

**Texas Tech University
Faculty Senate Meeting
Meeting #234
May 14, 2003**

The Faculty Senate met on Wednesday, May 14, 2003 in the Lankford Laboratory in the Electrical Engineering Annex with President Shane Blum presiding. Senators present were Kvashny, Wilde Buelinckx, Byerly, D'Amico, Gary, Harter, Held, Howe, Watts, Dunham, Dukes, Sherif, Johnson, Duemer, Halsey, Baker, Bai, Frailey, Mann, Russ, Shriver, Camp, Floyd, Marshall, Quinn, Dolter, Lucas, Stinespring, Willis-Aarnio, Curry, Soonpaa and Spallholz. Senators excused were Alford, Donahue. Senators unexcused were Blanton, Aranha, James, Kuriyama, Lee, Roberts, Steinhart, Williams, Yang, Jones, Baker, Reeder, Bradley, Hoo, Hsiang and Tacon.

I. Call to Order. President Shane Blum announced the Call to order at 3:17 pm.

II. Recognition of Guests in Attendance. President Blum introduced the guests in attendance: Interim President Donald Harragan, Provost William Marcy, Vice Provosts Liz Hall and Jim Brink, Vice President of Operations Max Hinojosa, Operations personnel Cherie King, Linda Stafford, Douglas Chowling, Buddy Knox, Thomas Doyle, Dewey Shroyer, Art Glick, Jack North, and Thomas Doyle, Past President of the Student Senate Kelli Stumbo and Staff Senate President Maurice Welch.

III. Approval of the Minutes for Meeting #233. The minutes of meeting #233 were approved as distributed.

IV. Invited Guests. President Blum introduced Dr. Donald Haragan, Interim President of TTU. Dr. Haragan discussed the status of the presidential search. Dr. Haragan reported that the presidential search has made some very good progress. He stated that when he assumed the position of Interim President he was willing to serve until January if necessary because he was not confident that someone could be in place by the beginning of the academic year. Dr. Haragan went on to say that one of the unwritten rules that we have always had is that administrators do not do things in the summer while a large percentage of faculty are not on campus. He then stated that the search committee has identified some outstanding prospects and it will not be possible to defer until the fall interviews of these particular prospects. Dr. Haragan explained that the plan is for a smaller sub-group of the search committee to travel to the campuses of some of these potential candidates and if they decide that they are indeed good candidates they will be invited to the campus. He went on to state that some of these interviews would be during the summer. Dr. Haragan put forth a plea for the Faculty Senate to work with the search committee, and among ourselves, to help insure that a representative group of faculty will be here this summer to take part in the interview process so we can proceed with the search process. He commented that he feels it is important for the university to move forward in this circumstance when the committee has identified some worthy candidates and not wait until the fall to do interviewing because we might lose some of these candidates. Dr. Haragan stated that this does not mean that the process will definitely be completed in the summer, but it would be good for the university if it could be. **President Blum** mentioned that in two weeks he would be a part of one of these screening committees. He went on to say they would travel to Dallas to meet a few of the candidates and then report back to the full committee. President Blum commented that it does not make sense for the committee to stop now, which would waste a few months of work and result in the loss of some of the candidates that have been identified. **Senator Harter** commented it would be helpful if the faculty could be notified by email rather than campus mail. **President Blum** commented that one issue that came up at the committee meeting, which Ben Locke admitted himself, was that notification of the site visits was not adequate during the last search, and that an attempt will be made this time to do a better job of getting the information out. **Vice Provost Hall** mentioned that even though we focus on Jan 1st or Sept 1st as start dates other dates are possible if there are timing issues with the candidates, or the faculty in terms of feedback.

President Blum then introduced **Max Hinojosa**, Vice President of Operations. Mr. Hinojosa then briefly discussed the organizational structure of TTU Operations. First he introduced Cherie King, his Executive Administrative Assistant, and explained that she is responsible for overseeing his schedule. Next, Mr.

