

# UNIVERSITY OF KENTUCKY

## SENATE

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Regular Session

September 9, 2002  
3:00 p.m.

W.T. Young Library  
First Floor Auditorium  
Lexington, Kentucky

Dr. Jeffrey Dembo, Chair

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UNIVERSITY OF KENTUCKY SENATE MEETING  
September 9, 2002

*JEFFREY DEMBO, CHAIR*

*GIFFORD BLYTON, PARLIAMENTARIAN*

*CELINDA TODD, SECRETARY TO SENATE COUNCIL*

*STEPHANIE K. SCHLOEMER, COURT REPORTER*

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1 MR. DEMBO: I'd like to start  
2 the meeting by setting the tone here. Some quotes from  
3 an interesting monograph that was published in 2000  
4 called Leadership Reconsidered, Engaging Higher  
5 Education and Social Change.

6 (Reading:) While many higher  
7 education leaders believe that most of  
8 our problems could be solved if we would  
9 simply avail ourselves of greater  
10 financial resources, we believe that the  
11 resources that are most vital for  
12 transformative changes are readily  
13 available, both within and around us.  
14 These include our individual personal  
15 resources of academic freedom, autonomy,  
16 critical thinking and a willingness to  
17 challenge, and our institutional  
18 resources are a new start to the  
19 celebration of the missions.

20 It was interesting to me that the panel  
21 that wrote this went on to say that,

22 ... the major obstacle to  
23 embracing and practicing these  
24 principals is not a lack of resources,  
25 but rather our own limiting beliefs  
26 about our ourselves, our colleagues and  
27 our institutions.

28 Any faculty member who seeks  
29 to become a change agent can begin by  
30 practicing transformative leadership  
31 right now. Of course, if faculty  
32 persists in believing that it is only  
33 the people at the top of the  
34 administrative hierarchy who are in a  
35 position to initiate change, then they  
36 are effectively disempowering  
37 themselves.

38 With that, I would like to call to order  
39 the first meeting of the University Senate 2002-2003  
40 academic year. My name is Jeff Dembo. I'm chair of  
41 the Senate Council. It's going to be a pleasure to  
42 work with you, and I hope that you are forgiving of me  
43 as I try out my wings in this new role.

44 Before we start doing any business, I  
45 would like to remind attendees that we have a  
46 stenographer here, Stephanie Schloemer, who is going to  
47 hopefully not criticize me for talking too fast. But,  
48 in addition, because we have a verbatim transcript, it

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1 would be necessary for all speakers from the floor to  
2 identify their name and their college or unit  
3 affiliation. You'll have to do that each time because,  
4 although she has a wonderful memory, she probably can't  
5 remember every single person each time.

6 Secondly, as a reminder, the Senate  
7 rules state that attendance is required at Senate  
8 meetings unless there is an excused absence. If there  
9 is a question about excused absences, take it up with  
10 the ombud.

11 (LAUGHTER)

12 All that requires is to contact the  
13 Senate office with a notification. And the reason why  
14 I'm bringing that up is because once there are three  
15 unexplained absences, then you may be purged from the  
16 Senate role and your college will be notified to have a  
17 reelection to fill the spot.

18 Do we have any student senators here  
19 today? (Hands raised.) We appreciate your coming and  
20 want to ensure that you understand that your role in  
21 the senate is vital. It's just as vital as faculty and  
22 administrators, and I hope that whatever we can do in  
23 terms of faculty or senators or even colleagues to help  
24 promote change, any ideas or proposals you have will be  
25 welcomed, and we'll certainly do our best to help push  
26 them through.

27 The first order of business is to  
28 approve the minutes of April 22, which are attached. I  
29 received one e-mail from a senator who wanted an  
30 amendment to be made to the minutes. The senator said  
31 that he or she has noticed that the minutes list many  
32 thank yous that the previous senate council chair, Bill  
33 Fortune, had given to individuals and committees. And  
34 for completeness, this individual felt that we needed  
35 to add the thank yous that were forwarded to Professors  
36 Gesund and Tagavi. And specifically, the senator  
37 states and quotes several verbatim items from the  
38 transcript.

39 The minutes are meant to be a condensed  
40 version of the transcript. However, it certainly is at  
41 the pleasure of the senate as to the level of detail  
42 that is provided in those minutes. So if anybody feels  
43 similarly, I'd entertain a motion to amend the minutes  
44 on that matter or any other matter.

45 MR. HANSON: I'm Mark Hanson  
46 from Engineering. I'd like to make the motion to amend  
47 the minutes to add those two entries.

48 CHAIR DEMBO: Okay, is there

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1 a second?

2 MR. HAHN: Second ... John  
3 Hahn, Account Engineer, College of Engineering.

4 CHAIR DEMBO: Is there any  
5 discussion? (No response.)

6 So the motion is to amend the minutes to  
7 reflect that Professors Gesund and Tagavi were also and  
8 specifically thanked by Chair Fortune in the April  
9 meeting.

10 All in favor of amending the minutes  
11 please signify by saying aye.

12 ("AYE" VOICE VOTE: ALL)

13 CHAIR DEMBO: All opposed say  
14 nay.

15 ("NAY" VOICE VOTE: NONE)

16 CHAIR DEMBO: The minutes are  
17 amended. Any other amendments to the minutes? (No  
18 response.)

19 I'll entertain a motion for acceptance  
20 of the minutes.

21 MR. GESUND: So moved.

22 Second?

23 MS. STATON: Second.

24 CHAIR DEMBO: Let's not all

25 jump out at once here.

26 (LAUGHTER)

27 Any discussion? (No response.)

28 All in favor signify by saying aye.

29 ("AYE" VOICE VOTE: ALL)

30 CHAIR DEMBO: All opposed say  
31 nay.

32 ("NAY" VOICE VOTE: NONE)

33 CHAIR DEMBO: Thank you very  
34 much. The minutes are accepted.

35 Today's meeting is going to be one of  
36 some announcements to set the stage for where we're  
37 going to go this academic year as far as senate work  
38 and to give some insight to the bigger picture of  
39 what's going on at the university level. Hence, I'm  
40 going to spend more time talking probably at this  
41 meeting than I will at other ones, and that's good  
42 because I'd rather not talk as much as listen to my  
43 colleagues.

44 So to start off with, we have a new  
45 senate address which is now 153 Bowman Hall and we're  
46 trying out a new senate e-mail address. In the past,  
47 e-mails that came to the senate either went to the  
48 senate council chair, to his or her personal e-mail, or

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1 to Cindy Todd at her personal e-mail. And I proposed  
2 to Cindy, and I think that we've agreed to try this  
3 out, so that both Cindy and I can access one account  
4 and that it would remain in perpetuity after I quit  
5 this job and somebody else takes it on, that the  
6 universal address should be **senate@uky.edu**. The only  
7 concerns I've heard of to now is that some people felt  
8 that if they sent something to senate, that it went out  
9 to all senators, which is not the case. It merely goes  
10 to an e-mail address that Cindy and I can both open.  
11 So I hope that works. I think it should.

12 Can we put the lights down for a second?  
13 (PowerPoint display)

14 The original senate council office was  
15 in the administration building for decades of time  
16 until, of course, there was the event that occurred.  
17 After that, it moved to the Law building conveniently  
18 located where Bill Fortune's office was, and now it's  
19 moved to Bowman Hall which, as you may be aware of, is  
20 a stately building that once served as a freshman ... a  
21 women's dormitory. This is the outside on Washington  
22 Avenue. This is a view from the courtyard, and right  
23 next to the door you can see the open window that's the  
24 view from Cindy's desk. And this is Cindy's desk.

25 (LAUGHTER)

26 The rooms that are going to be occupied  
27 are still being remodeled, and at it's unclear whether  
28 we have any priority over Vice President Walker or not,  
29 but that remains to be seen.

30 There have been some changes in the  
31 composition of the senate council that I needed to  
32 announce to you. First, I wanted to go through who the  
33 senate officers are at present. The secretary of the  
34 senate is Enid Waldhart, and Professor Waldhart is also  
35 the vice chair of the senate council. The job of the  
36 Secretary of the senate is to circulate minutes, list  
37 faculty that are eligible to vote, conduct elections,  
38 maintain roll, and also to maintain the various rules  
39 of the faculty that are available from the various  
40 colleges.

41 In the senate rules, it specifies that  
42 we must have a parliamentarian. Our parliamentarian is  
43 Professor Gifford Blyton, who has served the senate for  
44 many, many years and the role as appointed by the  
45 senate council is to advise the presiding officer of  
46 parliamentary procedures. I had the pleasure of having  
47 lunch with Professor Blyton. No less than four people  
48 came over to shake his hand and acknowledge his great

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1 teaching over many years. And he was honored last year  
2 for the role that he's played at the University of  
3 Kentucky. I also wanted to show you something else  
4 that was done to honor him. This is the display case  
5 that's present in the classroom building to show the  
6 trophies that were won by the many debate teams that  
7 were under his guidance over many years. And I had to  
8 confess ignorance that the debate team was as well  
9 known as our basketball team was for its excellence and  
10 achievement.

11 So, Professor Blyton, thank you once  
12 again.  
13 (APPLAUSE)

14 By senate rules, we have to have  
15 Sergeants at Arms, and this year we have Michele Soner.  
16 Michele, can you please stand up for a second?  
17 Michele Soner is the assistant ombud in Academic Ombud  
18 Services, and I had the honor of working with her with  
19 four years. I miss it quite a bit. I miss your  
20 wisdom. But it's nice to see you in this regard.

21 And our other Sergeant at Arms is Susan  
22 Williams, who is a member of the staff senate, who is a  
23 staff assistant in the College of Dentistry. Thank you  
24 very much, Susan.

25 The roles of the Sergeants at Arms, as  
26 you can see, is to separate the visitors from the  
27 voting members, carry out instructions of the senate,  
28 control the presence of persons unauthorized. And  
29 this, I think, is very important, Susan or Michele,  
30 that Roberts' Rules state that you have a legal right  
31 to use such force as necessary to remove offenders.  
32 (LAUGHTER)

33 We have brass knuckles in the senate  
34 council office if you need them.

35 We have one other individual who is not  
36 listed as a formal officer of the senate, but under the  
37 senate council rules the administrative assistant plays  
38 a vital role, and that of course is Cindy Todd. Cindy  
39 is celebrating this year her 30th year of serving for  
40 the senate council, which is so much appreciated.  
41 (APPLAUSE)

42 It was kind of funny to see Cindy in  
43 Bowman Hall because she was recalling what it was like  
44 when she was a student there in the dormitory. Was  
45 there a house mistress at one end of the hall there?

