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The University of Akron Faculty Senate Chronicle

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## Faculty Senate Chronicle April 2, 1973

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# AU Chronicle

a report to the faculty of  
the university of akron



1972-73, No. 7 (22 pages)

April 2, 1973

## UNIVERSITY COUNCIL

### Meeting of Council

April 19, the regular monthly meeting, Business Administration-Law, Room 307, at 3 p. m.

### Change in Committee Assignment

Dr. James Richardson has been appointed Chairman of the Ad Hoc Committee to Consider a University Faculty Senate in succession to Dr. R. P. Merrix who had resigned.

### Correction in Wording of Policy on Submission of Grades

The policy on submission of senior grades was not complete as stated in the minutes of the meeting of University Council on February 15, 1973. As corrected in the minutes of the March 15, 1973 meeting, the statement properly reads as follows:

"Grades for degree candidates must be in by 5 p. m. on Wednesday evening of the examination week. In no case may final examinations be given before the official end of classes."

## COLLEGIATE FACULTY BUDGET MEETINGS

In a change of format, the President of the University will not hold an all-University Faculty meeting following the annual budget meeting of the Board of Trustees, which this spring is expected to convene on April 25. Instead, the President will meet separately with the Faculties of the degree-granting Colleges, and in a separate meeting with those members of the General Faculty, Library Faculty and Administrative Staff not holding rank in those Colleges. The schedule follows:

April 25 (Wednesday) 3:30 p. m., Kolbe Theatre	Members of the General Faculty, Library Faculty and Administrative Staff not holding rank in Colleges
April 26 (Thursday) 2:00 p. m., Schrank 145	Buchtel College of Arts and Sciences
April 27 (Friday) 3:00 p. m., Chestnut-B	School of Law
April 30 (Monday) 3:00 p. m., BL-403	College of Business Administration
May 1 (Tuesday) 11:00 a. m., Education 201	College of Education
May 2 (Wednesday) 4:00 p. m., Schrank 354	Community and Technical College
May 3 (Thursday) 11:00 a. m., Auburn 206	College of Engineering
4:00 p. m., Schrank 145	College of Fine and Applied Arts
May 7 (Monday) 4:00 p. m., Simmons 65	College of Nursing



## MINUTES OF SPECIAL MEETING OF UNIVERSITY COUNCIL, March 1, 1973

A special meeting of the University Council was called to order by the Chairman, Vice President Noel Leathers, at 3:06 p.m. on Thursday, March 1, 1973, in Business Administration-Law Building 307.

Fifty of the 64 members of Council were present. Those who were absent with notice were Dr. R. Ferguson, Mrs. P. Godfrey, Dr. D. J. Guzzetta, Dean R. Oetjen, Dr. C. Poston, Dr. D. Rich, Dr. L. Roemer, Mr. H. Paul Schrank, Jr. Others absent were Dr. J. Coe, Dr. E. Hittle, Dean C. Major, Mr. F. Rogacs, Mr. L. Vuillemin and Mr. F. Williams.

The Chairman stated that a quorum was present and that the sole purpose of the meeting was to "consider the Report of the Ad Hoc Committee to Revise the Faculty Manual." [The members of the Ad Hoc Committee, not already on Council, were in attendance with the exception of the chairman, Dr. E. W. Hanten, who had an out-of-town commitment. The committee was comprised of Mr. Donald E. Becker, Mrs. Ruth Clinefelter, Dr. W. B. Crabtree, Dr. Carl Lieberman, Dean W. A. Rogers, Dr. D. C. Thorn and Dr. Hanten.]

Dr. Leathers asked the opinion of Council as to its wishes in proceeding. He noted that the report was presented in the following three parts:

- |          |   |
|----------|---|
| Part I   | Changes to reflect current University practices.  |
| Part II  | Recommended changes which have some precedence but are not current practice.              |
| Part III | General recommendations which cover issues which need additional study and clarification. |

He recognized the difficulty of coming to grips with anything as complex as this document, and particularly with changing practices and regulations. He suggested the possibility of considering Part I and referring Part II to a committee, and having further study and clarification of Part III.

Dr. Jackson suggested considering I and II seriatim, as they are interrelated.

Dr. Fatemi moved that the Council consider the document seriatim. The motion was seconded.

In response to Mr. Switzer's query, Dr. Leathers affirmed that despite any changes made seriatim, further amendments could be proposed when the document is considered finally in its entirety.

Dean Samad said that a comparison of the proposed changes in the Faculty Manual with the By-laws and Regulations of the Board of Trustees and other Council legislation, such as the selection of the Vice President, indicates conflict. He felt that many items should first be changed in the legal documents which are the basis for the Faculty Manual, and that the Council should only suggest these for Board's possible action. He did not endorse this "attempt to go through the back door" and emphasized that no matter what the Council votes in this matter, it will not be valid until the Board acts.

It was Dr. Merrixx's observation that the Board could change its legal provisions to conform to the Faculty Manual. Dr. Fatemi mentioned several instances in the past to substantiate this, citing Article II of the Bylaws of the University Council as to its powers. Dean Samad pointed out that these Bylaws pertain only to the University Faculty and not to the University per se, which is the Board's prerogative. Drs. Fatemi and Merrixx recognized that the Board is the final authority.



## UNIVERSITY COUNCIL MINUTES, SPECIAL MEETING, 3/1/73

Vice President Leathers suggested that after Council finally approved a document, it might well be sent to the Reference Committee to screen any discrepancies with current legalities before transmittal to the Board of Trustees.

When Dr. Lestingi asked whether the Council deals only with faculty matters as distinct from those concerned with administration and students, Dr. Leathers cited the Ohio Revised Code section placing the responsibility for governance with the Trustees, and also cited Article II again.

Dr. Gerlach pointed out that under Robert's Rules of Order, the motion to consider seriatim was redundant; the Chair then declared it out of order, and requested Council to proceed with consideration of the proposed Faculty Manual.

