

Oakland University Senate

Ninth Meeting

Thursday, April 14, 1977

3:00 p.m.

128 - 130 Oakland Center

MINUTES

Submitted by George T. Matthews, for the Steering Committee

Senators Present: Allvin, Atlas, Barron, Bertocci, Burke, Coffman, Eberwein, Felton, Gardiner, Hammerle, Hampton, Henry, Hetenyi, Heubel, Hitchingham, Johnson, Keegan, Ketchum, Kuczynski, Liboff, Matthews, McKay, McKinley, Obear, O'Dowd, Pogony, Riley, Russell, Schuldenberg, Schwartz, Sponseller, Stonner, Swartz, Torch, Tower and Witt

Senators Absent: Barnard, D. Burdick, H. Burdick, Cameron, Chapa, Coppola, Doane, Flynn, Freeman, Genyea, Hovanesian, Keelin, Lilliston, Moberg, Ruscio, Scherer, Shacklett, Swanson, Torongeau, Tucker, Warren and White

Mr. O'Dowd presided.

Meeting was called to order- at 3:25 p.m. The minutes of the meeting of March 31 were approved as distributed upon motion of Mr. Obear, seconded by Mr. Swartz. The minutes of the meeting of April 5 were approved with a correction such that on page 2, McKay/Hetenyi amendment, the "of" following "endorsement" should read "by" upon motion of Mr. Gardiner, seconded by Mr. Obear.

Mr. O'Dowd recognized Mr. Heubel who presented the following Resolution from the *ad hoc* Committee on Presidential Review, seconded by Mr. Hampton and ruled procedural.

Moved that the University Senate adopt the following Resolution:

WHEREAS THE OAKLAND UNIVERSITY BOARD OF TRUSTEES HAS ESTABLISHED COMPLIANCE PROCEDURE FOR ACT 442 OF THE PUBLIC ACTS OF 1976, KNOWN AS THE FREEDOM OF INFORMATION ACT;

WHEREAS THE COMPLIANCE POLICY CREATED A PROCEDURE FOR INDIVIDUAL ACCESS TO PUBLIC DOCUMENTS;

WHEREAS THE *AD HOC* COMMITTEE ON PRESIDENTIAL REVIEW SUPPORTS THE PROTECTION OF THE CONFIDENTIALITY OF ITS SUMMARY REPORT AND SURVEY DATA THEREFORE;

BE IT RESOLVED THAT THE RESOLUTIONS DIRECTING THE *AD HOC* COMMITTEE ON PRESIDENTIAL REVIEW TO TRANSMIT ITS RESULTS IN SUMMARY FORM TO THE STEERING COMMITTEE OF THE SENATE, WHICH SHALL THEN TRANSMIT COPIES OF THE REPORT TO THE PRESIDENT AND BOARD AND TO PLACE THE REVIEW MATERIALS IN THE UNIVERSITY ARCHIVES BE RESCINDED, AND FURTHER

RESOLVED THAT THE *AD HOC* COMMITTEE ON PRESIDENTIAL REVIEW PRESENT ITS SUMMARY REPORT DIRECTLY TO THE BOARD OF TRUSTEES SUBCOMMITTEE ON PRESIDENTIAL REVIEW AND THE PRESIDENT IN A MANNER WHICH PROTECTS THE REPORT'S CONFIDENTIALITY UNDER THE

GUIDELINES OF THE NEW LAWS, AND FURTHER

RESOLVED THAT THE *AD HOC* COMMITTEE ON PRESIDENTIAL REVIEW BE EMPOWERED TO DECIDE TO RETAIN OR DESTROY THE SURVEY DATA AFTER CONSULTATION WITH UNIVERSITY COUNCIL AND THE FREEDOM OF INFORMATION OFFICER CONCERNING THE PROTECTION OF CONFIDENTIALITY OF THESE DOCUMENTS.

Mr. McKay questioned the last paragraph, which seemed to give the committee a great deal of discretion. Ms. Titus, invited to speak, assured Mr. McKay the committee would act responsibly.

Upon call of the question, the Resolution was adopted by voice vote without opposition.

Attention was then directed to the formal agenda.

Old Business

I. 1. Main Motion 3 (Johnson/Hetenyi as amended by McKay/Hetenyi and corrected in these minutes).

Mr. Hampton queried the use of the Ph.D. rather than the Ed. D. for this program; Mr. Johnson replied that there was precious little standardization of degrees across the country and that Ph.D. rang a tone consonant with the worth of the program; Mr. Hetenyi pointed out that this program had a higher research component than most Ph.D. programs in reading around the nation. Mr. Johnson explained that at an earlier stage in program planning a double track Ph.D. and Ed.D. was considered. But the question how to tell one from the other at the end proved unanswerable.