46 MS. TODD: We're going occupy  
47 the old house mother's suite.

48 CHAIR DEMBO: Oh, isn't that

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1 revenge for you.

2 (LAUGHTER)

3 MS. TODD: Yes, she'd never let  
4 us in, so it's great.

5 We had a change in membership of the  
6 senate council over the summer. One of the rules  
7 states that if a member of the senate no longer is  
8 eligible to serve, such as becoming a dean or some such  
9 person, then a vacancy shall be declared. And,  
10 furthermore, to be a senate council member, you must be  
11 eligible to be a senator. And so, Mary Molinaro was  
12 appointed acting dean of Libraries while the search to  
13 replace Paul Willis is underway so, very unfortunately,  
14 Mary was unable to serve any longer on the senate  
15 council. So that left two openings actually. It left  
16 an opening for her spot on the senate council and since  
17 she was vice chair, it left the vice chair opening as  
18 well.

19 The senate rules state that the person  
20 who had the next highest number of votes during the  
21 most recent election is given the spot if he or she so  
22 chooses to serve. And that spot was Kaveh Tagavi, who  
23 kindly offered to serve for the remainder of the term.

24 Mary's term would have gone to December of this year,  
25 so that means that Professor Tagavi will be serving  
26 until December. At that time there will be another  
27 election and he is eligible to run for that slot if he  
28 so chooses. And as you already know, we also had  
29 another election for the vice chair and Professor  
30 Waldhart got that.

31 This is the composition of the senate  
32 council at the present time. I want to take one minute  
33 to introduce the senate council members, not to belabor  
34 the point but because this is the group that acts as  
35 the executive body of the University Senate, trying to  
36 smooth the way so you don't have to deal with mundane  
37 details but rather can spend your time on a Monday  
38 afternoon discussing the important topics of policy and  
39 procedure that need to be discussed. Currently we have  
40 Professor Ernie Bailey, who I believe is not here --

41 MR. BAILEY: Here.

42 CHAIR DEMBO: Oh, I'm sorry  
43 Ernie. Professor Liz Debski from Arts and Sciences,  
44 Professor Lee Edgerton from Agriculture. I don't know,  
45 is Matthew Falk here? Oh, Matt, please stand up. We  
46 look forward to working with you. Michael Kennedy, who  
47 also as you know is a faculty trustee. Jessica King;  
48 thank you, Jessica. Tim Robinson as president of



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1 S.G.A., he's a member of the senate council. Claire  
2 Pomeroy, also a faculty trustee. She's not here.  
3 Peggy Saunier; Peggy's a representative from LCC.  
4 Kaveh Tagavi. And finally, Professor Enid Waldhart  
5 from the Department of Communication, no less.

6 We've had another change over the  
7 summer. We received notice from Claire Pomeroy that  
8 she will be seeking, fulfilling another position as of  
9 January 1st. Therefore, her spot on the Board of  
10 Trustees becomes vacant. The rules state that if at  
11 anytime somebody should become ineligible to serve, the  
12 chair of the senate council shall declare a vacancy and  
13 call for a special election. So sometime in the next  
14 month or so we will begin the proceedings for an  
15 election. The deans of every College have gotten a  
16 letter from the senate council office asking which  
17 members are eligible to vote and which members are  
18 eligible to both vote and serve from the faculties of  
19 the colleges. I recall that to be eligible to be  
20 nominated, there's going to be a -- you need the  
21 signatures of ten individuals. So I'm presuming that  
22 just in order for those of you or your colleagues who  
23 wish to be considered, it's time to start thinking  
24 about the way you'll approach this upcoming election.

25 Over the summer, the senate council met  
26 three times and during that time it performed some of  
27 its usual functions, which may include reinstatements  
28 of which there were, I believe, four student  
29 reinstatements. When somebody has been suspended from  
30 the University of Kentucky twice, then the only way  
31 they can be reinstated is by approval by the senate  
32 council acting on behalf of the senate. And in those  
33 four cases students were approved. There were also two  
34 rules waivers. One of them was to change a grade for a  
35 third time; and the other was also a grade change, I  
36 believe. This year's committee assignments -- we have  
37 -- of our senate committees, we have five committee  
38 chairs that are in place, and I've elected this year to  
39 allow committees some degree of self determination,  
40 thereby electing their own chairs at their first  
41 meeting.

42 The committee chairs we have in place  
43 include Professor Brad Canon from the Rules and  
44 Elections Committee. Brad, could you please rise? And  
45 Brad has served very capably and very helpfully for a  
46 number of years. And it's so helpful to have somebody  
47 with a good insight into the rules and great  
48 institutional memory to help us in that regard.

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1                   The Academic Facilities Committee is  
2     Andy Spears, who has agreed to serve again. Thank you  
3     very much, Andy. I understand your committee already  
4     has something on the agenda, to meet with architects.

5                   MR. SPEARS: We do. Do you  
6     want to talk about that now?

7                   CHAIR DEMBO: We can get to  
8     that.

9                   MR. SPEARS: Okay.

10                  CHAIR DEMBO: We have the  
11     Research Committee, which is David Randall. David,  
12     were are you? There you are. And, in fact, there's a  
13     new agenda item that will be coming your way, from a  
14     conversation I've had with Vice President Jim Bowling,  
15     to talk about the disposition of some of the Futures  
16     Task Force recommendations.

17                  Academic Organization and Structure,  
18     very kindly Kate Chard from Education has agreed to  
19     chair this committee. And this is one of the  
20     committees that I felt needed to be in place and up and  
21     running because we're going to have a number of  
22     recommendations this year, the most significant of  
23     which I believe are going to be from the College of  
24     HES, and it was important to have that committee ready  
25     to go as soon as the proposals came along. Thank you,  
26     Kate, very much. We appreciate it.

27                  And finally, the Admissions Advisory  
28     Committee, David Durant has agreed to serve.  
29     Ordinarily, the senate rules state that the chair must  
30     be a senator. The senate council voted to waive the  
31     rule in this case because of Professor Durant's  
32     expertise, his intense interest and the thoroughness in  
33     which he has served on this committee over the past  
34     several years.

35                  The remainder of the committees will be  
36     named -- the chairs will be named at their first  
37     meetings, which I and Cindy will help to arrange.  
38     There will be some interesting charges that I intend to  
39     give to the committees this year. We have a committee  
40     called Academic Programs, and it's occurred to me that  
41     over many years the senate and the senate council have  
42     continually approved courses and approved programs and  
43     have approved many different things, but it's been very  
44     rare that any individual proposal for a deletion of a  
45     program has come forward. And at this time with a  
46     university that aspires to be "Top 20" in an ever  
47     increasing number of programs and complexity of  
48     academic missions, I thought it would be helpful to

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1 have the Academic Planning Committee take a look and  
2 construct a template by which colleges and faculties  
3 and departments can self-study so they would have  
4 guidelines should they ever wish to discontinue a  
5 program or at least evaluate programs for potential  
6 discontinuation.

7 We have an Institutional Planning and  
8 Budgeting Committee, and in consideration of some of  
9 the conversations we've had at the senate level over  
10 the past several years with chairs and deans claiming  
11 to have insufficient resources with which to educate a  
12 full load of students, I'm going to charge this  
13 committee with taking a close look at what types of  
14 monies and resources are actually designated to our  
15 educational mission and if there are inadequacies or  
16 things that need to be redirected, then this committee  
17 should come up with some guidelines to take to central  
18 administration.

19 We have an Academic Planning and  
20 Priorities Committee. This committee is charged, among  
21 other things, with evaluating the efficiency and the  
22 effectiveness of the senate in processing matters of  
23 academic policy. I don't believe that we have any  
24 specific statements in our regulations or senate rules  
25 about what shared governance is, what it signifies, and  
26 how effectively it should work or does work at the  
27 University of Kentucky. So I'm going to charge that  
28 committee with evaluating the state of shared  
29 governance at the University of Kentucky, comparing  
30 what we do with other universities, some of whom do  
31 have shared governance statements, and comparing it  
32 with statements put out by the AAUP. And, if deemed  
33 feasible, to come forward with a statement to be  
34 evaluated by the senate for possible inclusion in our  
35 rules.

36 Speaking of AAUP, to the best of my  
37 knowledge at this point in time -- Michael Kennedy, do  
38 we have an active AAUP section or we do not?

39 MR. KENNEDY: We do not. We  
40 are looking for a president. Looking for a  
41 president ...  
42 (LAUGHTER)

43 If anybody is interested in becoming  
44 active ... We have an executive committee but I bowed  
45 out as president.

46 CHAIR DEMBO: I think it's a  
47 vital role that should have a voice at every university  
48 and I guess -- I don't know, Michael, you told me that

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1 sometimes if there are no problems, then the need for a  
2 AAUP ceases to exist for a period of time. But perhaps  
3 it should be just the opposite, that it's during the  
4 periods of lull when an organization can take a look at  
5 what kind of forward motion needs to be made. So if  
6 you have any friends or colleagues that might be  
7 interested, I think it would be a very good thing to  
8 have on this campus.

9 MR. KENNEDY: Let me put it  
10 this way: Membership tends to go up dramatically when  
11 there are problems and drop off sort of acetonically  
12 when there aren't.

13 CHAIR DEMBO: So we need to  
14 create some problems first?  
15 (LAUGHTER)

16 There are two ad hoc committees that  
17 will be created this year and one that will be carried  
18 over from last year. The committee from last year is  
19 the Graduation Contracts Committee, and I'll give a  
20 short report on that later. The senate council in the  
21 past has handled student reinstatements, which I  
22 described earlier. However, sometimes it's a rather  
23 timely procedure. It involves evaluating student  
24 dossiers and, in fact, interviewing students in some  
25 cases. And the senate council felt that it might be  
26 good to try to experiment with creating an ad hoc  
27 committee to specifically look at reinstatements. This  
28 would be modeled in a sense after the Retroactive  
29 Withdrawals Committee, another highly-specialized  
30 committee whose sole job is to handle that type of  
31 academic process. If, in fact, it's a successful year  
32 for an ad hoc committee like that, then we might  
33 consider presenting to the senate as an ongoing  
34 committee.

35 I would love to hear through e-mail or  
36 telephone calls if there are any faculty and students  
37 who are interested in serving on that Ad Hoc  
38 Reinstatement Committee.

