

1998-1999 Faculty Senate
September 8, 1998, 2:25 p.m.
University Center Room 219N

1. Call to Order/Roll
 - a. Chair Erdmann called the meeting to order at 2:25 p.m., asking senators to confirm their campus mailing addresses.
 - b. Roll Call
Senators present: Anderson, Bradley, Bren, Cartwright, Clements, de Onis, Eamon, Ellenwood, Epps, Erdmann, Ghosh, Griffin, Hanson, Heiss, Hogan, Huang, Hurstad, Karges, Kozlowicz, Longrie, Macur, Marks, Monfils, Ossers, Parks, Phanord, Powell, Rottett, Rybski, Stinson, Teske, Topp, Traore, Weston. Senators absent: Freiberg, Klug*, Molloy, Yin* (*=informed secretary for the day). Not present and not on the roll: Schauer (status under investigation).
 - c. Erdmann announced that three senators: Rottett (assistant professors/instructors), Heiss (Education), and Molloy (Business & Economics) will regularly be late to Senate meetings due to schedule conflicts. Erdmann asked other senators, especially those from affected constituencies, to provide by September 25th suggestions as to how this situation should be handled, e.g., elect replacements, assign proxies, simply join meetings as soon as possible, etc.. The Senate Executive Committee will discuss the matter at its September 29th meeting. Erdmann is reviewing the Senate by-laws as well, to identify needed revisions.
2. Approval of minutes of May 5, 1998 meeting of 1997/1998 Faculty Senate (Weston/Hogan, approved)
3. Approval of minutes of May 5, 1998 meeting of 1998/1999 Faculty Senate
 - a. Erdmann informed the Senate that Robert's Rules of Order Sec. 47 indicates that "the name of the seconder of a motion should not be entered in the minutes unless ordered by the assembly," and that "the name an subject of a guest speaker can be given, but no effort should be made to summarize his remarks." Accordingly, Erdmann removed this information from the minutes that were distributed. The consensus of the Senate was to continue to include such information. Erdmann then asked the Senate to approve both sets of minutes with the understanding that the content previously removed would be replaced, and the full content of the minutes would be posted at
<http://www.uww.edu/facsenate/a-m9798.htm> and
<http://www.uww.edu/facsenate/m05.05.98.htm>
(Ghosh/Clements, approved with understanding noted above).
4. Report of Elections Committee (as a courtesy) (Teske)
 - a. Information on 1998/1999 committee memberships:
A listing of members on Faculty Senate and faculty committees was distributed, and will be posted on the WWW.
 - b. Information on elections to be held in Fall 1998 for unfilled vacancies
 - i. Teske announced the following vacancies:
 - (1) Faculty Senate (L&S, term expiring 1999)
 - (2) Admissions and Academic Standards Committee (Edu alternate, term expiring 2000)
 - (3) Intercollegiate Athletics Committee (At-large, male, term expiring 2000)
 - (4) University Library Services Committee (Grad Faculty, term expiring 2000)
 - (5) University Promotions Standards Committee (2 A&C: 1-year term expiring 1999 and 4-year term expiring 2001)
 - ii. Teske, Elections Committee Chair, also asked for committees to notify him of additional vacancies.
 - iii. The listing inspired discussion of the Senate vacancy for one L&S representative, the seat that had been Richard Schauer's.