Hinojosa introduced Linda Stafford, Coordinator of Facilities Information, and explained that she is responsible for the inventory of all the space on campus. He then introduced Douglas Chowning, Managing Director of the Physical Plant, and briefly described the responsibilities of his position. Mr. Hinojosa pointed out that Mr. Chowning is responsible for overseeing many areas, such as fleet management, business services, custodial services, plumbing, electrical, HVAC, etc. He then introduced Buddy Knox, Managing Director of Traffic and Parking, and explained that he has only been in the position for about two months. Mr. Hinojosa commented that many neat things are on the horizon in Traffic and Parking and asked us to be patient. Dewey Shroyer, Managing Director of Grounds Maintenance, was the next person introduced by Mr. Hinojosa. He mentioned that Mr. Shroyer has been at TTU for over 30 years. Mr. Hinojosa pointed out that TTU recently received an Honor Award for Professional Grounds Management. He also stated that TTU received an award from the Association for Physical plant Administration in both 1990 and 2001. Mr. Hinojosa then introduced Art Glick, Assistant Vice President of Operations. He explained that Mr. Glick is responsible for many duties, including site development, interfacing with the City of Lubbock, and implementing a graphical information management system. The next person to be introduced by Mr. Hinojosa was Jack North, Managing Director of Golf Course Operations. Mr. Hinojosa stated that the golf course is scheduled to open on Sept 12th and 41 tournaments have already been scheduled. The final person to be introduced by Mr. Hinojosa was Thomas Doyle, Managing Director of Environmental Health and Safety. Mr. Hinojosa pointed out that TTU has recently been inspected by a variety of groups and no violations were recorded.

Senator Stinespring brought up a health and safety issue related to the Flint Avenue Parking Garage. The Senator pointed out that a large sidewalk that was built for the dormitories aims student's right at the outlet to the parking garage, which creates a very hazardous situation. **Mr. Hinojosa** stated that this problem is under evaluation and he hopes to have the situation resolved by the end of the summer.

Senator Held asked if TTU is planning to build additional garages. **Mr. Hinojosa** responded that they would like to do so but the bonds needed to support the construction cannot be issued until TTU reduces its debt load, which will probably take two to three years. He stated that they have been blown away by the success of the first garage. Mr. Hinojosa explained that if they do another garage they would like to have a student referendum to see if students would support an all student garage. He stated that this would alleviate some of the student parking in the current garage, which would create more parking for faculty and staff. **Senator Held** asked where the next garage would be located. **Mr. Hinojosa** responded that it would be built on the north side of the campus, probably where Thompson and Gaston Halls are currently located. **Senator Held** asked if they are still planning to build a garage at the site of the current bookstore. **Mr. Hinojosa** replied that this garage is still on the master plan, but he is not sure this is the best spot for a garage. He explained that there are other potential uses for the bookstore building, and that a parking garage at that location would block a major artery into campus. **Senator Held** asked if a traffic impact study would be done before additional parking garages are built. Mr. Hinojosa responded that the answer is yes.

Vice Provost Brink asked if the success of the Flint Avenue Parking Garage means that we could look forward to a reduction in our parking fees. **Mr. Hinojosa** responded that no, it does not. **Senator Watts** asked why this is not the case. **Mr. Hinojosa** responded that the parking garage added to our debt load and this debt has to be serviced through parking fees. He went on to say that parking fees did not go up this year because the new garages that were planned have not been added.

Senator Dolter raised an issue related to the R11 lot. The senator stated that there may be a problem with the park and pay system in this lot in the fall. He pointed out that many of the activities in the School of Music will start at 7:00 and the park and pay system goes off at 8:00, and asked if it is possible to push the 8:00 hour back to 7:00. Mr. Hinojosa replied that it is possible to make these kinds of adjustments in the system but he would like to watch the system work for a while before he makes these kinds of adjustments. **Senator Lucas** asked if it is possible to set individualized times for each lot. **Mr. Hinojosa** replied that multiple times get confusing, so standardization is the way to go.