39 And, finally, later this fall -- In my  
40 role as ombud for four years, it came to my attention  
41 that there are some significant questions and concerns  
42 regarding academic integrity on campus. And it's  
43 certainly not UK, it's nationwide. And we talk about  
44 ethics and breaches of ethics that extends to the  
45 corporate world as well. So I intend to create a  
46 senate Commission on Academic Integrity, and this will  
47 be a commission that will persist until it's job is  
48 done basically, to get a look at the climate of

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1 academic integrity on UK's campus, to take a look at  
2 what policies and procedures should be implemented to  
3 help better promote an environment of academic  
4 integrity and also to take a look at the current  
5 sanctions that are in place and to reevaluate the  
6 effectiveness of them.

7 Again, anybody who's interested in  
8 serving on that commission, I'd love to hear from you  
9 through e-mail or telephone.

10 One more issue came up at the senate  
11 council and that's going to be a charge to the Rules  
12 Committee. Officially, the chair of the University  
13 Senate is the president of the university and that is  
14 President Todd. The rules specifically state the  
15 president, who acts as the chair, shall be the  
16 presiding officer but may delegate this function and  
17 can call special meetings.

18 When I asked Bill Fortune about this  
19 specific designation some time ago, I said, "Have you  
20 ever been notified by the president that you have been  
21 delegated to be the presiding officer?" And he said  
22 "No." And to the best of my understanding, it's never  
23 happened, but it's been tradition.

24 I presented this to the senate council,  
25 and they asked me to charge the Rules Committee with  
26 looking at this to see if there needs to be some type  
27 of definition of who the presiding officer is or, in  
28 fact, what the role of the senate council chair is in  
29 the larger body of the senate.

30 One other issue came up about voting  
31 privileges. Acting-Provost Nietzel and Associate  
32 Provost Kraemer brought this up to me. And there's a  
33 quirk in the rules that I'm going to put out on the  
34 floor now to see if there's anything you'd like to do  
35 about it now or withhold action.

36 There's a rotating membership of voting  
37 members among administrators, depending on the even- or  
38 odd-numbered academic year. The governing regulations  
39 were changed last year to reflect the fact that we have  
40 a provost. And in fact, previously, the Chancellor of  
41 the Lexington campus would vote during one year and the  
42 Chancellor of the Medical Center would vote during  
43 another year. The governing regulations were changed  
44 both to identify a provost and to allow the provost to  
45 vote every year. The senate rules have not been  
46 changed to reflect that. Currently, the senate rules  
47 talk about the chancellor of the Medical Center and the  
48 dean of Undergraduate Studies, which is a position that

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1 no longer exists, and there's no mention of the  
2 provost.

3 So for this meeting and until the Rules  
4 Committee can address this, we can either take no  
5 action at this time or we can take an action to  
6 identify what types of voting privileges there should  
7 be for this meeting and subsequent meetings for the  
8 provost.

9 Have I explained that to understand the  
10 issue?

11 MR. BHAVSAR: One of the  
12 changes that could be made --

13 CHAIR DEMBO: Please identify  
14 yourself.

15 MR. BHAVSAR: Oh, Sukato  
16 Bhavsar, from Astronomy. It says an academic year  
17 beginning with even numbers. I guess you mean even-  
18 numbered academic years?

19 CHAIR DEMBO: Yes, so this  
20 would be -- 2002-2003 would be what this is indicative  
21 of.

22 MR. BHAVSAR: Right. I mean  
23 all years will begin with that even number.  
24 (LAUGHTER)

25 CHAIR DEMBO: Oh, ending.  
26 Yeah, this is from the senate rules. I just cut and  
27 pasted it.  
28 (LAUGHTER)

29 CHAIR DEMBO: So we need to  
30 change that certainly. Thank you.

31 Any other comments or actions that we  
32 should take?

33 MR. GESUND: When in doubt, do  
34 nothing. If you don't know what you're going to be  
35 doing, the best thing is leave it alone.

36 CHAIR DEMBO: Any other  
37 discussion about this issue?

38 MS. DWYER: Roberta Dwyer,  
39 College of Ag.

40 I would make a motion that we put this  
41 forward to the Rules Committee and have them come up  
42 with a proposal for us to look at and vote upon at a  
43 future meeting.

44 CHAIR DEMBO: Do I hear a  
45 second?

46 MR. GROSSMAN: Second.

47 CHAIR DEMBO: Can you  
48 identify yourself?

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1 MR. GROSSMAN: Bob Grossman,  
2 Chemistry.  
3 CHAIR DEMBO: Okay. So the  
4 motion on the floor is to refer this issue of disparity  
5 to the Rules Committee for evaluation. Discussion  
6 about the motion?  
7 MR. TAGAVI: Did I understand  
8 that--  
9 CHAIR DEMBO: Please identify  
10 yourself.  
11 KAVEH TAGAVI: Kaveh Tagavi,  
12 Engineering.  
13 Did I understand that you are saying  
14 that there is a quirk in the rule and the provost and  
15 the vice president cannot vote. If that's the case,  
16 then I'd like to amend it so that in the spirit of what  
17 was in the past, meanwhile the provost could vote every  
18 other year and the vice president of the Medical Center  
19 could also vote every other year as they used to.  
20 CHAIR DEMBO: So you are  
21 wanting to amend the motion that's on the floor to add  
22 that--  
23 MR. TAGAVI: Yes. But based  
24 on -- Did I understand correctly that otherwise they  
25 cannot vote because in the senate rules there is no  
26 such thing as a provost. Correct?  
27 CHAIR DEMBO: That's correct.  
28 MR. TAGAVI: If that's the  
29 case, then I think in the spirit of what used to be,  
30 I'd like to amend that so that they could vote.  
31 CHAIR DEMBO: Can you  
32 specifically state when they should vote?  
33 MR. TAGAVI: That the provost  
34 could vote in the place of Chancellor whenever it was;  
35 if it was even years, then even years.  
36 CHAIR DEMBO: It would have  
37 been for ending in odd numbers.  
38 MR. TAGAVI: Ending odd. Same  
39 thing for the provost would vote instead of the  
40 Chancellor of the Lexington campus; and the Vice  
41 President Holseinger would vote in the place of what  
42 used to be Chancellor of the Medical Center -- what is  
43 the Chancellor of the Medical Center.  
44 CHAIR DEMBO: Right, that  
45 hasn't changed.  
46 MR. TAGAVI: Okay. So, that's  
47 my amendment.  
48 MR. GESUND: Second. Hans

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1 Gesund.

2 CHAIR DEMBO: So the  
3 amendment to the motion -- to the original motion is to  
4 allow voting privileges that were consistent with the  
5 old Chancellor for the Lexington campus to be given to  
6 the provost.

7 MR. TAGAVI: Correct.

8 CHAIR DEMBO: And that would  
9 be added on to the original motion to refer it to the  
10 committee, the Rules Committee.

11 MR. TAGAVI: Correct.

12 CHAIR DEMBO: Okay, any other  
13 discussion about the amendment?

14 MS. DWYER: Yes. If this goes  
15 through to the Rules Committee, can't they have  
16 something back to us by the next meeting so that we can  
17 have a point?

18 CHAIR DEMBO: Professor Canon?

19 MR. CANON: Probably, if I can  
20 get all the committee together.

21 CHAIR DEMBO: As a point of  
22 clarification, whether we add Professor Tagavi's point  
23 or not, if we add his point the provost would not have  
24 a vote this year and if we don't add his point, the  
25 provost would not have a vote this year. Okay?

26 (LAUGHTER; CROWD COMMENTS SIMULTANEOUSLY)

27 CHAIR DEMBO: Any other  
28 discussion about the amendment? (No response.)

29 All in favor of the amendment to allow,  
30 to modify the voting privileges for the provost, please  
31 signify by saying aye.

32 ("AYE" VOICE VOTE)

33 CHAIR DEMBO: All opposed say  
34 nay.

35 ("NAY" VOICE VOTE)

36 Let's take a hand count. We're voting  
37 on the amendment right now to allow -- to define the  
38 provost's voting privileges during this period of time  
39 while the Rules Committee assesses it.

40 Okay, all those in favor of the  
41 amendment, raise your hands, please. Raise your hand,  
42 one hand.

43 (LAUGHTER)

44 (SERGEANT-AT-ARMS COUNTS 31)

45 CHAIR DEMBO: Okay, all those  
46 opposed to the amendment?

47 (SERGEANT-AT-ARMS COUNTS 29)

48 CHAIR DEMBO: So the final



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1 count in favor was 31 and the opposed was 29. So, the  
2 amendment passes then. So now we're back to the  
3 original motion made by Professor Dwyer, as amended, to  
4 send this to the Rules Committee, along with the  
5 interim voting privileges defined for the provost.

6 Any other discussion on the original  
7 motion? (No response.)

8 Okay, all in favor of the original  
9 motion with the amendment signify by saying aye.

10 ("AYE" VOICE VOTE: ALL)

11 CHAIR DEMBO: All opposed?

12 ("NAY" VOICE VOTE: NONE)

13 CHAIR DEMBO: Then the motion  
14 with the amendment passes. Thank you.

15 There are several proposals that should  
16 be coming before the senate within the next short  
17 period of time. I wanted to let you know what they are  
18 so that you can anticipate them. One is lowering the  
19 age for phased retirement from 65 to 60. Jack Blanton  
20 said that it looks like this was viewed very favorably  
21 by central administration and was one of the  
22 recommendation of the committee that evaluated, I  
23 think, benefits over the last year or two.

24 The other two proposals we will  
25 hopefully see within the next month or so is a dual  
26 proposal that is transferring the Department of  
27 Interior Design to the College of Architecture; and  
28 finally, renaming the College of Architecture to  
29 College of Design. Thus far, it appears that it may  
30 not be highly controversial, but it needs to go through  
31 due process.

32 On other fronts last year, at the end of  
33 the academic year, the senate voted on a motion to  
34 instruct the university administration to create a  
35 university-wide bulletin board system. This is  
36 currently undergoing testing. The Enterprise computing  
37 folks have gotten trial software and are trying to see  
38 if it's compatible with a www server so that people can  
39 log onto the bulletin board using their "U" connect  
40 IDs, so that it wouldn't be open to the public but  
41 would be open to all valid university community  
42 members.

43 I plan to have a meeting with the Area  
44 Advisory Committee chairs within the next month or two  
45 to take a close look at dossiers that are put forward  
46 to see what can be done to help guide chairs and  
47 faculty themselves into making their dossier more  
48 readable, more intuitive and perhaps with some better

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1 -- making less work for the Advisory Committee, I guess  
2 is what I am trying to say.

