

**MSCA Board of Directors Meeting  
Minutes of the Regular Meeting  
March 5, 2010  
Framingham State College**

**Present:** Aieta, Aldrich, Concannon, Dargan, Donohue, Eve, Everitt, Falke, George, Haar, O'Donnell, Pavlicek, Schlosberg, Shartin, Stonehouse, Turk

**Guests:** Donnie McGee (MCCC), Max Page (MSP-Amherst), Donna Sirutis (MTA), Robert Whalen (MTA)

**Approval of the Orders of the Day and the Minutes**

It was moved and seconded to approve the orders of the day. The motion passed.

It was moved and seconded to approve the minutes of the February 5, 2010 meeting. The motion passed.

**MSCA Officers' Reports:**

*President – C.J. O'Donnell*

*Day Contract Update*

Deschamps Printing will be printing and shipping copies of the day contract next week.

*DGCE Contract Update*

The DGCE contract still lacks the signatures of Commissioner Freeland, Peter Tsaffaras and the chair of the BHE/COP's bargaining team. President O'Donnell spoke with Mark Peters about this this week and he is working on expediting this so we can get the agreement printed and distributed.

*Update on the Request to Reopener Contracts*

All MTA-affiliated higher education unions have rejected the governor's request, sent via the BHE or UMass Board of Trustees, to reopen the ratified contracts.

*Campaign to Fund the Contracts*

MTA will be working with its higher education affiliates and the UMass Dartmouth faculty union on a campaign to fund the ratified contracts. Donna Sirutis will have more on this under her report.

*DLR Hearing on the 15% Cap on Sections Taught by Part-time Faculty*

The first day of the hearing at the Division of Labor Relations regarding the complaint issued by the division on certain colleges' violation of Article XX, Section C(10), the 15% cap on sections taught by part-time faculty (20% at Mass Art) was March 3rd. Further hearing dates are scheduled for March 31st, April 21st and April 26th.

*Update on the ORP Opt-out Bill*

On February 24th S1173 was reported out favorably by the Joint Committee on Public Service and referred to the Senate Committee on Ethics and Rules. An ad hoc committee of union representatives from the three segments of public higher education will next meet on either March 11th or March 22nd.

*Procedure to Elect Alternate Delegates to the MTA Annual Meeting*

Listed below is a proposed procedure for filling vacancies in the MSCA's delegation to the 2010 MTA Annual Meeting.

**Proposed Procedure to Elect Alternate Delegates for the 2010 MTA Annual Meeting**

Delegates for the MTA Annual Meeting are allocated by the MTA to the MSCA as a block. However, the MSCA apportions its delegation among the nine chapters, based on a one-person, one-vote principle, for nomination and election. In recent years the MSCA Board of Directors has adopted the following procedure to elect alternate delegates for the MTA Annual Meeting in an effort to optimize our participation at the meeting. I recommend the adoption of the following procedures again this year.

1. Chapter presidents must report the names of the delegates elected by the membership of the chapter, plus the list of alternates with the number of votes received by each alternate, to the MSCA President's Office no later than **Wednesday, April 14<sup>th</sup> at 9:00 a.m.**
2. After all delegates elected by the chapters have been reviewed by the MSCA Treasurer to verify that they are in good standing, all remaining vacancies will be filled by the alternates elected by the chapters. If the number of remaining vacancies is equal to or more than the total number of alternates, then all alternates will be declared elected as delegates.
3. If the number of remaining vacancies is less than the total number of alternates, vacancies will be filled by alternates, in voting order by chapter, in proportion to the number of MTA members in the chapters that have elected alternates. In the event of a tie between or among alternates, a drawing by lot will be used to fill the vacancy.
4. Whenever a vacancy occurs among a chapter's elected delegates, the vacancy will be filled by the next alternate that was elected by that chapter. If the alternates elected by that chapter have been exhausted, the vacancy will be filled in accordance with the procedure in paragraph 3, above.
5. Chapter presidents will be responsible for the prompt notification of the MSCA President's Office whenever they become aware of a vacancy in the chapter's delegation.

It was moved and seconded to approve the proposed procedures to elect alternate delegates to the 2010 MTA Annual Meeting as above. The motion passed.

*Vice President – Amy Everitt*

Vice President Everitt distributed a release from the State House News Service on legislation to rename Massachusetts state colleges to universities. The legislation has won the endorsement of the Higher Education Committee on March 4, 2010. The state's community colleges and U Mass system would not be affected by the bill. In addition, the bill states that state universities would not be able to offer doctoral programs unless in cooperation with the University of Massachusetts.

*Secretary - Nancy George*

The 2010 NEA-RA will be held in New Orleans, LA July 1-6, 2010. Thus far, Secretary George has not received any nominations. Nominations are due March 11, 2010. Additional announcements of the NEA-RA nomination deadline will go out to MSCA members via email before March 11<sup>th</sup>.

*Treasurer - Glenn Pavlicek*

*MSCA Monthly Expenses*

Treasurer Pavlicek distributed and reviewed the past month's expenses.

Treasurer Pavlicek still needs Appendix Qs from the following state colleges: Framingham, MCLA and Mass Maritime.

Members who contributed to a 403(b) plan prior to 1998 will have to use their own financial records to determine state taxes due. The state Department of Revenue and colleges do not have records prior to 1999.

It was moved and seconded to approve the 2010 Delegate Assembly allocation by chapter as distributed. The motion passed.

It was moved and seconded to approve the tentative 2010 MTA Annual Meeting Delegates headcount as distributed. The motion passed.