Senator Spallholz asked what we are planning to do about guest coming to campus to attend conferences- should we expect them to pay six dollars a day for parking. **Mr. Hinojosa** replied that TTU has an events

coordinator that will help work out the parking issues related to conferences. **Senator Dukes** asked how long it would take for the Flint Avenue Parking Garage to pay for itself. **Mr. Hinojosa** replied that we would be debt free on the garage in 20 years.

Senator Held commented that the Montford administration was gung-ho on privatizing the whole of Operations and he has recently heard rumors that privatization is again being considered. The Senator asked to what extent this is being considered. **Mr. Hinojosa** replied that a limited number of services have been privatized, and these are the ones that private contractors are able to do better than we can. He stated that these are things such as elevator maintenance, disposal of hazardous waste and maintenance of the TV tower. **Mr. Hinojosa** went on to say that attempts to completely privatize Operations have met with disaster at other institutions such as the University of Pennsylvania and Baylor College of Medicine. **Senator Held** stated that as Chair of the Budget Study Committee he would like to make aware of any attempts to do this so he can help prevent it from happening.

Senator Dunham asked if there are plans to adjust heating and cooling to deal with the budget cuts. **Mr. Hinojosa** replied that the temperatures of campus buildings would be elevated to 76 degrees during the summer. He explained that this would save enough money to prevent any layoffs of operations personnel. **Senator Dunham** asked if this applies to evenings and weekends. **Mr. Hinojosa** replied that when rooms are needed for classes and special events in the evenings and on the weekends arrangements would be made to cool those rooms. He explained that Kay Dowdy takes care of making these arrangements.

Senator Lucas asked if there is a continuing evaluation of overbooking of the parking lots. **Mr. Knox** replied that parking lot utilization is constantly being monitored. He went on to say that area reserve lots are not overbooked, only commuter lots. **Senator Lucas** asked if there is a plan to develop a better system for overflow parking when area reserved lots are full. **Mr. Hinojosa** replied that they would be more than happy to explore this for those lots that seem to be a problem. **Senator Harter** asked if **Mr. Hinojosa** is aware of the problems that have been created in the R3 lots by park and pay. She stated that the park and pay system is selling parking for reserved spots. **Mr. Knox** responded that they are in the process of adjusting the system to eliminate this situation. **Senator Held** asked if he heard correctly that area reserve lots are not oversold, for instance, if the lot has 100 spaces only 100 permits are sold. **Mr. Hinojosa** replied that this was correct. **Mr. Knox** corrected him and stated that the number of permits sold for each lot is based on a utilization study conducted during the middle of the semester, and that most of the lots are in fact oversold. He went on to say that no lot is oversold more than 120%.

Senator Dolter asked what he should tell students when they ask why they have to pay for a parking space in the evenings. **Mr. Hinojosa** replied that they should not be asking this if they have any kind of parking sticker, and if they don't the answer is that everyone who uses the facilities should share the cost of those facilities.

Senator Held asked for a clarification as to what extent TTU is collaborating with the McDougal Corporation on development in the North Overton area. **Mr. Hinojosa** replied that he is not aware of anything at the present time. **Senator Held** commented that he had heard that some type of tax-free dormitory or hotel was being planned. **Mr. Hinojosa** responded that it was slated to be a private development that would come in, and in conjunction with TTU, build a hotel/conference center that would benefit the RHIM program, and give us conferencing capabilities that we don't have at the present time. He went on to say that TTU would not buy into this thing, but partner on how it would work in conjunction with TTU.

Senator Stinespring stated that he is paying a premium for parking in the Flint Avenue Parking Garage, but he usually has to park on the roof because students get first choice on the parking spots. **Mr. Hinojosa** replied that the only way to alleviate this is to purchase a reserved parking spot.