Dr. Lively recommended that certain items should be referred to the Academic Policies and Curriculum Committee because some changes being advocated would have long-range implications. He asked whether, if this were done, it would necessarily block further consideration until a report came back. It was noted that later items could be considered, as regular procedure in Council is different from that in the Committee of the Whole.

The first item for consideration under Part I was the proposed addition of the following at the end of the list of General Objectives of The University of Akron, on page 4 (8/72) of the current Faculty Manual:

"The University discourages discrimination in any form and does not sanction the holding or conducting of official University functions in any facility that discriminates in any way against persons because of race, color, sex, religion or national origin.

"To carry out its many responsibilities and functions the University seeks to employ the most capable faculty, staff and administrative personnel available without consideration of race, color, sex, religion or national origin. The employment of two or more members from the same family where one is in a supervisory capacity over another is discouraged in both full- and part-time appointments."

Dr. Fatemi moved that the last sentence be deleted, as being in violation of federal law. The motion was seconded.

Dr. Leathers said that this indicates the complications involved in considering this document from many viewpoints.

Mr. Duff pointed out that there is nothing in the federal law pertaining to "supervisory capacity" as herein employed. Dr. Fatemi admitted that it was not a direct reference, but an implied meaning. Dr. Rogers observed that it could mean Department Heads which could lead to "sticky" situations regarding promotions, etc.

Dr. Jackson thought the matter could be handled informally even though it might be illegal, but effective.

Dr. Barker advocated retention of the statement as a strong reference and safeguard, and also noted, as did Dean Petry, recent state official discouragement of nepotism.



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Dr. Gerlach agreed with Mr. Duff, and thought that it might help if the word "supervisory" was changed to "administrative". He felt that Council would act like hypocrites if it adopted Dr. Jackson's recommendation. He felt it necessary to include the statement.

Dr. Lively opposed the statement unless it might be transferred from "Objectives" to another more suitable place in the document.

The motion to delete was put to a vote and carried and it now reads as follows:

"The University discourages discrimination in any form and does not sanction the holding or conducting of official University functions in any facility that discriminates in any way against persons because of race, color, sex, religion or national origin.

"To carry out its many responsibilities and functions the University seeks to employ the most capable faculty, staff and administrative personnel available without consideration of race, color, sex, religion or national origin."

The next item was under A. Organization of the University. 2. The Officers of Academic Administration. It was proposed that the following be added as a second paragraph at the end of the first paragraph in a. The President of the University:

"The Board of Trustees establishes a Search Committee of nine members which includes four Board members, three faculty, the President of Associated Student Government, and the President of the Alumni Council. The Board members are appointed by the Board Chairman with the three faculty members (representing three colleges) being elected by the University Council."

Dr. Lestingi objected to the last phrase, "elected by the University Council", because he did not consider the University Council as representing the faculty only. Dr. Lestingi moved that the last six words be replaced as follows: "being elected by the elected faculty members of University Council." The motion was seconded. Dr. Lively thought that the method of their selection should be included.

Dean Barker opposed elimination of administrative officers from participation in this University Council election as they would have no voice in the selection committee. Dr. Lestingi advocated a Dean's Council for further basis of representation.

Dr. Barker moved to amend by adding "by degree-granting colleges". Dr. MacGregor spoke against the deletion of "three colleges" which now constitutes a precaution against all being elected from one college, and he doubted that Council meant that.

Dr. Wilson felt that the inclusion of the phrase, "representing three colleges", was discriminatory against Buchtel College because of its large percentage of the entire faculty.

The Chair ruled that "three colleges" would remain in, relative to Dr. Lestingi's motion, as the original intent of the motion in this regard was unclear.

The motion to amend by adding "being elected by the elected faculty members of University Council" was put to a vote and carried.



## UNIVERSITY COUNCIL MINUTES, SPECIAL MEETING, 3/1/73

Dr. Gerlach then moved to delete the phrase, "representing three colleges", as he doubted that Council would elect more than one from a college unless those particular representatives had the confidence of the electors. The motion was seconded. Dr. Fatemi expressed surprise that Dr. Gerlach did not want the requirements spelled out in accordance with his usual penchant for prescribing procedure. Dr. Fatemi moved to amend the motion, "not more than two from any one college". The motion to amend Dr. Gerlach's motion was seconded by Dr. Anderson.

Dean Barker argued that if the motion of Dr. Gerlach carried it would negate democracy.

The motion to amend Dr. Gerlach's motion was put to a vote and failed.

Dr. Gerlach thought that limiting the selection to representatives of three colleges was too parochial and stressed the individual colleges and not the university as a whole. He pleaded for an expanded vision for the whole university.

Dr. Bee opposed the deletion and also expressed opposition to disenfranchising administrative officers. He thought there were various groups on campus which could be represented despite their different goals.

The motion to delete "representing three colleges" was put to a vote and failed.

Mr. Switzer and Dr. Jackson recalled that at the November 16, 1972 meeting of University Council, this paragraph had been amended to increase the number on the Presidential Search Committee from nine to ten by including the President of Evening Student Council.

Dr. Barker recommended that the number be increased to 11 to include an academic Dean.

Dean Dunlap moved to amend the statement further to state: "...of 11 members....Government, the President of the Alumni Council, the President of Evening Student Council, and one academic Dean elected by the Deans of the degree-granting Colleges and the Dean of the Graduate School." The motion was seconded by Dr. Fatemi, and carried.

The paragraph now reads:

"The Board of Trustees establishes a Search Committee of 11 members which includes four Board members, three faculty, the President of Associated Student Government, the President of the Alumni Council, the President of Evening Student Council, and one academic Dean elected by the Deans of the degree-granting Colleges and the Dean of the Graduate School. The Board members are appointed by the Board Chairman with the three faculty members (representing three Colleges) being elected by the elected faculty members of University Council."

The next item proposed was 2.b. Vice President for Academic Affairs, which Dr. Leathers confirmed with members of the Ad Hoc Committee, would be a new paragraph following the first paragraph in the section. The proposal read:

"The Vice President for Academic Affairs is selected as follows: The President appoints a faculty-administrator Search Committee of seven (7) members who recommend a candidate or candidates to the President."