Upon call of the question the main motion carried by voice vote with scattered opposition as follows:

MOVED THAT THE UNIVERSITY SENATE RECOMMEND TO THE PRESIDENT AND THE BOARD THE ESTABLISHMENT OF A PROGRAM OF GRADUATE STUDIES LEADING TO THE DEGREE OF DOCTOR OF PHILOSOPHY IN READING EDUCATION. THE DATE OF IMPLEMENTATION OF THIS PROGRAM SHALL FOLLOW ENDORSEMENT BY THE APPROPRIATE FUNDING AGENCIES OF THE STATE.

II. Attention then turned to the proposed Constitutional amendments and their amendments. Mr. McKay queried whether the amendments should not be presented for ratification as one amendment to the Constitution to be voted up or down. General discussion of this issue resulted in consensus that the amendments would be voted upon one by one, but that in the end, by resolution they would be made to constitute one amendment and be presented to the ratifying constituency and the Board as such.

1. Mr. Hammerle then moved, seconded by Mr. Hetenyi, the following second substitute to main motion II, 1, (Old Business):

MOVED THAT THE WORDING OF ARTICLE I OF THE CONSTITUTION OF THE OAKLAND UNIVERSITY SENATE (AS AMENDED 1975) BE DELETED ENTIRELY AND THE FOLLOWING WORDING BE SUBSTITUTED:

THE OAKLAND UNIVERSITY SENATE SHALL BE ORGANIZED AND SHALL FUNCTION AS PROVIDED HEREIN.

Mr. McKay expressed his support for the second substitute motion 1, Mr. Burke commented that the second substitute was deceptively simple, congratulated Mr. Hammerle for developing an admirable compromise in a difficult diplomatic situation and urged support. Without further discussion upon call

of the question the second substitute motion carried by voice vote without opposition as worded above.

2. Attention was then turned to main motion II, 2, Mr. McKay, seconded by Mr. Hampton, offered a substitute amendment to his original McKay/Hampton amendment concerning 2. b, such that the words "to the President" be deleted from main motion 2. b. Mr. Hammerle opined that to delete "to the President" might be as much a red flag to the Board as to add "to the Board of Trustees" in this context. Mr. McKay with the support of Mr. Hampton and without opposition from the Senate withdrew the substitute amendment and the original amendment to 2. b. Main motion 2, (Tower/Hitchingham) unamended, upon call of the question, carried by voice vote without opposition as follows:

MOVED THAT ARTICLE III OF THE CONSTITUTION OF THE OAKLAND UNIVERSITY SENATE (AS AMENDED 1975) BE AMENDED IN THE FOLLOWING MANNER:

a. THAT THE TITLE OF ARTICLE III BE CHANGED FROM THE UNIVERSITY SENATE: POWERS TO THE UNIVERSITY SENATE: POWERS AND RESPONSIBILITIES.

b. THAT ARTICLE III SECTION ii. BE CHANGED TO READ:

RECOMMEND TO THE PRESIDENT CANDIDATES FOR UNDERGRADUATE DEGREES IN COURSE, AND CANDIDATES FOR UNIVERSITY HONORS;

c. THAT ARTICLE III SECTION v. BE CHANGED TO READ:

HAVE THE RIGHT TO BE CONSULTED ON ALL MATTERS OF ACADEMIC IMPORTANCE TO THE UNIVERSITY;

d. THAT ARTICLE III SECTION vi. BE CHANGED TO READ:

APPROVE, DISAPPROVE AND MAKE RECOMMENDATIONS REGARDING ALL CONSTITUTIONS PROPOSED BY THE VARIOUS' ORGANIZED FACULTIES OF THE UNIVERSITY.

e. THAT ARTICLE III SECTION vii. BE CHANGED TO READ:

RECEIVE REPORTS OF THE ACTIONS TAKEN BY THE ORGANIZED FACULTIES AND WHERE APPROPRIATE, APPROVE, DISAPPROVE OR MAKE RECOMMENDATIONS REGARDING SUCH ACTIONS.