V. Old Business. President Blum discussed the report from the Faculty Status and Welfare Committee which details proposed changes to section D of OP30.15. President Blum explained that he reviewed the OPs from all of the Big 12 schools and most were just as vague as ours. He commented that the only OP that appeared to have any teeth was the one from Texas A&M. He explained that the second paragraph of

the proposed changes are from this OP. President Blum went on to explain that proposed changes to the current OP 30.15 appear in italics. The wording proposed by the committee for section D is as follows, with changes in bold italics:

“These individuals serve *with the approval of the faculty, dean Provost and President* in their administrative capacities without tenure and at the discretion of the immediate supervisor. Each associate/assistant dean, department or area chairperson will be reviewed *annually by tenure and tenure-track faculty within the college/department*. The Administrator Evaluation Form (Attachment A), *or an equivalent form produced by the college/department and approved by the Provost’s office, shall* be used. *Additional confidential* input from faculty, administrators, and others as appropriate *may also be considered*.

This evaluation will also include a poll of the faculty on whether the associate/assistant dean, department or area chairperson should continue in office with the results transmitted to the dean. The dean shall consider the results of the review, faculty vote, and other factors in determining the status of the administrator. The dean’s decision regarding the incumbent’s tenure will be communicated by the dean to the faculty.”

Senator Stinespring commented that he is in great approval of the concept, but it appears that there are a couple of defects in the wording. He stated that the first sentence that adds “with the approval of faculty” but also includes “at the discretion of the immediate supervisor” appears to create an irresolvable conflict. He went on to say that the last sentence in the second paragraph, which reads, “The dean’s decision regarding the incumbent’s tenure will be communicated by the dean to the faculty”, should be changed to make it clear that this refers to tenure in the position. **President Blum** responded that he agrees with the Senator. **Senator Held** stated that he would like to propose a friendly amendment to the first sentence of the second paragraph adding “and to the faculty” at the end of the sentence. **President Blum** responded that this could be added.

Senator Floyd asked if there is a separate OP comparable to this one that deals with deans. **President Blum** replied that no, it is the same OP; deans are addressed under section C. He added that we have not discussed proposed changes to section C. **Senator?** asked if the committee could clarify what is meant by the word “status” in the second sentence of the second paragraph. **President Blum** responded that this refers to whether or not they continue in the position. He went on to say that there is clearly some work to be done on the exact wording. President Blum added that once this is done this wording could be added to the section on deans. **Senator Floyd** replied that he was not asking for that, he just wanted to clarify that we are not addressing evaluation of deans at this time.

Senator Held asked if Provost Marcy had the opportunity to review the wording. **Provost Marcy** responded that this was the first time he had seen it. **Senator Held** followed up by asking if any objections shouted out at him. **Provost Marcy** replied that some of these things would be easier if we just simply sat down and negotiated them rather than trying to wordsmith all these items.

VI. New Business. President Blum recognized Senator Lucas who asked if there are some issues that should be worked on, or agreed upon, by the various Senates. He suggested that a representative of each body should attend the other meetings. **Senator Held** responded that he is the Faculty Senate liaison to the Student Senate, but he has always attended the meetings at the request of the Student Senate. He added that the Student Senate knows that they have a conduit to get to us anytime they need to. **Maurice Welch** added that the three groups have met together on certain occasions in the past to address specific issues that affected all three bodies.

Senator Held asked Provost Marcy to update us as to whether a six percent budget cut is still reasonable given the fact that we have raised local tuition twenty-one percent, and we will be allowed by the legislature at some point in the future to raise our state tuition by a substantial amount. **Provost Marcy** replied that the six percent was a worse case planning exercise and is not anything that has operational meaning at this point. He explained that everyone was asked to apply this rough cut to every item in the

budget and prioritize where they would like to make the cuts. The Provost went on to say that the actual cut may be more like three percent, and the budgets will be adjusted to reflect this. **Senator Watts** asked the Provost when the unbudgeted frozen accounts might be released. **Provost Marcy** responded that these unbudgeted funds were used to pay faculty and staff salaries this summer. He added that as soon as all the tuition revenue comes in from students paying their bills they should be able to back fill those accounts. **Senator Watts** asked how faculty salaries will be paid if there is no state budget by September. **Provost Marcy** responded that this would probably be by some kind of continuing resolution that allows institutions to continue to spend money at some reasonable rate, which he suspects will be last years budget discounted by some factor.