3 There's a Student Code revision that's  
4 underway. It was worked on by Victor Hazard prior to  
5 the retirement of Jim Cooder, and now Pat Terrell, the  
6 new vice president for Student Affairs, will be working  
7 on this as well. This is for information only because  
8 due process does not require that it come through the  
9 University Senate. For our student senators, however,  
10 I'd advise you to make sure that you and your  
11 colleagues have full access to see what these proposed  
12 changes are since it will affect every aspect of your  
13 life here at UK.

14 Finally, one other announcement I'd like  
15 to make -- I don't believe that there was a specific  
16 announcement of who the new ombud for the university  
17 is, although probably it's widely known that Susan  
18 Skully is the new academic ombud. Most of you may know  
19 Professor Skully, who is an Associate Professor in the  
20 College of Education. She's been accorded many awards  
21 and recognition and certainly has had a lot of  
22 experience with university due process. I know that  
23 she'll do a wonderful job.

24 Now, we may have some reports. During  
25 the interim, the hiatus between last academic year and  
26 this, the Board of Trustees met several times, and I'm  
27 going to call on Professor Kennedy to fill us in on  
28 what's been happening at the board level.

29 MR. KENNEDY: I only started  
30 off on the board July 1. I was sworn in actually at  
31 the previous board meeting -- swore I'd never fought a  
32 duel. Seriously. You have to swear that. The board  
33 meeting -- the only board meeting I have attended as a  
34 member has been pretty uneventful. What I've  
35 discovered -- well, when I was thinking of taking the  
36 position, I was thinking, let's see, two-hour board  
37 meetings, eight of them, that's sixteen hours of the  
38 year. That's not too much time commitment. It turns  
39 out that there's a lot more going on in terms of  
40 committee meetings and listening to you all, walking  
41 across campus and having chats with you.

42 I guess the number one thing I want to  
43 say is, I'm looking for feedback. I will -- first let  
44 me give you my e-mail address. It's simply  
45 kennedy@uky.edu. I have that because I started here  
46 thirty years ago in the computing center and actually  
47 it was Michael, to begin with, at ukcc. So my e-mail  
48 address is simple. I'm going to put up a web page, and

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1 what I would like to do is hear as much as I can from  
2 you whenever you have issues that you think that I can  
3 at least bring to the board members, if not in a formal  
4 board meeting. I've discovered that much of the work  
5 of the board gets done at football games and basketball  
6 games. So a lot happens behind the scenes.

7 What I've done primarily -- the board  
8 meeting I attended was totally uneventful. The ones  
9 before that were mostly uneventful, except for the  
10 issue of the president's compensation, about which you  
11 hear more later. There is now a Compensation  
12 Committee. What I've done unofficially is meet with  
13 Loyse Mather and Russ Williams, the staff trustee, and  
14 Dan Grevey. Loyse and Dan, of course, are two former  
15 board members. What I learned most is I'm sure glad to  
16 have this job now than two years ago when there were  
17 all sorts of fireworks. So please feel free to e-mail  
18 me. I'll get the website up as soon as I can. I'd  
19 encourage you to -- I'm a little upset that Claire is  
20 leaving, because that will leave me as the senior  
21 person, faculty member on the board. I urge you to  
22 think about who you might want to replace her.  
23 Yourself or someone else. And I think that's all I  
24 have to say except I found my suits -- the closet that  
25 has my suits in it and I find myself wearing them more  
26 than I usually do. But I felt prudent not to today; I  
27 hope that's all right.

28 (LAUGHTER)

29 Any questions or comments or feedback at  
30 this point? (No response.)

31 Okay, thank you.

32 CHAIR DEMBO: Thank you,  
33 Michael.

34 The next report we have is from,  
35 actually, a unique individual. Now that we have a  
36 staff senate, we have a staff senate chair. I'd like  
37 to introduce him.

38 Bill Atkison works as a physician's  
39 assistant in the Medical Center in the Department of  
40 Orthopaedic Surgery. Is that the full name of it?

41 MR. ATKISON: Division of  
42 Orthopaedic Surgery and Sports Medicine, Department of  
43 Surgery.

44 CHAIR DEMBO: Department of  
45 Surgery, Division of Orthopaedic Surgery and Sports  
46 Medicine.

47 Bill has had an interesting task ahead  
48 of him because when a new senate starts, there's a lot

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1 of kinks to be worked out of the system, not the least  
2 of which is trying to make sure that you have officers  
3 on your slate, which you can describe -- but I thought  
4 it was important to have Bill come and talk for a  
5 couple of minutes to the University Senate to describe  
6 what the staff senate is and how it functions and what  
7 they are dealing with right now.

8 Bill?

9 MR. ATKISON: Thank you, sir.  
10 As Jeff eluded to, this is quite a task.

11 You all have been fortunate to have a University  
12 Senate ahead of you to have all the wheels greased and  
13 everything worked out and flowing smoothly. Us, on the  
14 other hand, this is brand new. The 9,000 staff members  
15 of the University of Kentucky are all divided into  
16 precincts, as yours are as well, but I think the  
17 biggest task we have this first year is first of all  
18 getting our officers in order. We had a nice set of  
19 five officers. One of our officers left his precinct,  
20 so he's no longer a senator in his precinct, so he can  
21 no longer serve as an officer. So one of the first  
22 orders of duty is to fulfill that seat back. And this  
23 Thursday we're planning on doing that. And I just  
24 found out our secretary is taking a job off campus. So  
25 you can see the obstacles we're running into right  
26 away, and two of the five officers are no longer  
27 officers.

28 So I think the biggest challenge I see  
29 us is working together once we get wheels going with  
30 you and student council to get the university in sync  
31 in all three areas of faculty, staff and students.

32 And we already have a great relationship  
33 with your chairman, who's been so gracious to offer me  
34 a lot of support and a lot of help in getting things  
35 going. I kind of stepped into this accidentally. I  
36 didn't think that I was going to be elected as chairman,  
37 but I must have proven my point and accepted the  
38 challenge and look forward to developing a staff senate  
39 this year.

40 Right now we have no budget, so we're  
41 working on developing some kind of budget so we can  
42 plan some things to do and, hopefully, we'll be able to  
43 incorporate all of our activities with the University  
44 Senate, as well as student government.

45 Dr. Dembo and I have some ideas we're  
46 going to toss around with student government to see if  
47 we can come up with some areas that we can all work  
48 together to make this university a better place.

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1 I look forward to the challenge. This  
2 year, I don't know how much you're going to see in the  
3 form of what we get accomplished, other than just  
4 getting the wheels on the ground and getting things  
5 rolling. But I do think we have a great bunch of  
6 people now. We have 71 precincts represented, I think.  
7 Susan, is there 71 -- about 71, right?

8 MS. WILLIAMS: There would be  
9 fewer than that because there aren't that many senators  
10 at this junction.

11 MR. ATKISON: Right. Well,  
12 I'm sorry. We have less precincts represented, but we  
13 have an area developed within our constitution for 175  
14 senators to represent the staff of the university. And  
15 the task force who worked very diligently to develop  
16 the staff senate did an excellent job of giving us a  
17 foundation to grow on. We are now -- we have all of  
18 our committee chairs. We have our committees set up.  
19 We're working on bylaws already. I think one of the  
20 first things we're doing at the meeting on Thursday is  
21 to make a bylaw change, or a vote for a bylaw change.  
22 So there are a lot of things that need fine tuning, and  
23 I think with the support of everyone that I've seen up  
24 to this point, it's going to be something easily  
25 accomplished. We have a great bunch of staff  
26 representing us.

27 I think one of the biggest issues -- and  
28 if you all can help out at all -- most of you probably  
29 have some section in your DOE for time for university  
30 senate activities. Unfortunately, many of the staff  
31 don't have that. So one of the big issues for us  
32 getting an understanding from supervisors, whoever they  
33 might be, to allow our staff senators to have the time  
34 to develop what we want to develop. So if you have any  
35 pull or any way to have an influence in that situation,  
36 I would greatly appreciate it. As for me, I had to  
37 bust out of the O.R. to get up here, and he says hurry  
38 up and get back, so I have to even fight for my time  
39 off. Which is hard to do because this is a big job and  
40 I'm thankful that I have such great staff in the staff  
41 senate that have helped get us through the start that  
42 we've already had.

43 So I look forward to working with each  
44 of you and, hopefully, we can develop a really good  
45 relationship to help improve all factions of the  
46 university. I think it's great. The staff senate, as  
47 many of you know, has been something that's been  
48 desired for years and years and years. It's finally

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1 come to fruition, and we're very happy that it is here,  
2 and now we just have to get off started on the right  
3 foot in the right direction so that we can make it as  
4 positive as we can. And I know we can, and I look  
5 forward to doing that this year.

6 Each of our terms are three years. My  
7 term as chair is one year. I guess it's very similar  
8 to the University Senate, although I haven't seen your  
9 constitution. But I did see it once before when I was  
10 a faculty member a long time ago. I look forward to  
11 working with you and I appreciate the opportunity to  
12 get to introduce myself and the staff senate to you.

13 Thank you.

14 (APPLAUSE)

15 CHAIR DEMBO: Are there any  
16 questions? Bill, could you outline, what are the  
17 different committees of the staff senate?

18 MR. ATKISON: We have the -- We  
19 have, I think -- I'm trying to remember offhand. Susan  
20 can help me; she's great with this. She helped develop  
21 the task force -- or she was on the task force. So I  
22 think we have a Staff Issues Committee. We have a  
23 Board of Trustees representative; a committee to the  
24 Board of Trustees. We have a committee to the  
25 president; advisory to the president. We have a Public  
26 Relations or Public Affairs Committee. We have an  
27 Elections Committee and ... What have I left out Susan?

28 MS. WILLIAMS: Bylaws.

29 MR. ATKISON: Bylaws  
30 Committee, of course. And I think that's it. But we  
31 have very good people that were elected to chair these  
32 different committees, and we've already had one  
33 Executive Committee meeting, which went very well. As  
34 you know, as being an officer, especially, you know how  
35 much more time you have to commit to this. And our  
36 folks have been diligent and been on time and have been  
37 there and so, so far, things are running real well.

38 CHAIR DEMBO: Bill, on behalf  
39 of the University Senate and with the promise of much  
40 cooperation of working together, the University Senate  
41 would like to give you your official gavel.

42 MR. ATKISON: All right! I've  
43 always wanted to swing one of these.

44 (LAUGHTER AND APPLAUSE)

45 CHAIR DEMBO: Besides, it  
46 looks like some of that stuff in orthopaedic surgery,  
47 doesn't it?

48 MR. ATKISON: Yeah. I just

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1 got through swinging a metal one just like this.

