

**Faculty Consultative Committee (FCC)
December 13, 2018
Minutes of the Meeting**

These minutes reflect discussion and debate at a meeting of a committee of the University of Minnesota Senate; none of the comments, conclusions, or actions reported in these minutes reflect the views of, nor are they binding on, the senate, the administration, or the Board of Regents.

[In these minutes: Discussion with the Faculty Athletics Representatives; Debrief from Meeting(s) with Provost Gabel; Senate Officers; Campaign Remarks from FCC Chair and Vice Chair Nominees; Miscellaneous Committee Business; Nominating Subcommittee]

PRESENT: Amy Pittenger (chair, pro tem), Robert Blair, Sheri Breen, Phil Buhlmann, Sue Chu, Colleen Flaherty Manchester, Tabitha Grier-Reed, Lynn Lukkas, Peggy Nelson, Ned Patterson, Les Drewes, Frank Gigler, Jennifer Goodnough, Peh Ng, Michael Oakes, Donna Spannaus-Martin, Wendy St. Peter, Philip Zelazo, Catherine French

REGRETS: Jessica Larson

GUESTS: Faculty Athletics Representatives Professors Emily Hoover and Perry Leo

OTHERS ATTENDING: Brianne Keeney, Office of the President

1. Discussion with the Faculty Athletics Representatives: Professor Pittenger welcomed today's guests, Professors Emily Hoover and Perry Leo, the University's Faculty Athletics Representatives (FARs), and called for a round of introductions.

Following introductions, Professor Pittenger turned to Professors Hoover and Leo for a FARs update. Professor Hoover began by saying that she will be finishing her second, three-year term as a FAR at the end of this academic year. The President's Office is in the process of looking for a replacement for her and the application deadline is January 25, 2019. She said she would be more than happy to talk with anyone who might be interested in serving as a FAR to give them a sense of what the role involves. Essentially, said Professor Hoover, the role of a FAR is to act as a conduit between the Department of Intercollegiate Athletics and the rest of the academy. She also noted that as a FAR, she and Professor Leo are part of the Athletics Department's strategic planning process, and their input is solicited, taken seriously, and integrated into the direction the department is moving toward.

Professor Leo noted that he will serve one more term for continuity sake given that a new FAR will need to be trained. He said over the past couple years there has been a great deal of stability in Athletics with the hiring of Mark Coyle as athletics director, and there has also been stability and success in the [Lindahl Academic Center](#), which is under the direction of J.T. Bruett.

Moving on, Professor Leo provided information about *In Re: National Collegiate Athletic Association Athletic Grant-in-Aid Cap Antitrust Litigation*. The student athletes (plaintiffs) who

filed this case, explained Professor Leo, claim that the NCAA's practice of capping the monetary value of athletic scholarships prevents conferences and individual colleges from competing with one another. As a result, the lawsuit argues that student athletes are being denied the payment they would receive if institutions were allowed to compete for their services. If this lawsuit is successful, said Professor Leo, it could open up the field to pay for play. The lawsuit is expected to be settled in spring 2019.

Given it is anticipated that this lawsuit will be decided in spring 2019, asked Professor French, when would be a good time for University of Minnesota faculty to start discussing the issue and its potential ramifications? Professor Leo said currently the University is not thinking of doing anything to change its practices until the 2020 football season, depending on how this lawsuit shakes out. He agreed that the faculty voice on this issue will be important, and so the current thought is that the University will host events to solicit faculty input.

In response to a question from Professor Drewes about salaries for players, Professor Hoover said the numbers that have been floated are in the semi-professional salary range. Professor Leo added that the projections are that the salaries would cost an additional \$5 - \$15 million per year (minimum). It is the view of a number of people that depending on the outcome of this lawsuit, this could be the end of college sports in its current form.

Will other sports besides football and basketball be affected by this ruling, asked Professor Chu? The ruling will impact all sports, said Professor Hoover; however, the reality is that there are very few sports that make money for their institutions besides football and basketball.

Could the current cost of attendance stipend have a role in resolving this dilemma, asked Professor Nelson? Professor Hoover said the University of Minnesota's cost of attendance is very low in comparison to a number of other institutions.

Other issues facing the Intercollegiate Athletics Department, said Professor Leo, are 1) equity and diversity, and 2) generating athletics revenue rather than being reliant on Big Ten funding.

Professor Flaherty Manchester commented that the University's female athletes are doing well in multiple sports, but they, unfortunately, do not get the same level of publicity. What is being done to improve gender dynamics within the Department of Intercollegiate Athletics? In Professors Hoover's and Leo's opinions, equity and diversity are a high priority for Intercollegiate Athletics. That said, without football and men's basketball succeeding, it makes it challenging for all the sports.

Professor Nelson said the University needs to do a better job in promoting women's sports, and cited a couple examples. Professors Hoover and Leo agreed and said they would pass this message along; they are aware that there remain a lot of inequities between men's and women's sports. Professor French suggested Intercollegiate Athletics think about selling package tickets for men's and women's games. Professor Flaherty Manchester commented that Stanford University does a much better job when it comes to integrating its sports across genders than the

University does, and by doing this it sends the message that they care equally about men's and women's sports.