## UNIVERSITY COUNCIL MINUTES, SPECIAL MEETING, 3/1/73

Dr. Jackson moved that the wording on the sheet circulated at this time to Council be substituted for the proposal of the Ad Hoc Committee. The motion was seconded. He said that this had been developed in June 1971 but had not been presented for implementation in deference to the request of the new University President. The proposal read as follows:

"1. A Search Committee shall consist of regular members of the faculty, one elected by the faculty of each degree-granting College, plus two representatives from those administrators listed in Article III, Sections A and B of the Bylaws of the University Council. Members of the Committee representing the collegiate faculties must be regular members of the Faculty as defined in Section B.1.a. of the Faculty Manual, and must be elected by their respective collegiate faculties. No Committee member shall be a candidate for the position.

This Committee shall select its own chairman and establish its own rules of procedure. The Committee shall receive from the Administration salary range and requirements for the position prior to commencing the search.

2. The Search Committee shall carry out an extensive search, soliciting nominations from the members of the faculty, administration, and appropriate sources outside the University.

3. The Search Committee shall recommend a list of three candidates to the President.

4. The President shall select one candidate from this list for approval by the Board. If no candidate on the list is acceptable or available, the President shall request that the Search Committee submit another list of three candidates.

5. The Academic Vice President holds office at the discretion of the President. "

Mr. Moldea moved to amend the motion by adding to Item 1, at the end of the first sentence, "and two students selected by the Associated Student Government with the approval of the Procedural Committee of University Council." Dr. Fatemi seconded the motion to amend provided the last clause was stricken ("with the approval of the Procedural Committee of University Council"). Mr. Moldea withdrew that part, and the motion was seconded.

In response to Dr. Gerlach's query about other student groups being represented, such as the Bar Association, Evening students, etc., Mr. Moldea replied that ASG had worked cooperatively with these organizations but that if they desired representation, it was up to their own spokesmen to ask for it.

The motion to amend was put to a vote and carried and read, "and two students selected by the Associated Student Government".

Dr. Jackson moved to delete Item 5 inasmuch as this is already in the first section of 2.b. of the Faculty Manual under discussion. The motion was seconded and carried.

In Item 4, Mr. Duff advocated the substitution of "may" for "shall" in the first line. Although Dr. Gerlach favored the positive direction of "shall", Dr. Jackson accepted the change, so that Item 4 then read:



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"4. The President may select one candidate from this list for approval by the Board. If no candidate on the list is acceptable or available, the President shall request that the Search Committee submit another list of three candidates."

Answering a question concerning the use of "appropriate" in Item 2, Dr. Jackson said that it meant any logical source, such as professional recruiting agencies, recommendations from other institutions, etc.

Dr. Barker observed that the provisions for selecting an Academic Vice President are becoming more complicated and with more committee members than the provisions for selecting a President. He argued against 'hamstringing the President in the selection of his 'right arm''. Dr. Fatemi considered the Academic Vice President as working so closely with the faculty that they should have a definite part. He said that President Guzzetta had followed this procedure with seemingly good results.

Dr. Leathers felt that too large a committee anticipates its breaking down into smaller components and that the proposed Items 2 and 3 provide too much procedure. The Committee should be able to make its own rules, he suggested. Dr. Jackson said these provisions had worked before.

Dr. Anderson moved that the word "appropriate" in Item 2 be deleted and replaced with "any available", to conform, in his opinion, with affirmative action. The motion was seconded.

Mr. Switzer pointed out that Council had now been in session one hour and twenty minutes and they were still discussing proposals on page two of the proposed Faculty Manual provisions and he thought there was too much emphasis on words.

Dr. Gerlach felt that the proposed amendment would be too broad, and Dr. Fatemi took the contrary stand because of protection of minorities.

The motion was put to a vote and lost.

Dr. Sumner moved to amend Item 1 with the addition of the words, "elected by and", from those administrators, etc. The motion was seconded and carried.

The amended section of Item 1 now reads:

"A Search Committee shall consist of regular members of the faculty, one elected by the faculty of each degree-granting College, plus two representatives elected by and from those administrators listed in Article II, Sections A and B of the Bylaws of the University Council, and two students selected by the Associated Student Government..."

In response to some concern lest students not be allowed to nominate candidates for Academic Vice President, Dr. Gerlach suggested that in Item 2, the words "faculty, administration", be replaced by the words, "University community". Dr. Jackson accepted this amendment.

Item 2 now reads:

"The Search Committee shall carry out an extensive search, soliciting nominations from the members of the University community and appropriate sources outside the University."



## UNIVERSITY COUNCIL MINUTES, SPECIAL MEETING, 3/1/73

The motion to adopt the amended statement as an addition to the Faculty Manual in A.2.b. was put to a vote and carried.

The final statement now reads as follows:

"1. A Search Committee shall consist of regular members of the faculty, one elected by the faculty of each degree-granting College, plus two representatives elected by and from those administrators listed in Article III, Sections A and B of the Bylaws of the University Council, and two students selected by Associated Student Government. Members of the Committee representing the collegiate faculties must be regular members of the faculty as defined in Section B.1.a. of the Faculty Manual, and must be elected by their respective collegiate faculties. No Committee member shall be a candidate for the position.

This Committee shall select its own chairman and establish its own rules of procedure. The Committee shall receive from the Administration salary range and requirements for the position prior to commencing the search.

2. The Search Committee shall carry out an extensive search, soliciting nominations from the members of the University community and appropriate sources outside the University.

3. The Search Committee shall recommend a list of three candidates to the President.

4. The President may select one candidate from this list for approval by the Board. If no candidate on the list is acceptable or available, the President shall request that the Search Committee submit another list of three candidates."