3. A correction of main motion 3. a. (Tower/Hitchingham) was noted such that the words "of the Senate" should be inserted after the first "secretary." The motion to amend thus corrected was approved by voice vote without opposition as follows:

MOVED THAT ARTICLE IV OF THE CONSTITUTION OF THE OAKLAND UNIVERSITY SENATE (AS AMENDED 1975) BE AMENDED IN THE FOLLOWING MANNER:

a. THAT ARTICLE IV SECTION vii. BE AMENDED BY THE ADDITION OF THE

FOLLOWING FINAL SENTENCE:

A COPY OF THE MINUTES OF ALL SENATE MEETINGS SHALL BE MADE AVAILABLE BY THE SECRETARY OF THE SENATE TO THE BOARD OF TRUSTEES AT THE OFFICE OF THE SECRETARY TO THE BOARD.

b. THAT ARTICLE IV SECTION ix. BE AMENDED BY THE INSERTION OF: (OR HIS DESIGNEE) AFTER THE WORD "UNIVERSITY" AND BEFORE THE WORD "WHO."

4. Main motion 4. (Tower/Hitchingham) was then discussed. Mr. Johnson, seconded by Mr. Hetenyi offered an amendment such that the words "for the institution or termination of graduate programs" be inserted after the word "Senate" as follows:

MOVED THAT ARTICLE VI OF THE CONSTITUTION OF THE OAKLAND UNIVERSITY SENATE (AS AMENDED 1975) BE AMENDED IN THE FOLLOWING MANNER:

a. THAT ARTICLE VI SECTION i. BE CHANGED TO READ:

A GRADUATE COUNCIL SHALL BE CONSTITUTED WITH POWERS TO MAKE RECOMMENDATIONS TO THE UNIVERSITY SENATE FOR THE INSTITUTION OR TERMINATION OF GRADUATE PROGRAMS AND TO THE PROVOST REGARDING ALL GRADUATE PROGRAMS OF INSTRUCTION AND WITH REGARD TO THE GENERAL AND SPECIFIC DEGREE REQUIREMENTS AT THE GRADUATE LEVEL. THE GRADUATE COUNCIL MAY MAKE RECOMMENDATIONS TO THE DEAN OF GRADUATE STUDY ON ADMINISTRATIVE POLICIES PERTAINING TO THE OPERATION OF GRADUATE PROGRAMS.

b. THAT ARTICLE VI SECTION iv. BE CHANGED TO READ:

THE GRADUATE COUNCIL SHALL BE RESPONSIBLE FOR THE RECOMMENDATION TO THE PRESIDENT OF ALL CANDIDATES FOR GRADUATE DEGREES.

Mr. McKay with the support of Mr. Obear and without opposition from the Senate withdrew his motion to amend 4. b. upon which main motion 4. (Tower/Hitchingham) as amended by Johnson/Hetenyi was carried by voice vote without opposition as presented above.

5. Main motion 5. unamended (Tower/Hitchingham) carried without discussion or opposition by voice vote as follows:

MOVED THAT THE TITLE OF ARTICLE VII OF THE CONSTITUTION OF THE UNIVERSITY SENATE (AS AMENDED 1975) BE CHANGED FROM STUDENT PARTICIPATION IN UNIVERSITY GOVERNANCE TO STUDENT PARTICIPATION IN UNIVERSITY SENATE GOVERNANCE.

6.. Main motion 6. unamended (Tower /Hitchingham) was then considered. Mr. Hammerle pointed out

that this motion was one of the most critical from the point of view of the Board's attorneys, as well as from that of the AAUP organized as a bargaining unit. He then offered a substitute motion (seconded by Mr. Obear) as follows:

MOVED THAT ARTICLE VIII, SECTION ii. OF THE CONSTITUTION OF THE OAKLAND UNIVERSITY SENATE (AS AMENDED 1975) BE DELETED.

Mr. Burke arose to support the substitute motion as a member of the Senate and as Contract Officer for the AAUP. The substitute motion carried upon call of the question by voice vote and without opposition as stated above.

7. Main motion 7. unamended (Tower/Hitchingham) was next considered. Mr. Hammerle, seconded by Mr. Hetenyi, offered a substitute motion as follows:

MOVED THAT APPENDIX I OF THE CONSTITUTION OF THE OAKLAND UNIVERSITY SENATE (AS AMENDED 1975) BE DELETED.

Mr. Hammerle explained that this final motion brings us back to the beginning in Article I by dropping out all reference to Article VII of the Board's Bylaws, as well as dispensing with Appendix I of the Constitution as amended in 1975. Without opposition and upon call of the question, the substitute motion carried by voice vote as stated above.

