

SAN JOSE STATE UNIVERSITY
Academic Senate

Engineering 285-287
2 p.m. - 5 p.m.

MINUTES

May 3, 1999

I.	The meeting was called to order at 2:06 p.m. All were present except the following: Burak, Doordan, Edgar, Friday, Gonzales, Mullen, Schmidt, Shifflett, Vanniarajan, Grewal, and Constantin.
II.	The minutes for April 5, 1999 were approved.
III.	Communications:
	<p>A. From the Chair of the Senate:</p> <p>Chair Stacks informed the senate that without a contract, there are no grievance procedures for such things as ARTP. However, EO 702 and HEERA allow for faculty input on grievance procedures. The administration has contacted both the Executive Committee and CFA to find a mechanism of constructing faculty grievance panels. The Executive Committee and CFA suggested that 25% of the faculty in each department be elected to a pool from which faculty would be drawn to hear grievances. When a grievance is made, three faculty from that pool will be selected to serve on the grievance panel. This is something that the senate and CFA support because it is in the faculty's best interest to have grievance procedures in place. Many faculty may have questions regarding grievance procedures and Chair Stacks wanted senators to be aware of the procedures to share that information with faculty.</p> <p>There could be a stepping up of job actions due to the Imposition. Chair Stacks encouraged the senate to realize that faculty governance was one of the few mechanisms whereby faculty had a voice and encouraged senators to keep collegiality strong during this time period and encouraged faculty to continue serving on the senate, policy committees, and operating committees.</p> <p>There were no questions.</p>
	<p>B. From the President of the University</p> <p>Sen. Caret announced that Leon Panetta, former Chief of Staff and Budget Director for President Clinton, will be speaking in Morris Dailey Auditorium tonight at 7:00 and invited everyone to this event.</p> <p>Sen. Caret gave an update on the Joint Library. A group went to give testimony at a House Budget Subcommittee hearing in Sacramento; testimonies were very brief at the request of the chair of the hearings. A unanimous vote by the House Budget Committee was given in support of the library, as was the vote at the Senate Budget Meeting held two weeks earlier. He also mentioned that it was his interpretation that the Faculty Senate has spoken, that due process has occurred, and that a decision has been reached with support of this senate and the support of Associated Student Government. His concern was that some individuals from this campus have spoken against the Joint Library, presenting their opinion as the opinion of the faculty and the unions--CSEA contacted Sen. Caret stating that the union has not taken a position on the library. There is some cause for concern regarding what could be considered inappropriate political tactics.</p>

Sen. Caret described the campus as being in a mega-system, and stated that SJSU has a good solid system of shared governance and embraces the sentiment expressed by Chair Stacks on the importance of shared governance. He is committed to maintain SJSU's culture of shared governance. He also described his belief that when someone works in an institution, his or her actions should work to build-up that institution and not destroy it, especially when a majority of those involved have come to consensus -- whether it is contract issues, the Joint Library, or the multitude of other issues that come forward in the university.

President Caret announced that the new Silicon Valley Bowl will be a separately incorporated 501 (C3) and would be completely self-supporting with no formal connections to SJSU. The NCAA does not allow an institution to be a partner in the bowl because of the possibility of maneuvering the bowl to meet the needs of the institution rather than the needs of the bowl itself.

Sen. Brent requested an update on the future of the football program at SJSU. Sen. Caret stated that as long as the program can maintain their budget as they have this year, and look to generating their own revenue for increased funding, no changes will be made.

Sen. Nuger asked for an update on perimeter parking negotiations with the city of San Jose. Sen. Caret explained that an agreement is close. He requested that Sen. Kassing provide a time line to the senate of when the City Council will be meeting on this issue.

Sen. Peter asked about expansion of the stadium. Sen. Caret explained that any expansion of the stadium would need to go through a review process -- if the bowl fills the stadium, then we will look at possible ways to do so, but currently there is no commitment to expand the stadium, only a commitment to look at expansion if the bowl fills the stadium.

Sen. Young stated that he attended the Honors Convocation and was impressed at how nicely done it was. He asked if the organizing committee got special recognition for organizing the event. He was told they had. He also remarked on the low attendance of faculty to the event.