The next proposal from the Ad Hoc Committee was in 2.c The Deans of the Upper and Professional Colleges and Schools, to add the following at the end of the first paragraph in the section, as a new paragraph:

"They are responsible to the President through the Vice President for Academic Affairs. They are selected as follows:

1. A Search Committee is established within the College.

2. The Search Committee recommends a candidate or candidates to the Vice President for Academic Affairs.

3. If the recommended candidate or candidates are not acceptable or available, the Vice President for Academic Affairs requests the Search Committee recommend additional candidates.

4. The Vice President for Academic Affairs may establish whatever coordinating procedures as may be desirable."

Dr. Richardson asked who determines the composition of the Search Committee under Item 1. It was understood that this would be the prerogative of each College's faculty.



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Dr. Fatemi moved to amend Item 1 to read: "A Search Committee is elected by the faculty of the College." He felt that the procedure could be left to the College. The motion was seconded and carried.

Mr. Switzer inquired why the Dean of the Community and Technical College was not included in Section c instead of Section h, and moved its inclusion in Section c with pertinent heading. It was seconded. It was pointed out that the Ad Hoc Committee had continued the general outline of the present Faculty Manual, and this change might be considered later. The Chair ruled Mr. Switzer's motion out of order, as it could be presented later.

Dr. Gerlach moved to delete Item 4. The motion was seconded and carried.

In reply to Dr. Fatemi's question if "at the discretion of the President" meant the right to "fire" an administrator, the Chair said it did. Dr. Fatemi commented that Council should come up with a procedure for this kind of action. Dr. Richardson observed that the President of the United States gets Senate confirmation on certain appointments, but their tenure in a position is the President's prerogative. He and Dr. Lively agreed that this action would not be taken unless under serious circumstances, and that it must be the President's right.

Section 2. c. now reads as follows:

"The Deans of the Upper and Professional Colleges and Schools..... are responsible to the President through the Vice President for Academic Affairs. They are selected as follows:

1. A Search Committee is elected by the faculty of the College.
2. The Search Committee recommends a candidate or candidates to the Vice President for Academic Affairs.
3. If the recommended candidate or candidates are not acceptable or available, the Vice President for Academic Affairs requests the Search Committee recommend additional candidates."

The next change proposed by the Ad Hoc Committee was 2. e. The Department Heads, and reads as follows:

"The Department Heads including Division Heads in the Community and Technical College are appointed by the Board. [Then add the following after the first paragraph as a second paragraph:] Department Heads are selected as follows:

1. A Search Committee is established within the Department or Division.
2. The Search Committee makes its recommendations to the Department or Division Faculty who in turn recommends a candidate or candidates to the Dean of the College.
3. The Dean of the College may establish whatever coordinating procedures may be desirable, including provision for consultation with representatives of interdependent departments, within or outside the College.



## UNIVERSITY COUNCIL MINUTES, SPECIAL MEETING, 3/1/73

4. If no candidate is acceptable or available the Dean requests the Department or Division recommend another candidate."

Mrs. Clinefelter answered Dr. Richardson's question that it was the intent of the Ad Hoc Committee that, in Item 1, the Department would handle the details of the selection of its own Search Committee.

Dr. Hart moved to amend Item 1 to read "A Search Committee is elected by the faculty of the Department or Division". The motion was seconded.

Concerning the suggestion by Dr. Fatemi that students might be included, it was pointed out that the Department could elect under its own regulations. It might also be too restraining to change wording to "elected within the Department" since some situations, like the present interdepartmental committee in Engineering searching for a Head of Mechanical Engineering, utilize this broader approach effectively.

Dr. Richardson commented that there could be times of emergency when a Department Head might have to be appointed in an emergency, and also keeping any selection committee entirely within the department could perpetuate mediocrity. He advocated the inclusion of a phase providing that "for compelling reasons the procedure could be bypassed." Dr. Leathers cited similar situations on other campuses. Dr. Crabtree suggested that Dr. Richardson draft such a proposed statement. Despite Dr. Fatemi's protest that Item 4 should cover such a situation, Dr. Leathers stated that it was Dr. Richardson's right to draft such a statement.

Dr. Atwood observed that some departments are too small to elect such a Search Committee.

It was suggested that in Item 1 the procedure be established within each College.

Dr. Jackson then moved to substitute the word "Chairman" for "Head" throughout the entire document of proposed revisions in the Faculty Manual. The motion was seconded. He said that he understood that the faculty sentiment was for this change of nomenclature; Dr. Heintz reported that Buchtel College faculty (responding in a recent questionnaire) had preferred "Chairman" and suggested a list of duties and methods of selection.

Dean Hansford asked Dr. Jackson to define the two titles.

Dr. Crabtree considered this suggestion premature and that the change of name and function should be clarified.

Dr. Jackson said he was not suggesting a change in function, only in name, and that he saw no difference between being a department Head and a department Chairman. He recommended the Tulane book, University Functions.

Dr. Gerlach thought there was a big difference in connotation between "Head" and "Chairman" and that "Head" had monarchical while "Chairman" had democratic overtones.

Dean Samad stated that if indeed there is no difference between "Head" and "Chairman", the nomenclature should not be changed.



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Dean Lively interpreted the distinction between "Head" as reflecting an indefinite appointment, and "Chairman" as denoting election for a definite term. He saw further implications in Dr. Jackson's motion.

Dr. Richardson noted that departments have different needs and size and varying situations. He was bothered about the proposed change.

Dr. Fatemi opined the "quality" departments had Heads who acted as Chairmen, and other departments degenerated under the direction of "Heads".

The Faculty Manual, on page 8 of the 1972 issue, he continued, lists duties which have in part been taken over by the faculty.

Dean Petry cited the fact the "Heads" and "Chairmen" are often used interchangeably, as in his College where they are division Chairmen.

Dr. Sumner moved to defer action on the motion to change the name of "Head" to "Chairman" until the Council considers the Ad Hoc Committee's Part III proposal "General Recommendations" (on page 36 of the document under consideration). The motion was seconded.

Dr. Fatemi asked for a roll call vote. (As per the procedure approved at the regular meeting of University Council on May 18, 1972, one-fifth of those present must request such a vote.) The request was approved by sufficient number.