2 CHAIR DEMBO: Thanks, Bill.

3 A very quick report from the Graduation  
4 Contract Committee that I will give.

5 The two steps that are remaining with  
6 the Graduation Contract Committee right now is to do a  
7 student survey to see what the sentiment of students on  
8 campus would be regarding whether or not this would be  
9 something they perceive to be of benefit. Then the  
10 committee will meet once again to put together a draft  
11 of what a contract might look like. At that point,  
12 we'll bring it to the senate council to see what the  
13 general thought is and then to bring it to probably the  
14 Admissions and Academic Standards Committee for  
15 evaluation.

16 At this point, we have one other  
17 discussion item, then a few action items. The  
18 discussion item this. Tradition has had it that the  
19 president of the university would address the senate at  
20 its first meeting to give a State of the University  
21 Address. President Todd was unable to attend either  
22 this meeting or the October meeting as well. So our  
23 choices might be to have him address the senate later  
24 on, either November or December; to not address the  
25 senate at all; or to create a special senate meeting.  
26 One possibility is September 30th. When we discussed  
27 at the senate council level, the majority of you was  
28 that we should recommend that we hold a special senate  
29 meeting on September 30, solely for the purpose of the  
30 president addressing us. There was a minority of you  
31 on the committee, on the senate council, that this is  
32 not something that should be done.

33 What thoughts do you have?

34 MR. BLANDFORD: I move that we  
35 have a special meeting on 9/30/02. George Blandford,  
36 Engineering.

37 MR. CANON: Second. Brad  
38 Canon.

39 CHAIR DEMBO: Any discussion?

40 All in favor of a special meeting on  
41 September 30, say aye.

42 ("AYE" VOICE VOTE: ALL)

43 CHAIR DEMBO: All opposed?

44 ("NAY" VOICE VOTE: NONE)

45 MS. MARY MOLINARO: One point  
46 of order, we might have to check to see if this room is  
47 available.

48 CHAIR DEMBO: The room is

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1 available. Isn't that right, Cindy?

2 MS. TODD: Yes.

3 CHAIR DEMBO: Now, we have  
4 several action items. When it comes to action items,  
5 the secretary of the senate, in this case Professor  
6 Waldhart, will present those to the floor.

7 MS. WALDHART: The first item  
8 is a resolution in honor of William Fortune, who was  
9 the past senate council chair. It has been customary  
10 for the senate to recognize and show appreciation for  
11 the work done by the outgoing chair of the senate  
12 council.

13 Professor Fortune was the second person  
14 to hold the office for two successive terms. We didn't  
15 say this was really above and beyond, but it is above  
16 and beyond. And this was particularly significant  
17 because of the issues faced during his time in office.  
18 While there is release time given to the faculty who  
19 are elected to senate council chair, in reality it's  
20 like having two full-time jobs. Acting as presiding  
21 officer of the senate is but a small indication of the  
22 chair's work with the most important and time consuming  
23 work being done behind the scenes. Professor Fortune  
24 consistently approached this role with dedication,  
25 graciousness, and loyalty to the institution.

26 There were a number of substantive  
27 issues that arose during Professor Fortune's time in  
28 office. And his expert guidance, follow-through and  
29 commitment helped the university community make forward  
30 progress on many fronts. Among these issues were the  
31 location of the Biomedical/Biological Sciences Research  
32 building -- some of you may remember this concern;  
33 continued amalgamation of LCC with UK; and formation  
34 the new engineering programs in the western part of the  
35 state.

36 Professor Fortune also was at the helm  
37 when the university searched for and gained a new  
38 president. He coordinated interviews with the  
39 candidates and ensured that faculty input made a  
40 difference. He helped welcome President Todd to the  
41 university and ensured that there was a chance for  
42 dialog between the president and the senate. Professor  
43 Fortune was a gentleman in every respect in his role as  
44 senate council chair.

45 It is only befitting that he receive  
46 this recognition with our sincere thanks for his hard  
47 work and dedication.

48 Mr. Chair, I request that the resolution



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1 be presented to Professor Fortune and that a copy be  
2 entered into the archives of the senate.

3 CHAIR DEMBO: So since this  
4 comes from the senate council, it requires no second to  
5 have it on the floor. Is there any discussion about  
6 this? (No response.)

7 All those in favor of entering -- of  
8 submitting this resolution to Professor Fortune and  
9 entering it into the senate minutes signify by saying  
10 aye.

11 ("AYE" VOICE VOTE: ALL)

12 CHAIR DEMBO: All opposed?

13 ("NAY" VOICE VOTE: NONE)

14 CHAIR DEMBO: Thank you.

15 We have a second action by Professor Waldhart.

16 MS. WALDHART: Actually, this  
17 comes on the heels of the staff senate person. You'll  
18 notice that Item A was attached to your agenda. We are  
19 proposing a change in Senate Rule 1.2.2.4 on ex officio  
20 membership. Currently it reads:

21 (Reading:) "The ex officio  
22 membership shall include, among others,  
23 the Director of the Honors Program, and  
24 the chairs of the University Senate  
25 Committees, including University Senate  
26 Advisory Committees."

27 We are proposing to add, "the Chair of the Staff  
28 Senate" to that list. The rationale was that the staff  
29 senate is just beginning to run, that there is a nice  
30 reciprocal relationship between our senate council  
31 chair and the staff senate, and we would like to keep  
32 this going. So this is presented for consideration.

33 CHAIR DEMBO: Again, this  
34 comes from the senate council so it's on the floor with  
35 no need to second. Is there any discussion? (No  
36 response.)

37 All those in favor of this rules change,  
38 please say aye.

39 ("AYE" VOICE VOTE: ALL)

40 CHAIR DEMBO: All opposed?

41 ("NAY" VOICE VOTE: NONE)

42 CHAIR DEMBO: The rules change  
43 passes. Thank you.

44 Now, finally, this is the part I've been  
45 looking forward to the most because these are not  
46 announcements and they're not action items, but they  
47 are discussion where we can pool our wisdom together to  
48 see what we need to do about some of these issues.

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1                   The first one concerns a task force that  
2 was formed by President Todd on the University of  
3 Kentucky Chandler Medical Center organization and the  
4 provost model. By way of background, this is a task  
5 force that was formed specifically by administration.  
6 There wasn't, I don't believe, to the best of my  
7 knowledge, any request for input regarding suggestions  
8 for faculty. However, it does represent to my way of  
9 thinking the first official discussion that is  
10 occurring regarding the role of the provost at this  
11 university.

12                   If you'll recall when President Todd  
13 came to the University of Kentucky, one of his  
14 initiatives was to create a provost model, and there  
15 have been many regulations changed to that effect, but  
16 up to now there's been not enough substantive dialog  
17 about what a provost is and does.

18                   Hence, this task force in one sense is  
19 very good in that it represents a formalized  
20 discussion. We do have a senator on the task force,  
21 David Randall, and I've asked David if he could just  
22 come and briefly describe what the activities have been  
23 up to now and what the future plans are for this task  
24 force.

25                   Thank you, David.

26                   MR. RANDALL: You're well  
27 aware that the colleges of the Medical Center have  
28 reported to a Chancellor, and that has given the  
29 appearance that we have operated perhaps more  
30 autonomously from the campus than might otherwise be  
31 the case. President Todd obviously wants the one-  
32 campus notion to prevail. And so moving to a provost  
33 model effectually should do that, but you can also  
34 imagine that what's called an Academic Health Center  
35 actually has a number of other constraints besides  
36 purely academics.

37                   And so this task force is specifically  
38 charged with looking at different kinds of models,  
39 different kinds of organizations that would both  
40 facilitate the integration of the medical center into  
41 the campus as a whole under a provost and, yet, allow a  
42 certain degree of freedom that would make the other  
43 mission of the health center, delivery of care and so  
44 forth, as efficient as possible. For example, the  
45 hospital has to compete against a very competitive  
46 market in the area for patients and so forth. And so,  
47 what the task force will be doing is looking at  
48 different models.

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1                   Thus far, Dr. Nietzel has come and told  
2 us how he envisions a provost acting; what is a  
3 provost. We've also heard from the dean of the College  
4 of Allied Health in terms of what his college does and  
5 what services are now provided under the Chancellor  
6 system that must be replicated under any new system  
7 that might be designed.

8                   Also, we'll be looking at those issues.  
9 We'll be hearing from all the deans of the various  
10 colleges and having them tell us what very important,  
11 the very specific factors are involved in the  
12 administration of their units.

13                   We'll be visiting selected universities  
14 across the country. I suspect Arizona State will be --  
15 or University of Arizona would be one of those. I  
16 expect Ohio State will be one of those, to see how  
17 their provost model functions, and then we are asked to  
18 report by October 31. But actually the retreat where  
19 we'll try and put all of this together is scheduled for  
20 November 1st, 2nd, and 3rd. So we're obviously going  
21 to be late on the October 31st deadline. But I think  
22 we're going to try and look as broadly as we can at the  
23 advantages and disadvantages and different kinds of  
24 models for the Medical Center, Allied Health and so  
25 forth, under a new provost model.

26                   I suspect that it's likely that some  
27 independent corporation will be spun off to separate  
28 perhaps the academic responsibilities and the clinical  
29 responsibilities. And so, if that were to happen, then  
30 who's the Chief Executive officer of that unit? Is it  
31 the dean of the College of Medicine? Does that  
32 individual report to the provost, does he report to the  
33 president and so forth? Issues like that will be  
34 considered. And, again, I would love to have any input  
35 you want.

36                   My e-mail is simply randall@uky.edu. I  
37 do think it's important to represent the faculty. I'm  
38 probably the most B-flat medical faculty member on the  
39 committee, so feel free to contact me or any of the  
40 committee members. And there is, of course, a website.  
41 Everything thus far has been posted on the website, so  
42 you can keep track of matters through the website as  
43 well.

44                   If there are questions, I'll do my best  
45 to answer them. (No response.)

46                   All right. So much for discussion.

47                   CHAIR DEMBO: The two points  
48 I think that are important to bring up. One is that

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1 remember that last semester that were some governing  
2 regulations that were changed with the approval of the  
3 senate and the senate council. There were some  
4 administrative regulations that were changed that did  
5 not go through the senate council. And so, there's  
6 still some lack of clarity at the present time with  
7 what role the provost plays in promotion and tenure,  
8 for example, of Medical Center faculty. And since  
9 there's a task force underway, it didn't seem wise at  
10 this point to continue to evaluate the ARs until the  
11 task force comes up with some suggested paths to take.

12 The second point is that there are no  
13 students on this task force, which in my personal  
14 opinion is an oversight. And, finally, when the  
15 president first charged the task force -- and correct  
16 me if I'm wrong David. At the very first meeting the  
17 president said that the chancellor model is still in  
18 place at this point in time.

