be withdrawn.
- **Question:** What about next quarter hires?
 - Attrition patterns could be positive or negative. We will know more as we look at monthly numbers.
- **CPE/Tuition** – Dr. Postel said that tuition and faculty salaries are priorities as the University’s strategic plan is developed. He said shared governance and an engaged faculty is necessary to help in strategic planning and university management. At the CPE meeting, UK’s submitted budget showed a faculty salary increase of 5% and tuition cap of <5% for the past five (5) years. Unlike ours, their hospital is highly reimbursed and they get twice the general funds.
- **NCAA** – Dr. Postel thinks the decision could come out next week. We have been open and honest throughout the investigation, offering no excuses.
- **UL Hospital** – Management of the hospital will change to UofL on July 1. The 2300 Kentucky One employees were sent a letter asking if they wanted to move to UMC. All 2300 letters were signed and returned. The hospital is very busy with a high census. The nursing shortage has been addressed by replacing the traveling nurses with permanent ones. Everyone is happy and that is reflected in the patient’s satisfaction surveys. The sale of all the Jewish Hospital and associated business wi a mess and will be difficult to move the aging buildings. It will not hurt UofL and we can take up some of the slack.
- **Outreach** – Two weeks ago he spent a couple of days in Washington, D.C. and et with all of Kentucky’s federal officials. They all accepted his invitation to meet and discuss the situation at UofL. The UofL lobbyist we have there helped open doors. They were all supportive and encouraging for what we’re doing. He was very encouraged to meet with them and to establish an open dialog.
- **REPORT: Interim Executive VP and University Provost – Billingsley**
Dr. Billingsley reported on the following topics:
 - **Provost Personnel**
 - Exception to freeze: Ombudsman search
 - Two finalists will visit campus on June 7 and June 13
 - Each candidate will meet with the president, the provost, the faculty and staff grievance officers, the faculty and staff senate chairs, the vice provost for diversity, and the search committee (including the director of HR)
 - The Budget Advisory Committee (BAC) will consult on an exception to the freeze on these grounds: The ombudsman position is a stated part of the REDBOOK dispute resolution process; if we do not have a permanent hire, we will have to find an interim. The position has campus-wide salience; climate/morale issues in the present tense environment will

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increase the need for informal mediation and intervention in conflicts.

- Hoping for a July 1, 2017 start date.

○ **Decanal Searches and Reviews**

- **Law** – Colin Crawford (Tulane) was voted tenure as a full professor in the Brandeis School of Law and the president will recommend him to the BOT at its June 15th meeting as dean, to begin duties January 1, 2018.
 - Lars Smith has agreed to serve as acting dean from July 1 – December 31, subject to BOT endorsement on 6/15.
- **Speed** – Dr. Gail DePuy, associate professor of IE and associate dean for academic and student affairs, will serve as acting dean of Speed School of Engineering, subject to BOT endorsement on 6/15.
 - The search for a permanent dean is getting underway.
 - The search firm has been selected.
 - Search firm representatives have met with various constituency groups
 - An ad profile and position summary is being drafted and the search firm reps are in the process of soliciting feedback on the draft from the search committee.
- **Nursing** – Dean Hern has resigned effective before the end of the year. The search is managed from HSC by the EVPHA under the usual REDBOOK process and will get underway in the fall.
- **Thanks to Acting Deans:** Alan Attaway, COB, 3 years (and 1 month) total; Susan Duncan, Law School, 5 years; John Usher, Speed School, 2 years.
- **Five-year decanal reviews:** The next decanal reviews will begin within the next 2-3 months – there will be two during the next fiscal year (Deans Doane and Boehm).

○ **SACS**

- SACS has expanded the scope of the Special Committee scheduled to visit in September. It will now include an evaluation of compliance with regard to three additional standards concerning the relationship of the university and Foundation (to be prescribed by a new Memorandum of Understanding now in last draft); financial stability of the institution; and, control of finances in dealings involving the Foundation. We believe that steps already taken or in progress will address these concerns.

○ **Board of Trustees**

- The Board of Trustees established the ad hoc subcommittee, Tenure and Nepotism Policy Review on May 18, 2017. No further information or charge beyond “examining best practice” was provided.

○ **Risk and Compliance Oversight Committee**

- This committee has been reinstated to provide oversight for all compliance policies and their execution.

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- **QEP Update and Core Student Retention Issues**
 - Recent realignment is related to the new building, where the QEP project will be located as part of the Student Success Center. Would like to provide a project overview as soon as possible in the fall term because of training and section commitment to optimize space usage. Goal: an integrated learning space for first-year/ lower-division/ general education courses. The BACB project is now based in Enrollment Management.

REPORT: Standing Committees

- **Academic Programs Committee (APC) – Farrier**
 - The committee did not meet.
- **Committee on Committees & Credentials (CCC) – Foster**
 - The committee did not meet.
- **Part-time Faculty Committee (PTF) – Peacock**
 - There was no report.
- **Planning & Budget Committee (P&B) – Hadley**
 - This committee did not meet.
- **REDBOOK Committee (RB) – Metzmeier**
 - There was no report.
- **Executive Committee (XC) – Wallace-Boaz**
 - [This report is online.](#)

OTHER REPORTS: University-Wide Committees

No reports were made.

New Business

None

Old Business

None

Announcements

None

Adjournment

The meeting adjourned at 4:45 p.m.

Respectfully submitted,
Gretchen Henry
Faculty Senate Coordinator