The motion to defer carried, 25 to 18, as the following tally indicates:

Those voting FOR Deferral

G. Atwood ✓  
H. K. Barker ✓  
W. Crabtree ✓  
R. W. Duff ✓  
J. W. Dunlap ✓  
D. R. Durst ✓  
L. Farris ✓  
R. Hansford ✓  
J. Hedrick ✓  
J. Huggins ✓  
D. Jenkins ✓  
E. Kerr ✓  
N. Leathers ✓  
H. Lijeron ✓  
E. Lively ✓  
E. Naes ✓  
W. Petry ✓  
R. S. Roberts ✓  
W. Rogers ✓  
S. Samad ✓  
R. Sandefur ✓  
T. Sumner ✓  
E. Tovey ✓  
A. Voorhees ✓  
M. Wales ✓

Those voting AGAINST Deferral

L. Anderson ✓  
T. Davis ✓  
A. Fatemi ✓  
D. Gerlach ✓  
A. Hart ✓  
P. Hayes ✓  
W. Heintz ✓  
J. Hunt ✓  
D. Jackson ✓  
R. Keller ✓  
J. Lestingi ✓  
D. Moldea ✓  
J. Mowery ✓  
A. Pollock ✓  
J. Richardson ✓  
J. Switzer ✓  
D. Van Fleet ✓  
C. Wilson ✓

Those Abstaining

J. Bee ✓  
M. Briner ✓



## UNIVERSITY COUNCIL MINUTES, SPECIAL MEETING, 3/1/73

Dr. Hart asked and Dr. Leathers confirmed that discussion of Section 2.e. would be continued at a later time.

Dr. Lestingi recommended that an Ad Hoc Committee suggest the differences between "Chairman" and "Head" of departments.

Dr. Leathers said that there is a Committee now working on university governance and related matters—the Ad Hoc Committee to Consider a University Faculty Senate.

On motion, the meeting was adjourned at 5:10 p. m.

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MINUTES OF REGULAR MEETING OF UNIVERSITY COUNCIL, March 15, 1973

The regular meeting of the University Council was called to order by the Chairman, Vice President Noel Leathers, at 3:06 p. m. on Thursday, March 15, 1973, in Business Administration-Law Building 307.

Forty-six of the 64 members of Council were present. Those who were absent with notice were Dr. G. A. Atwood, Dean H. K. Barker, President D. J. Guzzetta, Dr. P. Hayes, Dr. R. P. Merrix, Mr. H. Paul Schrank, Jr., Mrs. Anna Voorhees. Others absent were Mr. M. G. Briner, Dr. J. Coe, Mr. R. W. Duff, Dr. R. Durst, Mrs. L. Farris, Mr. G. Gilson, Mr. J. Hunt, Mr. D. Jenkins, Dr. L. Roemer, Mr. F. Rogacs, Mr. L. Vuillemin.

The Chairman called upon the Secretary of Council concerning any corrections in the minutes of the regular meeting of University Council of February 15, 1973, as printed in the AU Chronicle of March 1, 1973. Dr. Wilson noted that the words "5 p. m." had been omitted on page 3 from the policy on senior grades and should read:

"Grades for degree candidates must be in by 5 p. m. on Wednesday evening of the examination week. In no case may final examinations be given before the official end of classes."

There were no further corrections or additions to these minutes nor to those of the special meeting of February 22, 1973, as printed in the March 1, 1973 of the AU Chronicle. Mr. Switzer moved their approval, seconded by Dr. Gerlach, and the motion carried.

Since President Guzzetta was attending an out-of-town alumni meeting, there were no "Remarks of the President", and Dr. Leathers proceeded to the next item on the agenda which was the reports of the Standing Committees.

Dr. Gerlach, for the Procedural Committee, reported that it had met on March 6 to prepare the agenda for today's meeting; and to appoint Dr. J. Richardson as Chairman of the Ad Hoc Committee to Consider a University Faculty Senate in succession to Dr. Merrix who earlier had resigned the Chairmanship because of the pressure of other duties; and had recommended that Council meet on March 19, beginning at 9 a. m., to consider the further proposed changes in the Faculty Manual. He moved the adoption of the report. The motion was carried.



## UNIVERSITY COUNCIL MINUTES, REGULAR MEETING, 3/15/73

Inasmuch as the Procedural Committee had only suggested the special meeting, Dr. Gerlach moved that University Council meet on Monday, March 19, for further consideration of the proposed changes in the Faculty Manual. Dr. Hittle seconded the motion.

Dr. Roberts asked what length meeting was anticipated.

Dr. Gerlach noted the possibility of using the whole day, with adjournment for lunch. Council could consider the document as a Committee of the Whole, and report back at a later session of Council for possible amendments and final action which would protect the interests of anyone who could not be present, a quorum being required, however.

Dr. Jackson observed that many people had already made plans for the week's "break" between quarters and he felt that a later weekend might even be preferable to this proposal, despite his recognition of the importance of the discussion.

The motion was put to a vote and despite (as Dr. Leathers noted) the unanimous favorable vote by the Procedural Committee, and three abstentions, the motion was strongly defeated.

Dr. Gerlach was requested by Dr. Fatemi to have the Procedural Committee report at the next meeting of Council relative to eligibility of electors for the collegiate elections to Council membership. He wondered whether Deans were allowed to vote.

There was no report from the Executive Committee, according to Dr. Poston.

On behalf of the Academic Policies and Curriculum Committee Dr. Poston moved the adoption of the following motion, which was seconded:

"The Dean of the Summer Session will monitor the summer teaching load of each faculty member making every effort to assure that such loads do not exceed the maximum of 12 load hours. Such summer loads must encompass funded research activities. Any exception to this standard must be approved by the Dean of the appropriate academic college and the Vice President for Academic Affairs."

Dean Major asked to be assured that he would be consulted on the number of hours relative to those in his College.

Dean Naes noted that her College has obligations to various agencies and it was explained that she could ask permission from the Academic Vice President for special situations.