IV. Executive Committee Report

A. The minutes of Executive Committee for [April 5th](#) and [April 19th](#) were presented; there were no questions.

B. The [Consent Calendar](#) was presented and approved. (Please see attached consent calendar.)

C. Executive Committee Action Items.

[AS 1062](#) Sense of the Senate Resolution Endorsing Vision 2010. (First Reading)

Sen. Gorney-Moreno presented AS 1062 describing the goals outlined by Vision 2010. Sen. Sree Harsha was concerned that the goals may not represent very global goals, especially such goals as feeding the hungry, housing the poor. Sen. Desautel was also concerned with such issues as quality of life. Sen. Gorney-Moreno pointed out several goals that were sensitive to their concerns and described the general purpose of the Joint Venture Silicon Valley Network. Sen Caret described the JVSVN as a seeking a regional vision asking all groups to participate and move the agenda forward.

Sen. Roth stated that he was pleased to see that public transportation issues were part of

the goals. Sen. Canziani offered a friendly amendment to remove "~~be the first institution of higher education to pass a resolution endorsing~~" and replace with "endorse." It was friendly. Sen. Buzanski suggested a friendly to work out some of the wording in the third resolve. There were no other questions and a revised version will come to the senate floor at the next senate meeting.

Sen. Caret announced that he had just received an emergency Message from the central administration asking all campuses to delay the FMI process. When more information is available, he will keep the campus informed.

V. There was no unfinished business.

VI. Policy Committee Action Items. In rotation.

[AS 1064](#) By-Law Modification--University Library Board (Final Reading)

Sen. Brent stated that since all special agencies are listed in the By-Laws, it was necessary to have a policy recommendation to have the University Library Board listed. He was not sure why special agencies were listed and suggested that further modifications may be researched to determine the necessity of having special agencies listed. Sen. Norton offered an historical explanation stating that the senate at the time did not think that special agencies were a very good idea and that by making it a By-Law change, extra thought would be given to constructing a new agency. There were no other questions or comments. A voice vote taken and AS 1064 ([S99-7](#)) passed unanimously.

[AS 1069](#) Amendment of the Drop Policy ([S97-7](#)) (Final Reading)

Sen. Veregge presented AS 1069 for the Instruction and Student Affairs Committee and outlined for senators the changes being proposed to the final dates for Adds and Drops. Sen. Hamill asked about the data on the requests for drops under the "serious and compelling reasons" category. Sen. Veregge explained that only anecdotal data was available. Sen. Pearce asked if those criteria could be made uniform. Sen. Peter asked if the committee examined other models used at different campus. Sen. Veregge explained that the committee had examined various models including the model used by CSU-Sacramento whereby there were several levels of serious and compelling reasons requiring different degrees of substantive evidence to be granted drops after the deadline. Sen. Mesher would like to see added to item seven (7) of the policy the notification of faculty members when the petition is first submitted and a description of the resolution of the petition.

Sen. Cook spoke against the amendment informing the senate body that an Associated Students resolution was passed against the amendment stating that there has not been enough time to collect data, that the issue was multi-layered, and that it should be referred back to committee. She encouraged senators not to act too hastily in passing this recommendation.

Sen. Stork stated that the current policy recommendation is being offered to solve a problem with student enrollment in impacted classes in such colleges as the College of Business where student graduation is being delayed because students can not enroll in the necessary classes. Sen. Stork also added that the campus is limited by an Executive Order and that this change is not something done in haste but rather to solve a simple problem. Additionally, Sen. Stork added that the committee has a referral for the fall to further examine the Add/Drop Policy.