19 MR. RANDALL: It still is in  
20 place at this present time, yes.

21 CHAIR DEMBO: So, again, if  
22 there are any concerns, please contact David at any  
23 point in time.

24 Thanks very much for representing the  
25 senate, David.

26 Our next issue for discussion concerns  
27 the proposed reorganization of the College of Human  
28 Environmental Sciences. I'm sure that you all got  
29 e-mails, but because it was over the summer, many of  
30 you may not have been around. But I want to trace  
31 exactly what has happened very briefly and to open the  
32 floor for any discussion there might be.

33 On July 22nd, acting-Provost Nietzel  
34 sent a memo to all faculty and staff announcing that  
35 Dean Retia Walker was promoted to a vice president for  
36 Academic Outreach and Public Service. And, therefore,  
37 on August 14th, acting-Provost Nietzel was going to  
38 reassign some responsibilities: That interior design  
39 would report to the College of Architecture; and the  
40 remaining HES units would become part of the College of  
41 Agriculture as a center for family and consumer  
42 sciences.

43 This was considered to be an interim  
44 reorganization. However, it was brought without much  
45 in the way of background to the university community.  
46 It was unclear what type of discussion had occurred  
47 amongst personnel involved with these various units,  
48 and the senate council was concerned, of course, as

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1 well.

2 In particular, one thing that I noted as  
3 senate council chair is, while I heard a number of my  
4 colleagues talking about it, there was a notable  
5 absence of contacts from HES faculty to the senate  
6 office. After some conversations with Profession Davie  
7 Jones whereby I expressed my concern about the lack of  
8 input, through his networking he apparently convinced a  
9 number of faculty to contact our office and make their  
10 feelings known. So for that I would like to publicly  
11 thank Professor Jones.

12 It turned out that there were a number  
13 of faculty that were not in agreement with this  
14 proposed reorganization. And the senate council had a  
15 special meeting over the summer where virtually all  
16 senate council members attended, as well as Staff  
17 Trustee Russ Williams; chair of the Commission on  
18 Women, Caroline Bratt; and Professor Jones, to discuss  
19 this proposed or interim reorganization and what should  
20 be done about it, what type of action should be taken.

21 The senate council had a very lively  
22 discussion at that meeting. And as a result of it, the  
23 decision was made to send a very strong letter to  
24 President Todd expressing our disagreement with this  
25 proposed reorganization on a number of counts. And the  
26 essence of those were discussed at the meeting and then  
27 embodied by consensus among council members.

28 The next step was that it was felt to be  
29 an important step to contact President Todd personally  
30 to ensure that he understands the sense of the council  
31 before the Board of Trustees meeting. Because the  
32 Board of Trustees meeting represented the threshold  
33 after which Dean Walker would be promoted, therefore,  
34 there was an open dean position and that reorganization  
35 could occur. So a meeting was scheduled with President  
36 Todd. And Michael Kennedy and myself went to President  
37 Todd's office and prior to meeting with him, acting-  
38 Provost Nietzel handed Michael Kennedy and I a sheet of  
39 paper that described a revision of that reorganization.

40 So we read it over and met with President Todd and  
41 communicated, again, our concerns. And hence, that was  
42 where the second e-mail came out from acting-Provost  
43 Nietzel dated August 14th saying, "... based on a  
44 request from senate council, the reorganization is  
45 deferred until the University Senate can properly  
46 process these proposed changes..."

47 There were a number of concerns that  
48 were raised here, one of which was what does the word

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1 "interim" mean. But maybe of more concern is: What  
2 role does the University Senate play in shared  
3 governance? And not what the letter of the rules are  
4 but what's the spirit of the rules? And from that I  
5 think that we learned a lot. Certainly, it led us to  
6 want to remain involved very actively in all proposed  
7 reorganizations.

8 One thing that was done as to the credit  
9 of acting-Provost Nietzel was before he sent out his  
10 final e-mail rescinding the reorganization, he sat down  
11 and spoke with HES faculty. At that session was Dean  
12 David Money and Dean Scott Smith, so that all faculty  
13 could be apprised of the fact that there was not going  
14 to be a reorganization at this time. However, at that  
15 meeting it was made clear that this is what  
16 administration would like to see happen. I was at that  
17 meeting, and I reiterated to faculty that self-  
18 determination is alive and well, and they have the  
19 right to put forward any proposal that they see fit,  
20 and then eventually we'd try to vote on it.

21 So, first I'd like to answer any  
22 questions that there may be about the issues that  
23 occurred over the summer because there was a lot of  
24 activity over a short period of time while many people  
25 were gone from the university, but it's one was that of  
26 great concern to the senate council and, therefore,  
27 perhaps should be to you as well. What questions can I  
28 answer?

29 MR. AMERELO: I'm Ernie  
30 Amerelo in Political Science.

31 I wonder if you or Mike Kennedy or  
32 anyone else who spoke with Mike Nietzel quizzed him on  
33 what basis or authority he believed he had in making,  
34 taking that initiative in regard to the college and so  
35 forth.

36 CHAIR DEMBO: Yes. I met with  
37 acting-Provost Nietzel prior to our senate council  
38 meeting so I could try to get as many of the facts  
39 straight as possible. Acting-Provost Nietzel stated  
40 that there were a number of conversations with faculty  
41 to the point that he was satisfied that all faculty had  
42 the chance to give their input.

43 Faculty didn't necessarily agree with  
44 this viewpoint. Some faculty said that some of the  
45 meetings occurred actually late fall, like November and  
46 December, and the issues then really didn't revolve  
47 around reorganization; they revolved around other  
48 issues related to HES.

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1 In the conversations that acting-Provost  
2 Nietzel said that he had with faculty later on in the  
3 spring semester regarding reorganization, he again was  
4 convinced that those were good and healthy discussions.

5 And faculty that we heard from said that basically,  
6 and I paraphrase: Well, why would we want to say  
7 anything when we've been told it's a done deal already?

8 So from that standpoint, acting-Provost Nietzel felt  
9 that there was good conversation with faculty, that it  
10 was merely an interim reorganization, and that other  
11 proposals could come forward afterwards consistent with  
12 what faculty felt was appropriate.

13 Have I answered the question for you?

14 MR. AMERELO: Yes and no.  
15 Yes, in terms of the sequence of events; but not in  
16 terms of his sense of the basis of his authority to  
17 proceed without taking this through the senate.

18 CHAIR DEMBO: Again, I think  
19 that it hinges on the word "interim reorganization" and  
20 acting-Provost Nietzel went so far as to say that legal  
21 counsel assured him that he does have the right to do  
22 an interim reorganization.

23 MR. KENNEDY: But I don't  
24 think he's going to do it again.  
25 (LAUGHTER)

26 CHAIR DEMBO: Question? Is  
27 there a hand up? Yes.

28 MR. HANSON: I had a question.  
29 I'm Mark Hanson in Engineering.

30 You had mentioned the letter that you  
31 had, that the senate council had sent to the provost.  
32 I was wondering, is that part of your minutes; and, if  
33 not, could you please make it such?

34 CHAIR DEMBO: In the minutes  
35 of that meeting, I reflected the bullet points that  
36 council members elected to put into the letter. The  
37 letter itself was not. We had a discussion about this  
38 at the senate council level. The senate council,  
39 acting as an arm of the senate -- and I'm reflecting  
40 conversation that we had. The senate council members  
41 felt that sometimes there are things that the senate  
42 council must do to help ensure that due process occurs,  
43 that communication occurs. And to that end, the letter  
44 itself, as was felt by senate council members, wasn't  
45 critical but its outcome was.

46 Now, the senate council acts at the  
47 pleasure of the University Senate and you, I'm sure,  
48 don't want to know every word that's spoken at every

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1 meeting. On the other hand, you may decide as a senate  
2 that you have a different threshold for what needs to  
3 be reported to you, and that's -- you have the right to  
4 ask for whatever you want. So at the present time, we  
5 would be telling senators that they could pick up a  
6 copy of the letter at the senate council office, unless  
7 we are instructed by you otherwise.

8 MR. HANSON: As opposed to if  
9 it wasn't in the minutes, it would be available in  
10 another way?

11 CHAIR DEMBO: Well, there are  
12 many different ways that you as senators can ask the  
13 senate council to act.

14 MR. HANSON: Is it possible  
15 that you could post it on your website?

16 CHAIR DEMBO: If the senate  
17 requests that, we certainly can.

18 Professor Waldhart?

19 MS. WALDHART: I would like  
20 speak against that. One of the things that we were  
21 very concerned about, as the senate council we had  
22 considered the issues, we were very concerned about the  
23 process that had been done. We would like to think  
24 that by not making it public and every word made  
25 available to everybody that, in fact, we helped the  
26 process along and that Michael has just said that he  
27 didn't think that this would happen again. And what we  
28 felt was that it is available to you if you want to  
29 contact the senate office and since that was  
30 availability, we felt that was sufficient.

31 But it was just -- it was mediating --  
32 We thought our role was accomplished without making all  
33 of the details come out and we would like to keep it  
34 that way because it seemed to operate and accomplish  
35 its purpose.

36 CHAIR DEMBO: Professor  
37 Debski?

38 MS. DEBSKI: I'd like to just  
39 further this point by simply saying that a number of us  
40 felt there were a number of very important issues that  
41 were going to come up in front of the senate this fall,  
42 and that it was very important to keep open minds to  
43 the administration during the times of those  
44 discussions, and didn't think that actual promulgation  
45 of this letter would ensure that.

46 CHAIR DEMBO: Other comments?

47 MR. STEINER: Shelly Steiner,  
48 Biology.



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1 I don't really see how an open letter  
2 would compromise. For 100 years, we've been afraid of  
3 what the administration is going to think; and as a  
4 consequence we haven't done tremendous numbers of  
5 things. The RCTF -- major changes on campus -- major  
6 structural changes and nobody says a word because  
7 they're afraid of what this guy will think they're  
8 doing.

9 But I think this, an open letter will  
10 make somebody first of all think about what they are  
11 doing more carefully, when you write stuff. And also  
12 why are we afraid of them? I'm not sure. I mean, this  
13 is our representation and we become more in tune and  
14 more in touch with our representation if we see what  
15 they're doing instead of having things kind of pop up.  
16 *We understand from whence things come.*

17 I don't think we should -- the senate  
18 should act from a position of apology. It should be  
19 strong. And publishing a letter is strong in my view,  
20 and not publishing it isn't. And I think as open as we  
21 can be, we'll be stronger and better for it and develop  
22 a certainty there, self-confidence as a unit, which I  
23 don't think we have. I mean, I think we're afraid of  
24 things that are in controversy. That's really what I  
25 guess I am saying.