Dr. Jackson expressed concern as to the quality and number of hours in one summer session and recalled that Graduate Council had proposed certain rules. He opposed any exception to extend the number of hours.

In response to a query it was affirmed that the proposal included the Post Session.

Dean Oetjen moved that the words, "including Post Session" be inserted to follow "Such summer loads". The motion to amend was seconded and carried.

Dr. Jackson moved to delete "making every effort".



## UNIVERSITY COUNCIL MINUTES, REGULAR MEETING, 3/15/73

Dr. Fatemi moved to refer the amended statement back to the Academic Policies and Curriculum Committee for discussion and to be reported back at the next meeting of University Council, whether regular or special. The motion was seconded and carried. The amended statement (as committed) reads:

"The Dean of the Summer Session will monitor the summer teaching load of each faculty member making every effort to assure that such loads do not exceed the maximum of 12 load hours. Such summer loads, including Post Session, must encompass funded research activities. Any exception to this standard must be approved by the Dean of the appropriate academic college and the Vice President for Academic Affairs."

Dr. Poston, again for the Academic Policies and Curriculum Committee, moved that Council refer the question of the establishment of a University Ombudsman to the Procedural Committee for the appointment of an ad hoc committee (of faculty and students) to consider the matter. The motion was seconded.

Dr. Fatemi moved to amend the motion to refer the matter to the Faculty Well-Being, Rights and Responsibilities Committee and the Student Affairs Committee simultaneously. This was seconded as a substitute motion.

Dr. Jackson hoped that this would not preclude joint meetings of the two committees.

Dr. Crabtree preferred the assignment to an ad hoc committee because of the pressure of work of the other two Standing Committees.

Mr. Moldea wondered whether student members would be chosen from those on Council or elsewhere. Dr. Leathers answered that they would not necessarily be Council members.

Dr. Fatemi's motion was put to a vote and failed.

Mr. Davis advocated equal representation between students and faculty on an ad hoc committee.

Mr. Moldea moved that committee be comprised of three faculty members and three students. The motion was seconded.

Mr. Switzer inquired why "three and three", as he favored "equal representation" without designating a number.

Dean Oetjen questioned whether an Ombudsman dealt more with student than with faculty affairs.

Dr. Gerlach was troubled at the restrictions placed on the Procedural Committee by the motion. Dr. Fatemi sided with the students since there were no students on the Procedural Committee.

The motion to constitute the committee with three students and three faculty members was put to a vote and failed.

Mr. Moldea moved to amend the original motion by providing for equal representation of faculty and student members. The motion to amend was seconded and carried.



## UNIVERSITY COUNCIL MINUTES, REGULAR MEETING, 3/15/73

The amended motion to refer the matter of a University Ombudsman to the Procedural Committee to appoint an ad hoc committee with equal number of faculty and student members was put to a vote and carried.

For the Athletics Committee Dean Petry announced that one meeting had been held and they had approved the participation of the varsity basketball team in the NCAA tournament. He said the Council knew that yesterday the team had lost in Evansville in the first round, having won the regional last week in Reading.

Dr. Crabtree informed the Council that the Campus Facilities Planning Committee had been meeting and that Mr. Kerr, on a subcommittee, concerned with the naming of buildings, had been preparing a document which would be presented to Council for consideration before the end of the year.

The Faculty Well-Being, Rights and Responsibilities Committee, according to Dr. Jackson, had been asked to prepare a statement on financial exigency and had examined the literature. The Committee was uncertain as to how much Council wished it to report—whether a general policy statement or a detailed "cookbook"!

Dr. Leathers commented that the term is used in the University Bylaws and Regulations, and then in the Faculty Manual.

Dr. Richardson noted that the AAUP in Washington finds its biggest load of complaints is in this area and that Committee A has a general policy statement which could be utilized, although it might of necessity be too general for our purposes, and he favored a "cookbook".

Dr. Crabtree wondered if the Faculty Well-Being Committee had been asked to give one or the other and he and Dr. Roberts asked why there couldn't be a general statement, with a detailed attachment.

Dr. Leathers observed that other campuses have contacted the national office of the AAUP and this could be done as a resource. Dr. Jackson thought this would solve their committee problem!

Dr. Fatemi said that the NEA at Youngstown has such a statement and that it might be appropriate to have such a local statement now before any such financial exigency exists on our campus. He then moved that the Faculty Well-Being, Rights and Responsibilities Committee seek as much advice as possible from technical experts and develop a statement.

Dr. Jackson suggested that some comments might be biased, depending whether they came from tenured or untenured faculty. He advocated the submission of written statements. Dr. Hittle recommended a separate time for hearings from untenured faculty, etc.

As chairman of the Library and Learning Resources Committee, Dr. Lively announced that the move to the new Library building is already under way. The old facility will be closed to students from March 17 to March 26 for the actual transfer.

As chairman of the Research (Faculty Projects) Committee, Dr. Lively reported that the Committee has evaluated 32 proposals and funded 15 (listed elsewhere in this issue of AU Chronicle). Faculty are invited to submit other requests. There is some money left for summer projects.



## UNIVERSITY COUNCIL MINUTES, REGULAR MEETING, 3/15/73

Dean Hansford reported that the Student Affairs Committee had met on March 9. He gave the following summary of the meeting:

The Committee accepted the report of Mrs. Kathryn Vegso, Chairman of the Extracurricular Activities Subcommittee, which recommended recognition of a new group, the University of Akron Chapter of the Students International Meditation Society, whose recognition had been delayed pending receipt of the national constitution. The constitution was reviewed by members of the Extracurricular Activities Subcommittee and met the requirements for University recognition.