Professor Grier-Reed asked Professor Hoover what she found most rewarding about being a FAR. Professor Hoover said she has really enjoyed getting to know Intercollegiate Athletics and learning about other parts of the University.

2. Debrief from meeting(s) with Provost Gabel: Professor Pittenger asked members who had an opportunity to meet with/hear Provost Gabel during her visit to the campuses this week for their thoughts/impressions of her. Overwhelmingly, members' impressions of her were extremely positive. Following the discussion, members unanimously voted to endorse Provost Gabel as the 17th president of the University of Minnesota system. Following the vote, Professor Pittenger volunteered to craft a brief, written endorsement, and circulate it to the committee for feedback. Given this is a time sensitive matter, she encouraged members to respond promptly if they have any changes because she would be sending the endorsement to the Board of Regents no later than Friday, December 14.

3. Senate officers: Professor Pittenger noted that after serving as the vice chair of the University/Faculty Senate for the past four years, Professor French has decided it is time for her to step down at the end of this academic year. That said, Professor Carol Chomsky from the Law School has expressed an interest in assuming this role. After hearing about her extensive governance experience, the FCC unanimously voted to nominate Professor Chomsky as the vice chair of the University/Faculty Senate. Professor Pittenger said the FCC's nomination will go to the Senate in spring 2019 for a vote.

Moving on, Professor Pittenger said that the Senate also needs a new parliamentarian to replace Professor Chris Roberts who has served in this capacity for several years. She added that Professor Chomsky has suggested two faculty members from the Law School who have the experience needed to fill this role. After a brief discussion, Professor Pittenger volunteered to reach out to both of the individuals and see if one or both are interested in being nominated for this position, and she will report back.

Lastly, Professor Pittenger announced that Professor Bob Goldstein has agreed to be nominated for the Senate clerk seat for another year.

4. Remarks from FCC chair and vice chair candidates: Professor Pittenger said that in light of the changes made to the bylaws and rules last year and the FCC's decision to move to a vice chair/chair-elect model to help with succession planning, she is the only candidate running for FCC chair. Regarding the vice chair/chair-elect vacancy, she reported that three FCC members have agreed to be nominated, Professors Phil Buhlmann, Tabitha Grier-Reed, and Ned Patterson. She said that she would begin by saying a few words about herself and what she hopes to bring to the role of chair. Then, after she has finished her remarks, each of the vice chair/chair-elect candidates will do the same.

Following the candidates' campaign remarks, Renee Dempsey, Senate staff, said that she would be sending out an electronic ballot tomorrow using the voting software, Simply Voting, and that the election would only be open for a few days. She informed members that their votes would be confidential. Once the voting closes, she said an email will be sent announcing the election results.

5. Other business: Professor Pittenger announced that she plans to solicit members' input on not only FCC agendas but on the agendas for the meetings the FCC chair and vice chair have with the senior leadership, President Kaler, and Provost Hanson. Professor St. Peter thanked Professor Pittenger for allowing the FCC to contribute ideas to these agendas.

Professor Spannaus-Martin reported that Professor Michael Oakes has been named associate vice president for research in the Office of the Vice President for Research, and, as a result, he is no longer eligible to serve as one of the University's legislative liaisons. Professor Pittenger said that it is her understanding that the President's Office is in the process of identifying a replacement for Professor Oakes, especially because the legislative session is only a few months away. Professor Pittenger reminded members that the legislative liaison positions are presidential appointments, but welcomed members' ideas/nominations, which she would submit to the President's Office.

6. FCC adjournment: Hearing no further business, Professor Pittenger adjourned the FCC meeting, but noted that the FCC Nominating Subcommittee would be meeting immediately after this meeting.

7. FCC Nominating Subcommittee: Professor French convened the first FCC Nominating Subcommittee meeting of the 2018 – 2019 academic year, and began by providing Nominating Subcommittee members with an introduction into the work of the Nominating Subcommittee. After doing so, she said the first item of business will be for the subcommittee to elect a chair. She said she has chaired the Nominating Subcommittee for the past three years, but, now that she will be going off of FCC, she thinks it is time to elect a new chair, and agreed to work with whoever is elected to facilitate a smooth transition. Professor Buhlmann nominated Professor Flaherty Manchester to chair the subcommittee and she accepted. Members then unanimously voted her as this year's Nominating Subcommittee chair.

The remainder of the meeting time was spent brainstorming nominees. As homework, members were asked to think about which schools/colleges they think should have representation on the FCC that currently do not, and also about possible nominees. Then, at the next meeting, said Professor French, the committee will begin to rank order the candidates to be called to see if they are willing to stand for election.

8. Nominating Subcommittee adjournment: Hearing no further business, Professor French adjourned the Nominating Subcommittee meeting.

Renee Dempsey
University Senate Office