26 CHAIR DEMBO: Professor  
27 Bailey?

28 MR. BAILEY: I'm Ernie Bailey  
29 in Ag.

30 As I recall from the senate council  
31 discussions, it was not so much a matter of keeping it  
32 confidential, but it was a matter -- the discussion  
33 was, as the letter went to Nietzel, it would also be  
34 broadcast to the entire senate. And that was what we  
35 talked about, not so much keeping it hidden or anything  
36 like that. I would assume that the letter is available  
37 on request, and Jeff has offered that.

38 I'm not sure what to think about posting  
39 it because it wasn't written as an open letter. And an  
40 open letter is quite different from one that you write  
41 to an individual. I mean, I think that public  
42 documents, if we post it on the Web that changes it  
43 quite a bit. I would think that if we post it on the  
44 Web -- I mean, should we post all of the communications  
45 that come to the senate council?

46 I would suggest that people just request  
47 a copy of the letter if they're interested. But if  
48 there's nothing hidden or confidential in the letter, I

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1 kind of get the sense that it's contained in the  
2 minutes.

3 CHAIR DEMBO: There's a hand  
4 up over here.

5 MR. AMERELO: Ernie Amerelo.  
6 I'm just concerned that we're -- I just had a  
7 conversation with Kathy a moment ago, and it sounds  
8 like we're talking in code here.

9 I'm not entirely sure what is the issue  
10 and why there is so much circumspection about making  
11 this public. Right at the very outset of this meeting  
12 you quoted from a particular statement and that  
13 particular statement talks about, you know, being a  
14 transformative change agent, and I think that in that  
15 spirit providing -- the University Senate Council  
16 providing the senate with more information rather than  
17 less and trying less to be a filter is going to advance  
18 the kind of model of shared governance that many of us  
19 have been struggling on campus to advance over a good  
20 many years.

21 So if someone can enlighten me as to  
22 what the code is and how to break it, I'd sure  
23 appreciate it.

24 MR. GROSSMAN: Bob Grossman,  
25 Chemistry.

26 I think what the code is is that people  
27 aren't happy at Nietzel recidivous changes. They think  
28 that this if this letter gets published it will  
29 embarrass him. And we want to make sure to keep good  
30 relations with Nietzel in the future. The letter is  
31 available if anyone wants it; there is no reason to put  
32 it out in the form of broadcasting it to everyone so  
33 that no one gets embarrassed. I think that that's the  
34 idea here.

35 MR. AMERELO: I don't think  
36 it's necessary to post it on the Web. I think it is  
37 sufficient to have it at a senate meeting, where it can  
38 be open to senators. We can present the letter in some  
39 form. I don't think embarrassment is so bad either.  
40 It can make people think and reassess. But I'm not  
41 looking to be antagonistic or hostile.

42 The fact is that this was a pretty  
43 important event in some ways, administratively. We've  
44 raised a lot of questions about what the provost does  
45 and all kinds of stuff and what system we're operating  
46 under and all kinds of stuff. It's not just a trivial  
47 and side issue.

48 CHAIR DEMBO: I agree with you

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1 about its significance. Well, what I reported,  
2 Professor Amerelo, was the consensus of the senate  
3 council when we discussed this issue. There was a  
4 minority view within the senate council as well. But,  
5 again, the senate council operates at the pleasure of  
6 the University Senate. So if you would like to  
7 instruct us what your expectations are, we have to  
8 oblige. So if somebody, for example, said that they  
9 want that letter to be reflected in the senate minutes  
10 of this meeting, that would have to be done, or some  
11 other way of making those types of communications  
12 known. Understanding what Professor Grossman said,  
13 that there is the other point of view looking at trying  
14 to maintain good relations or what have you.

15 MR: AMERELO: I don't want to  
16 pre-judge this basic issue, but I do think that it  
17 would be quite useful if that letter were made  
18 available at the very next meeting so that individuals  
19 who are members of this senate have an opportunity to  
20 decide whether they believe that it should be made more  
21 public than it has as opposed to our ability to go over  
22 and pick up individual copies. Most of us are quite  
23 busy and it is unlikely that we will do that. Although  
24 there is the power of photocopies.

25 CHAIR DEMBO: Would you like  
26 to instruct us to --

27 MR. AMERELO: I do so instruct  
28 the University Senate Council to prepare sufficient  
29 copies of that letter to be made available to members  
30 of the University Senate by the next meeting, which I  
31 take would be the special session.

32 CHAIR DEMBO: Professor  
33 Blyton, do we need a vote on this type of instruction?

34 MR. BLYTON: No. I'd use  
35 general consent.

36 CHAIR DEMBO: Okay.

37 MR. BLYTON: If there are no  
38 objections.

39 CHAIR DEMBO: Are there any  
40 objections to this?

41 MR. KENNEDY: I think we  
42 should vote on it.

43 CHAIR DEMBO: Okay. In that  
44 case, we'll need a second for that.

45 MR. STEINMAN: I second it --  
46 Shelly Steinman.

47 CHAIR DEMBO: Okay. Now it's  
48 on the floor for discussion. The proposal, again, is

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1 to make available at the next senate meeting hard  
2 copies of the letter that was sent from the senate  
3 council to President Todd regarding the HES  
4 reorganization.

5 Discussion?

6 MS. DWYER: Roberta Dwyer, Ag.

7 In the interest of saving trees, can I  
8 make a friendly amendment that it be made available by  
9 e-mail to registered senators instead of having it  
10 Xeroxed for the next meeting? That it be available by  
11 e-mail to all senators. Would you be agreeable to  
12 that?

13 CHAIR DEMBO: Do you accept  
14 that, Professor Amerelo?

15 MR. AMERELO: I accept that.

16 CHAIR DEMBO: Okay, other  
17 discussion?

18 MS. WALDHART: I'd like to  
19 voice a very strong objection to e-mail. I think it's  
20 one thing to have hard copies and I think it's another  
21 thing to make things available very, very publicly.  
22 And it is so easy to do that by e-mail, that I would  
23 much prefer that a hard copy be made if we're going to  
24 do it and simply attach it to the minutes that go with  
25 the next meeting. That it seems to me that it is a  
26 matter if you don't want to go to the senate office and  
27 ask for it, then at least it would be initially given  
28 to senators by a hard copy.

29 CHAIR DEMBO: Other  
30 discussion?

31 MR. GROSSMAN: This is covered  
32 by open records law, correct?

33 CHAIR DEMBO: Please identify  
34 yourself.

35 MR. GROSSMAN: Don Grossman,  
36 Political Science. The letter is covered by open  
37 records law, correct?

38 CHAIR DEMBO: Certainly.

39 MR. GROSSMAN: I find it very  
40 strange having a public debate about how silent or now  
41 not public you want to keep a public document. I don't  
42 see any reason not to make it available to whoever  
43 wants it.

44 CHAIR DEMBO: But the essence  
45 may address the accountability of the senate council to  
46 the senate regarding its work that is done in the  
47 background.

48 MS. DEBSKI: The letter has

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1 always been available to anyone who wanted it. It was  
2 just that it was felt that people who wanted it should,  
3 in fact, make a request for the letter, not just have  
4 it handed out.

5 CHAIR DEMBO: Is there any  
6 other discussion? (No response.)

7 So the motion on the floor is to have  
8 the letter available either at the next senate meeting  
9 or to send by request to e-mail addresses of those  
10 senators requesting it.

11 Professor Tagavi?

12 MR. TAGAVI: I want to make a  
13 friendly amendment. If it is the next senate meeting,  
14 it could be the next regular senate meeting, so it  
15 wouldn't be the one that President Todd is here. So we  
16 can add in the friendly amendment the word "regular."

17 CHAIR DEMBO: Is that  
18 acceptable?

19 MR. AMERELO: No.

20 CHAIR DEMBO: Okay. Do you  
21 want to present that as an unfriendly amendment?  
22 (LAUGHTER)

23 MR. TAGAVI: Yes. It's like  
24 *friendly fire*, so I would make it amendment, yes.

25 CHAIR DEMBO: So your  
26 amendment, then, is to not bring it to the September  
27 30th meeting, but rather the October 9th or --

28 MR. TAGAVI: Yes.

29 MR. AMERELO: The 14th.

30 CHAIR DEMBO: The 14th. Thank  
31 you. We need a second for that.

32 MS. WALDHART: Second.

33 CHAIR DEMBO: Okay, discussion  
34 about the amendment from Dr. Tagavi?

35 MR. KENNEDY: Just a point of  
36 order. What happened to the amendment about e-mail?  
37 Did that just die for lack of a second?

38 CHAIR DEMBO: That was  
39 accepted as a friendly amendment. The one for e-mail  
40 requests? I believe that was accepted as a friendly  
41 amendment.

42 MR. KENNEDY: It was?

43 MR. TAGAVI: Then I don't need  
44 to amend that at this time.

45 CHAIR DEMBO: You withdraw?

46 MR. TAGAVI: Yes.

47 CHAIR DEMBO: Okay, any other  
48 discussion?

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1 MR. TAGAVI: So the motion is  
2 for an e-mail; not for a hard copy.  
3 CHAIR DEMBO: That's correct.  
4 The motion is that by e-mail requests from senators, a  
5 hard copy -- an attachment will be sent to registered  
6 senators.  
7 Okay, all in favor of that please  
8 signify by saying aye.  
9 ("AYE" VOICE VOTE: MAJORITY)  
10 CHAIR DEMBO: All opposed?  
11 ("NAY" VOICE VOTE: FEW)  
12 Okay, I think the "ayes" have it, so  
13 that will be done. Feel free to contact us at  
14 senateuky and you'll receive a copy of the letter.  
15 (SEVERAL SENATORS VOICE COMMENTS AT ONCE)  
16 CHAIR DEMBO: Sorry?  
17 MR. AMERELO: It was not by  
18 request. It wasn't by request.  
19 CHAIR DEMBO: Oh, you wanted  
20 it broadcast to the senate? Okay. Sorry, I  
21 misunderstood. Okay.  
22 Question?  
23 MS. BURKHART: Just a point of  
24 clarification. Patricia Burkhart, College of Nursing.  
25 Is there a reason why we can't attach it to our  
26 minutes since we're doing a hard copy and it then  
27 changes the concern about what's our real next meeting  
28 and not real next meeting. Is it September 30th? Or  
29 is there a concern about why it couldn't be attached,  
30 if we're doing hard copy.  
31 CHAIR DEMBO: I believe that's  
32 the very point that we're debating as to whether or not  
33 something like that should be attached to formal  
34 minutes like this versus--  
35 MS. BURKHART: Okay. We just  
36 voted on e-mail, but not by request.  
37 CHAIR DEMBO: Correct. I  
38 don't think it's a moot issue because I think that we  
39 have to develop our working relationships together, and  
40 we need guidance from the senate at large to let us  
41 know what the expectations are.  
42 The next item is perhaps also  
43 controversial, and that is the provost search. At the  
44 time that Michael Kennedy and I met with President  
45 Todd, after we expressed our concern about the HES  
46 issue, the president happened to mention that he has a  
47 search committee formed, or nearly formed, or, I think,  
48 Michael, he mentioned some names. And, I guess Michael

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1 and I asked President Todd, well, there's no faculty on  
2 that search committee. And he said, oh, well, here's  
3 one faculty, but she's really a director of something  
4 so it's kind of debatable. So we reminded President  
5 Todd that the senate should be consulted for  
6 contributions of names to these types of searches.