Mr. Robert Larson, Chairman of the Awards, Scholarships, Grants and Loans Subcommittee, reported on the first meeting of the subcommittee held February 16, 1973, when copies of the 1972 Fall Quarter and the 1973 Winter Quarter student financial assistance summary reports were distributed for the information of the members. These reports served as the basis of a detailed description by the chairman of all types of financial assistance programs available at the University. The chairman pointed out that since all of the federal and state financial assistance programs had very clearly defined regulations and administrative guidelines, the role of this committee would be confined to the policies governing the granting of those scholarship funds which were under the jurisdiction of the University. He reviewed the experience of the past seven or eight years as to guidelines used in granting these funds, pointing out the changes that had occurred and the rationale for these changes. He enumerated the guidelines which are in effect for the current year and at the next meeting he would present to the committee his recommendations for the guidelines to be followed for the 1973-74 academic year.

Dean Hansford then moved that the report be accepted and that University recognition be granted to The University of Akron Chapter of the Students International Meditation Society. The motion was seconded and carried.

There was no report of the Akron Representative on the Faculty Advisory Committee to the Chancellor of the Ohio Board of Regents, Dr. Fatemi, as the group will not meet again until March 22, by which time, it is rumored, a new Chancellor will be named.

There was also no report from the Ohio Faculty Senate, as the Akron representative, Dr. Merrixx, is recuperating in the hospital.

The first item on the agenda under "Old Business" was the consideration of the entire (except for the Preamble) amended Statement of Student Rights and Responsibilities.

Mr. Moldea, who had today circulated a paper to Council from the Associated Student Government with proposals to amend, moved that the following two sentences be inserted just before the final sentence in Article I:

"However, the student shall be free as possible from imposed limitations that have no direct relevance to his education. Under no circumstances shall the University attempt to impose moral codes upon the students' private conduct."



## UNIVERSITY COUNCIL MINUTES, REGULAR MEETING, 3/15/73

Mr. Davis seconded the motion.

Several faculty members construed "private conduct" as possibly subject to too general interpretation and not including unethical and illegal situations such as purchase of term papers, robbery, etc.

Mr. Davis felt that students should not be repressed for putting their feet on chairs in the Student Center, nor from deviation from dress codes, citing Nursing, etc.

Mrs. Godfrey emphasized the significance of the dress code in Nursing and respect for the Nurse uniform, as an example. She felt that this is not infringement of moral rights.

Dr. Gerlach moved that the second sentence of the amendment be stricken. The motion was seconded.

Following a discussion of the meaning of "moral codes" and "private conduct", Dean Samad stated that a student can follow any moral precepts, but has to conform to University law, and if there is any question in a student's mind of possible unconstitutionality, it is his privilege to challenge the law.

The motion to amend the proposal by deleting the second sentence was put to a vote and carried.

The amended motion to add the statement was put to a vote and carried. It now reads:

"However, the student shall be free as possible from imposed limitations that have no direct relevance to his education."

(This sentence will immediately precede the last sentence in Article I which begins, "The University has an obligation, etc.")

Mr. Moldea moved and Mr. Switzer seconded the reinstitution of the following statement (originally deleted by Council) after the first sentence in Article II—"In Academic Matters" in the Statement of Student Rights and Responsibilities. The sentence proposed read:

"They shall be free to take reasoned exception to the data and views offered in any course of study, and to reserve judgments about matters of opinion."

Dr. Lively asked whether this could be reintroduced, since it had previously been voted out. The Chair ruled that it could.

Following a discussion of the redundancy of the proposed statement with the present paragraph and also of the question of its providing a loophole for students completing course work, and the likely unexpected restriction on free academic inquiry, Dr. Jackson moved a substitute amendment:

"They shall be free to make reasoned counterarguments to the views offered in any course of study."

The motion was seconded.

Mr. Moldea said that he had often proved a faculty member wrong and he wanted this opportunity.



## UNIVERSITY COUNCIL MINUTES, REGULAR MEETING, 3/15/73

Mr. Switzer suggested adding this phrase to the official wording in the first sentence of Article II which would make the beginning read (new words underlined):

"At The University of Akron students have both the right and the responsibility to engage in free inquiry and expression when relevant to the subject under discussion...."

Dr. Jackson's motion to amend was put to a vote and defeated.

The motion to amend by adding the sentence proposed by Mr. Moldea was put to a vote and defeated.

Mr. Switzer then moved to add the words as he had suggested above. The motion was seconded and carried.

Mr. Moldea then moved to add the following words at the end of the first sentence in paragraph 2 of Article II:

"..., not on opinions or conduct unrelated to academic standards. Faculty members should evaluate student performance with scrupulous adherence to professional standards and without prejudice to the expression of views that may seem controversial."

The motion was seconded.

Dr. Fatemi noted that this statement is in the Statement of Faculty Rights and questioned the necessity of including it with the Statement of Student Rights.

Mr. Williams felt that including it might give the students guidelines and be more readily available to them.

Dr. Anderson agreed with the concern of students, but said that in the present wording of the document, "solely" has sufficiently clear implications.

The motion to amend by adding the wording proposed by Mr. Moldea was put to a vote and lost.

Mr. Moldea moved to add a statement at the end of the last paragraph (on page 2) of Article II, as follows:

"The advisor shall provide information about requirements for graduation and shall advise the student with regard to electives and their number of credit hours carried per quarter. The advisor may insist upon registering the student for required courses, but with regard to electives, the student shall have the final say."

The motion to amend was seconded.

Dr. Lestingi moved to change the word "advisor" to "department" to conform to special practice currently on campus. The motion was seconded.



## UNIVERSITY COUNCIL MINUTES, REGULAR MEETING, 3/15/73

Dean Sumner offered a friendly amendment requesting that "department" be added and not replace "advisor", since many undergraduates are not advised through departments. This was accepted.

Dean Samad pointed out that in some instances the student would not have the requisite background and knowledge to have final authority to select his electives.

The motion to amend by adding "advisor or department" in the proposed new addition to the last paragraph in Article II was put to a vote and carried.

There was discussion as to the meaning and importance of core electives and free electives, and the need for possible emphasis on their differences. Dr. Lively called attention to redundancies in the Article and proposed changes.

Dr. Anderson moved that the last sentence in the proposed additional statement be deleted. The motion was seconded and carried.

Mr. Davis complained that Council did not consider the students' views in their voting.