It was moved and seconded that the MSCA Board of Directors authorized the following stipends and reimbursements for MSCA delegates to the 2010 MTA Annual Meeting: a \$75 stipend for attendance at Friday's business session; a \$75 stipend for attendance at Saturday's business session; reimbursement for mileage, tolls and parking, but not meals; and payment for a hotel room for Friday night. The motion passed.

It was moved and seconded that the MSCA Board of Directors authorizes a \$1500 reimbursement for each of the duly elected MSCA delegates to the 2010 NEA-RA, contingent on proof of registration and voting receipts, with a cap at \$10,000. The motion passed.

President O'Donnell needs to know chapters' Delegate Assembly delegate names by April 9<sup>th</sup>; MTA delegates by April 14<sup>th</sup>.

**MSCA Committee Reports**

*Day Bargaining – Dan Shartin*

No report.

*DGCE Bargaining – Susan Dargan*

No report.

*Elections – Deb Foss*

President O'Donnell distributed and reviewed a report submitted by Chair Deb Foss. The Spring 2010 MSCA Election of Officers is moving along as scheduled. Ballots will be mailed to members' home addresses on March 11, 2010, with the ballot count occurring at noon on Friday April 2<sup>nd</sup> at the Labor Guild.

*Grievance – Maggie Vaughan*

Not present.

**MTA Reports**

*Day Bargaining Unit – Donna Sirutis*

Consultant Sirutis distributed to Board members a variety of information on the contract funding campaign. After reviewing the information, discussion followed.

*DGCE Bargaining Unit – Bob Whalen*

No report.

*Director – Ron Colbert*

Not present.

**PHENOM**

*Ken Haar*

Representatives of PHENOM met with selected state college and community college presidents. Their discussion focused on how college administration can assist in PHENOM's campaign "For a Great State of Mind." The administrators at the meeting seemed to be positive in helping PHENOM meet a number of goals, including the goal: *contribute or raise \$5,000 per college for the campaign for AY 2010.*

A review was made of the AARA stimulus funds and higher education budgets. The state may need to increase funding for education in order meet the requirements of the maintenance of effort clause in ARRA in order to receive next year's funds.

**Chapter President's Reports:**

*Bridgewater*

College President Mohler-Faria stated that APA members and librarians may no longer teach day courses on a part-time basis. He believes this is ethically wrong. Chapter President Stonehouse investigated this with the State Ethics Commission and found there is a teaching exception and opportunities to use flex-time in teaching during the day. There continue to be problems with the 15% rule; President Mohler-Faria stated that it would be necessary to raise the caps on class sizes in order to make good on the 15% rule. There were two tenure denials.

*Fitchburg*

There continue to be discussions with the college administration regarding the health of the state college budget. The budget may be level funded for FY11, however, according to college administrators, FY12 continues to look bad. Staffing levels for adjunct positions will remain stable, but no word on whether the number of tenure-track positions will increase.

*Framingham*

Chapter leadership met with President Flanagan recently to discuss a variety of issues including the contract reopener. President Flanagan seemed to understand why the MSCA refused to reopen. There were two tenure “maybes.”

*Mass Art*

The college is beginning a \$140 million fund raising campaign. A new dorm is being built on the site of the faculty parking lot. Faculty/librarian parking will be available at a parking lot leased from Wentworth Institute of Technology, however there is concerns regarding that location.

*MCLA*

Chapter President Rapp has contacted the AVP regarding the funding of sabbaticals. He has not yet received an answer.

*MMA*

The ship is back.

*Salem*

The academic program review is ramping up. Departments are being pushed by the Provost to submit numbers and reports. It is assumed by chapter leadership that the School of Arts and Sciences will take most of the hits in the academic program review. The other schools are somewhat protected by outside accrediting agencies' program requirements.

The School of Business has, apparently, revised the point-based chart rating for faculty credentials as part of its work towards AACSB accreditation. This chart is also being used by the administration to identify which faculty members are qualified to teach particular classes. This has been grieved.

The library has received over \$100,000 in stimulus money to purchase new resources and expects another \$100,000 in stimulus money in the near future.

There has been one tenure denial.

*Westfield*

No tenure denials; three promotion denials which were overturned at the VP stage.

There has been discussion on campus on Commissioner Freeland's "Vision Project." There is concern there will be an MCAS-like test instituted at the state college level. Discussion followed.

Day contract adjunct faculty members are not getting paid in a timely fashion. According to a quick poll, evidently there are similar problems at other state college campuses.

In February department chairs were told that in producing schedules for Spring 2011, that all faculty members must turn in a load of twelve credits – even those faculty members receiving APRs and those with excess workload credits.

Some Westfield members have concerns about the State Ethics Commission training and rules and question their constitutionality. Discussion followed.

*Worcester*

The Worcester State Board of Trustees finally sent Chapter President Falke a vague, uninformative response to the faculty/librarian's vote of no confidence in the college president. Discussion followed.

The college is moving ahead on the modular/weekend college (3.5 yrs of night courses). There has not been anything in writing from the college administration about these plans. Chapter President Falke has sent college administrators messages regarding the many contractual violations the modular/weekend college presents.

The program was developed as a directive to a "Finance Committee" that the college find means of additional revenue. This committee, which was formed outside of the college governance structure, has also developed a cost-per-student chart by department using faculty salaries, three-credit classes and credits awards.

The meeting adjourned at 2:00 p.m.

Respectfully submitted,  
Nancy George  
MSCA Secretary