

University Council Minutes
April 19, 2010
3:00 – 5:00 PM
3083 Derring Hall

Present: Mark McNamee (Presiding), Richard Benson, Jeb Stewart for Earving Blythe, Lay Nam Chang, Jack Davis, Karen DePauw, John Dooley, David Travis for Karen Eley Sanders, Elizabeth Flanagan, Susan Sumner for Alan Grant, Eileen Hitchingham, Kim O'Rourke, Sue Ott Rowlands, Gerhardt Schurig, Dwight Shelton, Maggie Sloane, Richard Sorensen, Ed Spencer, Tom Tillar, Tom Inzana for Robert Walters, Sherwood Wilson, Paul Winistorfer, Daniel Wubah, Steve L. McMullin for Carla Finkielstein, William Huckle, Marilyn King, Michelle McLeese, Patrick Miller, Leslie O'Brien, Guy Sims, Deborah Smith, Sam Easterling, Jim Kuypers, Susanna Rinehart, Danny Axsom, Sheila Carter-Tod, Dave Dugas, Gene Seago, Bob Sturges, Judy Alford, Jean Brickey, Travis Hundley, Lori Anne Kirk, Stacey Poertner, Wyatt Sasser, Edward Lener for Annette Bailey, Kim Beisecker, Keisha Riley, Jonathan Duggins for Laura Freeman, Lindsay Moss, Alyson Boyce, Gary Long, Tom Tucker

Absent Charles Steger (with notice), Terry Clements, Maxine Lyons, Joyce Rothschild, Lewis Wasserman, Dean Stauffer, David Vaughan, Dave Shuster (with notice), Craig Keys, Mike Parrish, Chris Ramos, Wayne Scales, Amy Reed, Jeff Chuang, Nicki Field, Ally Hammond, Shane McCarty, Steven Murphy, Rebecca French, Kristina Hartman

Guests: Rachel Holloway, Pat Hyer, April Myers, Rohsaan Settle

Dr. McNamee called the meeting to order at 3:05 p.m. A quorum was present.

1. Adoption of Agenda

A motion was made and seconded to adopt the agenda. The motion carried.

2. Announcement of approval and posting of minutes of April 5, 2010

Dr. McNamee noted that these minutes have been voted on electronically and can be publicly accessed on the Governance Information System on the Web (<http://www.governance.vt.edu>).

3. New Business

Commission on Administrative and Professional Faculty Affairs

Resolution 2009-10A

Outside Employment

Marilynn King presented the resolution for first reading. Ms. King stated that this resolution is an effort to create a more balanced opportunity for Administrative and Professional (A/P) faculty to explore secondary job opportunities. Among other benefits, this resolution will allow some employees in lower pay scales, such as those who moved from classified staff to A/P faculty positions, the opportunity to obtain a second job outside of Virginia Tech.

Commission on Faculty Affairs

Resolution 2009-10A

Federal Contract Compliance

Deborah Smith presented the resolution for first reading. Ms. Smith asked Pat Hyer to give background information on the resolution. In December 2008, Yale University's sponsored project activity was audited and Yale was fined \$7.6 million because of disallowed charges and penalties that were discovered. The

department heads at Virginia Tech decided then to do a study of Virginia Tech's practices and policies to make sure they are in compliance. Dr. Walters appointed a taskforce to determine the areas of vulnerability in terms of the audits that have been done. The taskforce determined that Virginia Tech has a vulnerability that Yale had. That vulnerability is the practice of charging 100 percent of summer salary to sponsored grants and contracts for academic year faculty members. By charging 100 percent to sponsored grants and contracts, an employee is only allowed to work on the sponsored project in which the salary is charged to the grant or contract. This resolution will update policies to be in compliance.

An update to chapter six in the Faculty Handbook deals with effort certification. If a faculty member has regular teaching or administrative duties, he or she will not be able to charge 100 percent of his or her salary to sponsored projects. If it is possible for a faculty member to do some work on the research contract during the academic year, he or she could accrue salary savings that could be used during the summer for teaching or administrative duties.

Another change is in policy 6200 which will allow faculty members who are successful at getting three full months of summer funding to sign up for the research extended appointment, which will put them in a new employment category that allows them to incur and use annual leave.

Commission on Graduate Studies and Policies

Resolution 2009-10D

Resolution Requesting an Additional Graduate Student Assembly
Voting Seat on the Commission on Graduate Studies and Policies

Patrick Miller presented the resolution for first reading. Dr. Miller indicated that it will be beneficial to have an additional Graduate Student Assembly (GSA) seat on the Commission because of the value the GSA members bring to the commission.

Commission on Graduate Studies and Policies

Resolution 2009-10E

Policy Related to Additional Employment by Graduate
Students with Full-Time Assistantship Contract

Patrick Miller presented the resolution for first reading. Many graduate students need additional employment to meet their financial needs. Dr. Miller informed the Council that graduate students who are on full-time assistantship contracts cannot work another job on campus without prior approval. Currently, graduate students can obtain employment outside the university without prior approval. This resolution indicates that graduate students will be allowed to pursue employment outside of the university but should consult with their academic advisor before doing so. The Faculty Senate requested that the language be changed from "students seeking additional employment should consult with their academic advisor," to "students seeking additional employment must consult with their academic advisor." Dr. Miller indicated that this resolution is not intended to address whether or not students are meeting their performance duties for their assistantships. This resolution is to make sure graduate advisors are aware of outside employment.