Sen. Katz described the problem in the College of Education where many students do not

	<p>have enough time to evaluate the requirements of a course in order to make a rational decision to keep the class or drop it.</p> <p>Sen. Buzanski moved the question. AS 1062 (S99-12) passed by a vote of 23:11:0.</p>
	<p>AS 1065 Policy and Procedures for Responding to Allegations of Scientific or other Misconduct in Funded Research (Second Reading)</p> <p>Sen. Nellen presented AS 1065 for the Professional Standards Committee. There were no questions. A voice vote was taken and AS 1065 (S99-10) passed unanimously.</p>
	<p>AS 1070 Senate Management Resolution -- Standing Rule Modification: Senate Agenda (First and Final Reading)</p> <p>Sen. Brent presented AS 1070 for the Organization and Government Committee, and explained that since the University Library Board has policy recommendation privileges, the Senate agenda listed in the Standing Rules required modifications to place the board in the rotation line up to present policy recommendations. There were no questions. A voice vote was taken and AS 1070 (SM-S99-2) passed unanimously with one abstention.</p>
	<p>AS 1067 Modification to S93-12/S94-3 Academic Freedom and Professional Responsibility (Second Reading)</p> <p>Sen. Nellen presented AS 1067 for the Professional Standards Committee, and offered a friendly amendment to correct a typing error on page 8 to replace live with <u>life</u>; Sen. Sree Harsha asked about repercussions for those who accuse others of misconduct. Sen. Nellen responded that if false allegations were purposely made, that would fall under the policy on Professional Responsibility. Sen. Bain commented that we should also be careful not to retaliate against someone who files a complaint. There were no other questions. A voice vote was taken and AS 1067 (S99-8) passed unanimously.</p>
	<p>AS 1071 Senate Management Resolution -- Student Evaluation Review Board (First Reading)</p> <p>Sen. Brent presented AS 1071 for the Organization and Government Committee, and informed the senate that this referral was a request from SERB that they needed more college representation on the committee and a larger membership to deal with the workload. Sen. Hamill described his experience while on the committee stating that the various points of view of individuals from different colleges was very important. The importance of statistics did not seem to be that critical, although there were some individuals on the committee that had that knowledge and that criteria should not discourage someone from serving on the committee. Sen. Desautel spoke in favor of the resolution and the importance of having people that have knowledge of survey research be part of a body that reviews that research. Sen. Nellen stressed that the expertise should focus on Survey Research rather than on statistical research. Sen. Canziani questioned whether there could be more involvement of chairs. Sen. Stork described some of the issues involved in including expertise with survey research and statistics when the charge of the committee was first put forth.</p>
	<p>AS 1068 Modification to S94-5/F95-1 Board of Academic Freedom and Professional Responsibility (Second Reading)</p>

Sen. Nellen presented AS 1068 for the Professional Standards Committee. She offered a friendly amendment to add the date May 3, 1999 to the first whereas statement. She also offered other friendly amendments to change ~~office~~ to Office in a number of locations. There were no objections. A voice vote was taken and AS 1068 (S99-9) passed unanimously.

At 3:30 the time certain to read the Peter Proposal offered as new business was invoked.

VIII. New Business

Sense of the Senate Resolution "Out of Crisis -- Reinventing the CSU" A Recommendation to the Governor of California.

Sen. Peter presented the proposal for Senators Peter, McNeil, and Veregge. Sen. Peter described the current crisis and the suggestions to the Governor of California.

Sen. Peter requested that suggestions/comments to be considered for the final document be submitted to him in writing or through email. Several topics were discussed during the meeting: the current composition of the Board of Trustees, the suggestion for future make-up of the BOT, the advantages of a strong centralized administration and the disadvantages of a bloated, bureaucratic centralized administration, the distinct cultural values among faculty and the centralized administration, funding issues related to FTES, issues relating to endorsing positive structural changes that mold leadership abilities, accountability and desirable qualities for a member of the BOT.

Petition to the Academic Senate asking for a Resolution of No Confidence in Chancellor Reed

A petition was submitted to the Academic Senate to pass a resolution of No Confidence in Chancellor Reed. A request was made by Sen. Buzanski to provide the senate with a list of the people who signed the petition. Sen. Brent made a motion to postpone discussion of the petition until after debate of the Peter Proposal at the next senate meeting. A voice vote was taken and it was agreed that discussion of the petition be postponed with one dissent and one abstention voiced.