Dr. Richardson moved to amend by adding these words (underlined):

"The advisor or department shall provide information about requirements for graduation and shall be available for consultation with students in regard to electives and [their] number of credit hours carried per quarter."

Mr. Switzer considered this redundant with earlier sections of the Article II.

Dr. Bee offered the following substitute amendment as a second sentence to be added to Mr. Moldea's proposal:

"With regard to free electives, not stipulated in the degree program, the student shall have freedom of choice."

The motion was seconded by Dr. Fatemi.

It was Mr. Williams' opinion that all amendments were redundant and he opposed any.

Dr. Richardson withdrew his motion in favor of Dr. Bee's.

Dean Major reminded Council of the origin of the free electives, which followed the change of compulsory ROTC to voluntary, and that those nine hours were to be left completely to the choice of the student. He had recently called this to the attention again of Engineering faculty members. He recommended that all Colleges be informed anew of this guarantee to the students.

Definition of cognate and free electives was mentioned.

Dr. Bee's motion was put to a vote and carried.

The amended motion to add a statement to the last paragraph of Article II was put to a vote and carried. It now reads:



## UNIVERSITY COUNCIL MINUTES, REGULAR MEETING, 3/15/73

"The advisor or department shall provide information about requirements for graduation and shall advise the student with regard to electives and number of credit hours carried per quarter. With regard to free electives, not stipulated in the degree program, the student shall have freedom of choice."

Dean Samad moved to amend Article II by adding a new paragraph at the end of the second paragraph to read:

"A student should avoid plagiarizing the words or ideas of another; that is, he should not in any written assignment intentionally pass off as his own the words or ideas of another. A student should familiarize himself with the rules for the form of citation applicable to the discipline in which he is writing. A student should avoid aiding or abetting the commission of plagiarism by another student."

The motion was seconded by Dr. Gerlach.

Mr. Moldea opposed this amendment because the subject was mentioned in the Student Disciplinary Code and therefore he thought it unnecessary to be included here.

Dr. Crabtree felt that some students don't know what plagiarism is and that this subject is not the only redundant one in the Statement of Student Rights. He favored its inclusion.

There followed a discussion relative to newspaper ads for term papers and their impropriety, the possibility of including in the amendment other things beside plagiarism, and the suggestion that such a statement calls attention to the failure of the faculty to advocate the search for truth. Dr. Gerlach emphasized that if students argued the need to have guidelines easily accessible, then this surely belonged in the Statement of Student Rights and Responsibilities.

Dean Samad observed that Mr. Moldea didn't mind redundancy in other matters such as student rights, that it is important for students to learn how to cite quotations, and that the "A" Book does not cover "aiding and abetting". For an institution which is dedicated to truth and honor, he asked, what harm could there be in emphasizing these.

Dr. Hart asked for a definition of abetting, and said under these provisions he could not refer students to the library because they might plagiarize and he might then have aided and abetted plagiarism.

Dean Samad said he was shocked that a philosophy professor would hesitate to refer a student to the library.

Dr. Poston said that passing on a term paper to another student was an example of abetting.

The motion to add Dean Samad's amendment to follow the second paragraph of Article II was put to a vote and carried.

Mr. Moldea moved that the word, "written", be inserted in the second paragraph of Article III. Student Records, to read as follows:

"Copies of the official and unofficial academic records may not be released to persons or organizations outside the University except upon written request of student..."



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The motion was seconded.

Mrs. Godfrey noted that this word had been deleted from earlier copies, on Council vote.

The motion to add the word "written" was put to a vote and carried.

Mr. Moldea moved that the following sentence be substituted for the second sentence in paragraph two of Article III:

"Application by the student to another college or university implies permission to release transcripts and academic records to that institution."

The motion was seconded.

Dean Oetjen felt that this would work against the best interests of the student.

Mr. Moldea then asked to make "a friendly amendment" to his own amendment by adding the words, after "or University": "or possible place of employment."

It was pointed out that many requests might come disguised as employers which the student might not have authorized. Dr. Lively reiterated the danger of insisting on "written" for the many reasons cited when the word was eliminated previously, and that it would frequently work to the detriment of the student in situations involving oral communication.

Dean Hansford stated that a student's academic record is now considered public property under the law.

The motion to replace the second sentence by the above sentence was put to a vote and defeated.

The meeting was adjourned at 5:05 p.m. on motion.

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Any comments concerning the contents of AU Chronicle may be directed to the Office of the President or to the Executive Director of University Relations and Development.

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PROJECTS APPROVED BY THE FACULTY RESEARCH COMMITTEE 1972-73

(As of February 1973)

	<u>Amount</u>
June K. Burton "History and Historians During the Revolutionary Era (1750-1850)"	\$ 650.00
Nathan F. Cardarelli "Toxicity of Molluscicides to Fish at Ultralow Concentrations"	95.90
T. Y. Chang "Bearing Capacity of Sandstone"	600.00
David R. Durst "Finance Company Intrastate Debt Financing"	150.00
Michael F. Farona "Investigation of Scandium Compounds as Homogeneous Catalysts"	272.00
Robert F. Gaebel "The Manuscript Tradition and the Text of the Georgics of Vergil"	400.00
T. Neal Garland "Effects of the First-Born Child Upon the Black Family"	400.00
H. Roger Grant "The Progressives and Utopia: Secular Communes in America, 1890-1920"	500.00
Brian D. Kayser "College Drug Use"	500.00
David E. Kyvig "The Repeal of the Eighteenth Amendment"	400.00
Elaine Z. Lasky "Auditory Processing in Normal Subjects and Language-Handicapped Subjects"	854.00
Laurence J. C. Ma "Urban Economic Activities in Late Imperial China (ca. 1400-1800)"	200.00
Theodore Mackiw "Diplomatic Reports of English Envoy in Moscow, 1704-1710"	100.00
Grace L. Powell "Spatial Variations in Ohio's Folk Fairs and Festivals"	175.00
Robert L. Zangrando "A Biography of Walter F. White of the NAACP"	500.00
	<u>\$5,796.90</u>

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