Commission on Student Affairs

Resolution 2009-10F

Resolution Revising the Membership of the Commission on Student Affairs

Michelle McLeese presented the resolution for first reading. There was a subcommittee appointed to review the membership of the Commission on Student Affairs. The subcommittee determined that making the changes to the membership outlined in the resolution will streamline ex officio positions and eliminate overlap. These changes will decrease the commission membership by three seats.

Commission on Student Affairs

Resolution 2009-10G

Resolution for Changes in the Hokie Handbook

Expansion of the Abusive Conduct Policy for Student Code of Conduct

Michelle McLeese presented the resolution for first reading. Ms. McLeese introduced Dr. Rohsaan Settle to explain the resolution. Dr. Settle indicated that the resolution is an expansion to the abusive conduct policy in the Hokie Handbook. Section six, recording of images without consent, is being added to the Hokie Handbook. The use of electronic or other means to make a video or photographic record of any person is prohibited if the following four conditions are met:

- It is on campus
- It is without consent of the person being recorded or photographed
- There is reasonable expectation for privacy
- The impact of the recording causes injury, distress, or damage to reputation

Dr. Wilson indicated that there is a new University policy (Policy 5617: Safety and Security Camera Acceptable Use Policy) that deals with videotaping and indicated the abusive conduct policy should be consistent with the University policy. Dr. Wilson asked that the CSA follow up to make sure the two policies are consistent.

Commission on Student Affairs

Resolution 2009-10H

Resolution for Changes in the Hokie Handbook

Expansion of the Disorderly Conduct Policy for Student Code of Conduct

Michelle McLeese presented the resolution for first reading. Ms. McLeese introduced Dr. Rohsaan Settle to explain the resolution. Dr. Settle indicated that the expansion to the disorderly conduct policy addresses interfering with the student conduct process by influencing, impeding, or interfering with a student conduct referral as well as intimidating or coercing a person involved in a referral.

Commission on Undergraduate Studies and Policies

Resolution 2009-10C

Resolution to Update Membership of the University Curriculum

Committee for Liberal Education

Rachel Holloway presented the resolution for first reading. Dr. Holloway indicated the resolution seeks to add the Director of Academic Assessment or designee and an Administrative and Professional Faculty member from the University Libraries. The representative from the University Libraries will be selected by the Library Faculty Association.

4. Old Business

Commission on Administrative and Professional Faculty Affairs

Resolution 2009-10B

Resolution for Change in Membership of the Commission on Administrative

And Professional Faculty Affairs

Marilynn King presented the resolution for second reading. The motion was seconded, and the motion passed.

Commission on Equal Opportunity and Diversity

Resolution 2009-10B

Revisions to Policy 1025

Guy Sims presented the resolution for second reading, and the motion was seconded. Ms. Deborah Smith informed the Council that the Commission on Faculty Affairs supports this resolution and supports the eventual inclusion of gender identity and gender expression. The motion passed.

Commission on Graduate Studies and Policies

Resolution 2009-10C

& Commission on Undergraduate Studies and Policies

Resolution 2009-10A (first reading on March 29, 2010)

Resolution Regarding the Name Change of the College of Natural Resources to the College of Natural Resources and Environment

Patrick Miller presented the resolution for second reading and made a motion to approve. The motion was seconded. This resolution was postponed from the April 5, 2010, University Council meeting to allow members more time to review relevant materials that were distributed by Dean Paul Winistorfer. A friendly amendment was proposed to change the name of the College of Natural Resources to the College of Environmental and Natural Resources. Dr. Miller declined the friendly amendment. Dr. Easterling moved to amend the resolution to change the name of the College of Natural Resources to the College of Environmental and Natural Resources. The amendment was seconded. Dean Winistorfer informed the members of Council that the College of Natural Resources is not in favor of the amendment and asked for support of the original resolution that was submitted. A question was raised as to what the amendment to change the name would satisfy. It was stated that the resolution has been met with considerable opposition in other departments and colleges because many others working in the field of environment are not in the College of Natural Resources.

The motion to approve the amendment did not pass.

A vote was then taken on the original motion. The motion passed.

5. Announcement of Approval and Posting of Commission Minutes

These minutes have been voted on electronically and will be posted on the University web (<http://www.governance.vt.edu>). Note that the purpose of voting on Commission minutes is to accept them for filing. University Council By-laws require that policy items be brought forward in resolution form for University Council action.

- Commission on Faculty Affairs
March 19, 2010
- Commission Graduate Studies and Policies
March 17, 2010
- Commission on Student Affairs
April 1, 2010
- Commission on University Support
March 18, 2010

6. Adjournment

There being no further business, a motion was made to adjourn the meeting at 3:49 p.m.