Constitutional Amendment to Article II, Section 6

Sen. Cook presented a proposal to amend the constitution to reflect the amendments to the Associated Students, Inc. Board of Directors so those student senators may be selected according to the policies and procedures prescribed by Associated Students, Inc. Senator Brent offered a friendly amendment to substitute the following: **six (6) students in good standing selected according to policies and procedures proscribed by Associated Students, Inc. These students shall serve one-year terms, and may serve more than one term.** Vacancies in these Senate seats will be filled according to Associated Students, Inc. policies and procedures. It was accepted.

Sen. Norton supported the proposal. Sen. Stork asked if the student body was informed that they would no longer have student senator-at-large seats. The student body voted on a referendum that changed the charges of the directors, which included that they would be senators, but no formal notice that the at-large seats would be eliminated. Sen. Stork was concerned about being hasty in changing the constitution without full consideration. She was informed that this would need two readings and a majority vote from the Senate

membership and a majority vote from the responding faculty electorate.

Through a voice vote, the senate agreed to extend the meeting by five minutes at five o'clock.

Sen. Cook explained that by having the senators involved in the Associated Students, Inc. Board of Directors, students would have a more vested interest in participation. Sen. Brent explained that Associated Students have given this full consideration and had asked the Executive Committee to look into this change in February.

X.	A motion was made to Adjourn the meeting. The meeting was adjourned at 5:05.
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Consent Calendar

Policy Committee

Arglenda Friday Committee on Committees seat H 2002

Sarma Lakkaraju Committee on Committees seat G 2002

Bill McCraw Committee on Committees seat F 2001

Jim McNay Committee on Committees seat A 2001

Joan Merdinger Committee on Committees seat I 2001

David Whitenack Committee on Committees seat C 2002

Bonnie Canziani Curriculum & Research seat F 2000

Ann Doordan Curriculum & Research seat E 2000

Jon Pearce Curriculum & Research seat J 2000

Jonathan Roth Curriculum & Research seat K 2000

Dominique Van Hooff Curriculum & Research seat I 2000

K.S. Sree Harsha Curriculum & Research seat H 2000

Bill Campsey Instruction & Student Affairs seat I 2000

Robert Carolin Instruction & Student Affairs seat O 2000

Pat Backer Instruction & Student Affairs seat K 2000

Judith Lessow-Hurley Instruction & Student Affairs seat J 2000

Sue Malloy Instruction & Student Affairs seat H 2000

Ken Nuger Instruction & Student Affairs seat N 2000

Nancy Stork Instruction & Student Affairs seat L 2000

Sally Veregge Instruction & Student Affairs seat M 2000

James Brent Organization & Government seat D 2000

Buddy Butler Organization & Government seat C 2000

Cecilia Mullen Organization & Government seat F 2000

William Nance Organization & Government seat B 2000

Greg Payne Organization & Government seat I 2000

Avtar Singh Organization & Government seat H 2000

Linda Valdes Organization & Government seat E 2000

Sheila Bienenfeld Professional Standards seat D 2000

William Briggs Professional Standards seat H 2000

Alejandro Garcia Professional Standards seat E 2000

Samuel Huang Professional Standards seat G 2000

Joe Merighi Professional Standards seat K 2000

Annette Nellen Professional Standards seat J 2000

Terri Thames Professional Standards seat I 2000

Swathi Vanniarajan Professional Standards seat C 2000

Operating Committees

Jeff Honda Affirmative Action seat F 2002

Angela Rodriguez-Solano Affirmative Action seat 1 (staff seat) 2002

Stephanie Gritts Affirmative Action seat 2 (staff seat) 2002

Lui Lam Continuing Education seat F 2001

William Barrett Graduate Studies seat A 2002

Sin Min Lee Graduate Studies seat F 2002

Janie Chang Improvement of Instruction seat G 2000

Sharon Wahl Improvement of Instruction seat B 2002

Sheila Bienenfeld Program Planning seat G 2002

Patricia Backer Program Planning seat D 2002

Stan Malos Program Planning seat B 2002

Tom Black Student Fairness Committee seat B 2002

Kent Webb Undergraduate Studies seat G 2001

Emily Wughalter Undergraduate Studies seat A 2000

Kathleen Cohen CIO Advisory Board seat A 2001

Bill Nance CIO Advisory Board seat B 2001

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