Upon conclusion of these actions regarding the Constitutional amendments, Ms. Hitchingham for the Steering Committee and seconded by Mr. Tower moved the following Resolution:

MOVED THAT THE UNIVERSITY SENATE ADOPT THE FOLLOWING RESOLUTION:

WHEREAS CERTAIN AMENDMENTS TO THE CONSTITUTION OF THE OAKLAND UNIVERSITY SENATE ELIMINATE PROVISION FOR AN ANNUAL STATE OF THE UNIVERSITY MESSAGE, THEREFORE

BE IT RESOLVED THAT THE UNIVERSITY SENATE HEREBY EXTENDS TO THE PRESIDENT OF THE UNIVERSITY A STANDING INVITATION TO CONVENE THE FACULTIES, THE STAFF AND THE STUDENT BODY TO DELIVER A REPORT ON THE STATE OF THE UNIVERSITY AT LEAST ONCE A YEAR, DURING THE FALL OR WINTER SEMESTERS.

Resolution carried by voice vote without opposition as stated above.

Mr. McKay, seconded by Mr. Riley then offered a procedural motion such that the full Constitution as amended would be presented to the organized faculties for ratification: The motion as passed by voice vote reads as follows:

THE UNIVERSITY SENATE PROPOSES TO AMEND THE CONSTITUTION OF THE OAKLAND UNIVERSITY SENATE TO READ AS FOLLOWS WHERE DELETED ITEMS ARE INDICATED BY BRACKETS AND INSERTED ITEMS ARE UNDERLINED.

Mr. Hammerle graciously thanked everyone involved in the eighteen month search for an answer to GCQ, but especially noted the good offices of Ms. Eberwein, Mr. Hampton and Mr. Burke from the faculty, of Messrs. De Carlo and Hewlett, attorneys to the Board and the University, of Mr. Beer,

attorney to the AAUP, and of the Steering Committee. Mr. Hammerle suggested everyone get out and vote.

Mr. McKay then wished to present for the Senate's consideration a Resolution concerning the establishment of a regular Senate-Board liaison. Mr. Tower called for the Orders of the Day and there being no opposition to the call, business proceeded to Old Business III on the formal agenda.

III. Main motion 4. (Tower/Torch) from the Academic Policy Committee. After discussion Mr. Russell, seconded by Mr. McKay moved to amend section b. of the main motion such that on the third line "16" be changed to "20" credits, to allow transfer students two semesters rather than one to complete the requirement while carrying a full load both semesters. Upon call of the question the motion was defeated by voice vote.

Attention then centered upon how the measure would be enforced. The phrase "and receive credit" in both a. and b. invited critical attention from Mr. Coffman and Mr. Obear as well as others. Mr. McKay seconded by Mr. Burke offered an amendment such that "and receive credit" would be deleted in both paragraphs a and b.; the motion was defeated 15 to 14. Mr. Russell then moved to table main motion 4. until the meeting of April 21; seconded by Mr. Obear the motion also carried a request for further information regarding proposed enforcement procedures. Motion passed by voice vote without opposition.

New Business

I. Motion from the Graduate Council was placed in first reading by Mr. Johnson and seconded by Mr. Torch. Discussion followed concerning the nature of hospital resources mentioned in the comments; Mr. Johnson replied that the hospitals are willing to supply a fraction of a position but are restive over the long time it has taken Oakland not to act on this proposal. Mr. McKay seconded by Mr. Ketchum moved to amend by adding to the main motion a final sentence such that the amended motion would read (new wording underlined) as follows:

MOVED THAT THE UNIVERSITY SENATE RECOMMEND TO THE PRESIDENT AND THE BOARD THE ESTABLISHMENT OF A PROGRAM OF GRADUATE STUDIES LEADING TO THE DEGREE OF MASTER OF SCIENCE IN MEDICAL PHYSICS. THE DATE OF IMPLEMENTATION OF THIS PROGRAM SHALL FOLLOW ENDORSEMENT BY THE APPROPRIATE FUNDING AGENCIES OF THE STATE.

II. Motion from the Steering Committee nominating faculty to standing committees.

With little discussion, the nominations as presented in New Business II, were approved by voice vote without opposition.

Mr. McKay then requested opportunity to present a Resolution regarding liaison between the Senate and the Board. The Chair ruled that such motion should go to the Steering Committee for disposition and it was so ordered.

Upon proper motion duly seconded the meeting adjourned at 5:25 p.m.