- iv. Erdmann summarized the relevant events as follows:
- (1) April 28, 1998 the Senate adopted "Savage/Hogan moved that the Faculty Senate reject Schauer's resignation from the Faculty Senate and the Faculty Personnel Rules Committee" (available at <http://www.uww.edu/facsenate/M04.28.98.htm>)
 - (2) May 5, 1998, Schauer sent a memo "To: Ed Erdmann, Chair, Faculty Senate" and "Hadley Klug, Secretary, Faculty Senate" In his memo, Schauer apologized for having "caused disruption in the work of the Faculty Senate over issues that [he] considered to be of central concern to the faculty" and he stated "I agree to the intent of the Senate as expressed by the Savage resolution at the April Senate meeting, and I will resume my representation of Letters and Sciences as well as my position on the Personnel Rules Committee."
 - (3) Erdmann consulted Senate by-laws to determine when he was to take office (available at <http://www.uww.edu/uwwhdbk/0078j.htm>). Finding nothing pertinent but these headers: MEMBERS 1997-98/BY RANK/(Terms expire September 1998), and considering the headers to be at most an insubstantial suggestion that September is the onset of a new Senate and, thus, newly-elected officers, Erdmann consulted with 1997/1998 Chair Frank Hanson who explained that when he had assumed the Chair, he cooperated with the then outgoing Chair through the summer months, in effect, "handing off" the duties.
 - (4) Faculty Constitution, Article VI on the Faculty Senate, seems to be silent about the duration of terms of office (available at: <http://www.uww.edu/uwwhdbk/0076J1.HTM>).
 - (5) Erdmann gave the memo to outgoing Chair, Frank Hanson. Before ordering an election to replace Schauer, Hanson consulted with John Cease, our former parliamentarian, now retired. Hanson responded to Schauer in a memo dated June 9, 1998. "When I received your April 10, 1998 resignation from the senate I requested that the chair of the Faculty Elections Committee prepare to hold a special election to select a replacement for you on the senate. I believe that this is the right thing to do, and I expect that he will do so in the fall unless Dr. Erdmann makes other arrangements with him concerning your status on the senate. Further, I hope that Dr. Erdmann will also hold an election to fill the current vacancies on the rules committee."
 - (6) In a July telephone conversation, and on August 21 in person, Erdmann spoke with Schauer, suggesting that he run for re-election to the Senate seat vacated when he resigned. Schauer explain that he was undecided as to what to do.

v. CHAIR'S NOTE: AS THE FOLLOWING ACTION WAS TAKEN BY SECRET BALLOT, IT VIOLATES WISCONSIN OPEN MEETINGS LAW, AND IS, THEREFORE, NULL AND VOID. THE CHAIR EXTENDS HIS APOLOGIES FOR HIS FAILURE TO RECOGNIZE AND PREVENT THIS ILLEGAL ACTION. Kozlowicz/Hogan moved that the membership of the Senate include Richard Schauer, reaffirming the Senate's resolution of April 28th. Chair Erdmann suggested a friendly amendment rewording the motion: Moved that the Senate reaffirms its April 28th resolution to reject Richard Schauer's resignation from the Senate and that the Chair so inform Richard Schauer. In discussing this motion it was again suggested that such a motion was unnecessary, and in addition if the motion failed it did not actually change Schauer's status. It was also determined that this motion addressed only half of the original resolution of April 28th, which affected both Schauer's seat on the

Senate and his seat on the Personnel Rules Committee. The legality of the April 28th resolution and the exact wording of Schauer's resignation were questioned also.

- (1) Weston/Macur called for immediate closure, which required a 2/3 favorable vote. Motion passed (24 ayes, 3 nays out of 30 senators).
 - (2) Weston/Topp moved to vote by secret ballot. Motion passed on a voice vote.
 - (a.) Eamon challenged the vote, which passed by show of hands, with 19 in favor.
 - (3) The Kozlowicz/Hogan motion failed (14 "YES", 15 "NO", 2 abstentions).
- vi. Rybski/Hanson moved that the matter of the legality of the resolution made on April 28th by the Faculty Senate be investigated by the Chair of the Faculty Senate, who is to report to the Senate. Motion passed. (**FS989-1**)

5. Election for vacancies on Personnel Rules Committee
- a. The agenda listed four vacancies: A&C (term expiring 2001), Edu (term expiring 2001), Other Constituency (term expiring 2001), and At-large Member (term expiring 2001). Erdmann corrected the term expiration for the At-Large position to 1999 (Richard Schauer's position);
 - b. Parks/Rybski moved that Schauer's at-large position not be elected until Senate hears the recommendations of the Chair [on the legal status of the April 28th resolution rejecting Schauer's resignation-BB] at the October meeting. Motion passed.
 - c. After caucus, the constituencies reported that they choose to wait until the issue of Schauer's status is resolved.
 - d. Clements called for a quorum. Since a quorum was not present, the meeting ended at 3:35 p.m..

Respectfully submitted,

Barbara Bren