7 And, technically, he was correct. If  
8 one reads the rules, the senate rules and GRs talk  
9 about the senate contributing to dean searches and to  
10 president searches, but it was silent on provost  
11 searches because we haven't changed the rules yet.

12 (LAUGHTER)

13 So at that time, President Todd sent the  
14 senate council an e-mail requesting some names. The  
15 senate council had another meeting that was filled with  
16 much discussion and much concern about the provost  
17 search. The concern revolved around several points.  
18 One was that at an earlier senate council meeting held  
19 last Spring with President Todd talking with the senate  
20 council, one of the issues that was discussed was that  
21 if you have an inside candidate and you have an  
22 external search, that people may perceive that as being  
23 a search not worthy of contributing their names toward  
24 because of the strength of an internal candidate. So  
25 essentially -- I know it's been debated. What our  
26 senate council told President Todd was, if you really  
27 want acting-Provost Nietzel, appoint him. If you want  
28 to have a search, have a bona fide search without an  
29 inside candidate. And senate council members, please  
30 correct me if I've gotten any of this wrong.

31 So the concern was that President Todd  
32 appeared to be doing just the opposite. That, in fact,  
33 he was having an outside search with an internal  
34 candidate. And then, secondarily, was the issue that  
35 there was some press written in the Herald-Leader on  
36 the very issue, including a letter that was signed by  
37 deans of the University of Kentucky supporting acting-  
38 Provost Nietzel. And there were also some of these  
39 deans on this proposed search committee. Which is not  
40 actually called a search committee; it's called an  
41 advisory committee.

42 So the senate council proposed to  
43 President Todd that at least he consider several  
44 things. First was, he certainly needed to have faculty  
45 from the faculty-at-large on this search; and we also  
46 recommended that he have a co-chair because the chair  
47 that was recommended, that is Doug Boyd, had recently  
48 been promoted to an associate provost position.

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1                   So here was a search committee who was  
2 in a direct, I guess, subordinate position to a  
3 potential incumbent candidate. So upon our  
4 recommendation, Professor Loyse Mather was appointed as  
5 co-chair of this Advisory Committee and another faculty  
6 was appointed at our recommendation, Professor Lee  
7 Edgerton, whom I would like to have come up in just a  
8 second to give us some background on what's happened  
9 since then.

10                   In the mind of the senate council, we  
11 still do not have adequate faculty representation on  
12 this committee, especially compared with other provost  
13 searches that have been done at some of our benchmark  
14 institutions, and there was some uncertainty as to  
15 whether the president was going to contact us at all  
16 about the names of faculty members.

17                   So, Lee, if you can come up and give us  
18 some background on what's happened to date.

19                   MR. EDGERTON: Well just very  
20 briefly, we met last Thursday morning for the first  
21 time to put together some basic plans for the search.  
22 The charge was to come up eventually with a short list  
23 of three to five individuals that would be appropriate  
24 for campus visitation and serious consideration for  
25 this position.

26                   I think there are two things that came  
27 out of that meeting that are important for us as a  
28 group. One is that we are looking for lists of  
29 individuals, lists of deans, lists of other  
30 administrators who might be candidates, lists of  
31 individuals who might give us good names of candidates.

32                   And so we would very much like your input into that  
33 process. The other thing's that taking place is that  
34 our co-chairs are putting together a list of the  
35 evaluation criteria, and that's an ongoing process and  
36 we would like very much to have your input into that.  
37 There is no set time frame for this search at the  
38 present time. Naturally, we would all like to move as  
39 quickly as possible. The president would like to  
40 resolve this process and identify who is going to be  
41 the new provost. And the committee members, I think,  
42 would like to resolve the process also. But there is  
43 no set time at which things have to be completed. So  
44 we would appreciate your help in identifying the  
45 criteria by which we will evaluate these people. We  
46 would appreciate your help in identifying potential  
47 candidates.

48                   CHAIR DEMBO: Are there any



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1 questions for Professor Edgerton about the activities  
2 of the Search Committee, the Advisory Committee?

3 MR. CANON: Brad Canon. So  
4 far as I'm aware, no list of the committee members has  
5 ever been transmitted to the faculty.

6 MR. EDGERTON: I'm sorry. If  
7 you will go to [www.uky.edu/provostsearch/](http://www.uky.edu/provostsearch/), all one  
8 word, you'll find the description of the position,  
9 you'll find the committee members and some other  
10 information, and you will find the names of the two co-  
11 chairs and e-mail addresses so that you can forward any  
12 suggestions to them.

13 MR. BHAVSAR: Sukato Bhavsar  
14 from Astronomy.

15 Lee, was there any discussion on the  
16 committee about the acting provost being one of the  
17 candidates?

18 MR. EDGERTON: Boy, I'd hate  
19 to rely on my memory cells for much of anything,  
20 Sukato.

21 My perception from where I sat -- and  
22 there were some small conversations going on around,  
23 but there other people who were there. I don't think  
24 that there was a lot of discussion of it. The issue  
25 did come up. President Todd indicated that his  
26 perspective was to go after the most capable person he  
27 could find, and he didn't want to have that individual  
28 restricted from consideration for the position  
29 permanently. He made that as part of his opening  
30 comments. But I don't recall that we had the -- I see  
31 Kay shaking her head. I don't recall that there was a  
32 lot of discussion of this issue.

33 CHAIR DEMBO: There are maybe  
34 a couple of things I'll add. And Lee correct me if I'm  
35 wrong. I failed to mention there's another faculty on  
36 the Search Committee, Karen Minx, too, I believe, was  
37 recommended by the chair of the Commission on Women,  
38 and she brought up several times during that first  
39 meeting the idea of legitimacy and the perception of  
40 the Advisory Committee's activity as having to appear  
41 legitimate to everybody.

42 The president addressed two other items  
43 to the committee. One was his notion that search  
44 firms, in his opinion, were not of great value -- or at  
45 least in this case. I hope I don't have that wrong.  
46 But he addressed the fact that he didn't think it was a  
47 shortcoming to not have a search firm. And he also  
48 discussed the fact that he didn't think that the way

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1 this search is being conducted would prevent women and  
2 minorities from applying for this position. And he  
3 described some of the good statistics that UK has to  
4 show about women and minorities in administrative  
5 positions. Well, not just administrative, but faculty  
6 positions, as well.

7 MR. YATES: Steve Yates,  
8 Chemistry Department.

9 I must admit I'm a little bit distressed  
10 by this as I am each time the university seems to have  
11 done a nationwide search, only to find that the best  
12 person in the entire nation was already resident on  
13 this campus.

14 I think we all want a strong university.  
15 We think the provost should be in a strong position.  
16 I'm just worried by what might be viewed as a flawed  
17 search that's going to lead to a weakened position for  
18 the provost. But I think the senate council provided  
19 good advice to the president and I wish he had adhered  
20 to it.

21 MR. EDGERTON: If I could  
22 remember things better I would cite what Jeff had up on  
23 the screen earlier. I think we are in a position to do  
24 something about who we recruit for this position. And  
25 if we all sit back and decide, well this is a flawed  
26 process, it's just same old, same old, that's what  
27 we'll get. But I think we have an opportunity -- I  
28 heard nothing in that committee meeting that says to me  
29 that anything is set in stone. We may have to make a  
30 few more calls than usual to get some good people to  
31 apply who might not otherwise want to. But I think if  
32 we believe we have an institution that is worthy of a  
33 strong candidate, we ought go out and try to have that  
34 person apply.

35 MR. BHAVSAR: Another question  
36 I had was, is the committee an advisory committee to  
37 the president or is it -- does it make a selection?

38 MR. EDGERTON: I think the  
39 official title is a Provost Search Advisory Committee.

40 MR. KENNEDY: But I don't  
41 think what it's called makes much difference. Even a  
42 search committee is advisory to the president and then  
43 the president is advisory to the board and that's where  
44 the final decision gets made as to what's realistically  
45 happening in that process. At a certain point, the  
46 concrete gets poured around it. The president makes a  
47 proposal to the board, but I think this committee has a  
48 fair amount of latitude and cannot function as a search

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1 committee.

2 MR. GROSSMAN: Will the list  
3 finalists be made public and the faculty be given an  
4 opportunity to interview?

5 MR. EDGERTON: Absolutely.  
6 Absolutely. That was made very clear. These people  
7 will be coming to campus will be accessible to the  
8 faculty and the staff and students.

9 CHAIR DEMBO: Any other  
10 questions or comments about the provost search? (No  
11 response.)

12 Are there any other announcements or  
13 other business that needs to be brought before the  
14 senate at this time?

15 The next meeting will be September 30th.  
16 The sole business will be the president to address us.

17 And anybody who is in favor of  
18 adjourning, please rise and leave.

19 (LAUGHTER)

20 =====  
21 (MEETING CONCLUDED AT 4:40 P.M.)  
22 =====

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September 9, 2002

C E R T I F I C A T E

COMMONWEALTH OF KENTUCKY     )  
  )  
COUNTY OF FAYETTE                )

I, STEPHANIE K. SCHLOEMER, a Court Reporter and Notary Public in and for the Commonwealth of Kentucky, whose commission as such will not expire until June 25, 2004, do hereby certify that the foregoing transcript is a true, complete and accurate transcript of the captioned proceedings, as taken down verbatim by me at the time, place and for the purposes stated herein. I further certify that I am not related to nor employed by any of the participants herein and that I have no personal interest in the outcome of these proceedings.

WITNESS my hand on this the \_\_\_\_ day of November 2002.

\_\_\_\_\_

STEPHANIE K. SCHLOEMER