President Blum then introduced **Dr. Donna Bacchi** who gave some history on changes to the smoking policy detailed in Op 60.15. Dr. Bacchi explained that she and several members of Tobacco Free Tech met with President Schmidly in 2002 to discuss the current policy and additional changes that needed to be made. She explained that other than posting signs explaining the current policy little has been done since then. Dr. Bacchi stated that the policy was scheduled to be reviewed in 2003. She mentioned that the two major issues related to changes in the OP are where the smoking receptacles should be located and whether tobacco should be sold in the student union, which is the only place on campus where tobacco is currently sold. Dr. Bacchi explained that anything that is in italics or crossed out in the copy of OP that she provided is a proposed change to the current OP. **Kelly Stumbo** then discussed the position of the Student Senate on the smoking policy. She stated that the student Senate feels a distance of 12 feet from the building is acceptable for the smoking receptacles and that the receptacles should be concreted to the ground so they can't be moved closer to the building by smokers during inclement weather. The second recommendation was that the east balcony of the United Spirit Arena should stay a smoking area as it currently is. The third recommendation was that tobacco sales in the Student Union should be continued. Ms. Stumbo explained that every dollar of revenue from tobacco sales go into support of the facilities and student programs. She went on to explain the tobacco sales generate approximately \$100,000 in revenue annually, and this money is very important in a climate of declining state funding. The last recommendation was that citations and fines should not be imposed for violations of the smoking policy.

Senator Dunham asked if the Student Senate is in support of a smoking ban in the dorms. **Ms. Stumbo** replied that they strongly support this position. **Dr. Bacchi** added that a poll of 600 students revealed that a majority of the respondents were in support of a smoking ban in the dorms.

Senate Dolter asked when the ban on tobacco sales in the Student Union would go into effect. **Ms. Stumbo** responded that it has not been decided yet that there will even be a ban. She went on to say that that is why she is here: to get our opinion on this issue before the decision is made. **Senator Dolter** commented that it seems that if sales of tobacco products are banned student fees might go up. **Dr. Bacchi** added that the administration has offered to make up the lost revenue during the initial year. **Ms. Stumbo** commented that the problem the Student Senate had with this plan is that the money is only promised for one year.

Senator Howe commented that he hopes the smoking policy can be drafted in such a way that the smoking area in the United Spirit Arena is not lost. **Dr. Bacchi** commented that there are no smoking areas in the football stadium and the fans seem to have adjusted.

Senator Floyd asked when the regents would make a decision on the smoking policy. **Dr. Bacchi** responded that they don't have to; this is an internal policy decision. She went on to say that the hope is to have the changes to the policy in place before the next academic year begins. **Senator Floyd** followed up by asking who is responsible for making these decisions. **Dr. Bacchi** responded that the final decision is up to Interim President Haragan.

Senator Stinespring commented that New York City has banned all indoor smoking and put a high tax on cigarettes in an attempt to discourage smoking. He went on to say that this is the wave of the future; we need to act on this major health hazard and not worry about losing a few dollars. **Ms. Stumbo** responded that she supports the contention that smoking is bad for you, but we shouldn't overly restrict the rights of persons on a public campus. **Senator Stinespring** followed up by commenting that his point is that

increasingly smoking will be made inconvenient on purpose in hopes that it will have a chilling effect on a dangerous practice. **Dr. Bacchi** added that the tobacco industry has known since 1978 that if you enact policies such as these it will reduce the number of smokers.

Senator Lucas asked if there is a store in the new Student Union that is designated to sell tobacco products. **Ms Stumbo** responded that currently the Sam's Store is planning to sell tobacco products. **Senator Lucas** followed up by asking if there is any leverage with the upper administration to make up the revenues on a long-term basis if tobacco sales are discontinued. **Ms. Stumbo** replied that they seem to be very supportive of this, but it is not clear where the money will come from long term given our budget situation. **Dr. Bacchi** responded that the plan was to give the money for the first year, and maybe the recommendation could come out of this group that we support a ban on tobacco sales if it can be made revenue neutral in the long term. **Senator Shriver** asked if tobacco products are the only ones that student organizations get revenue from, or is it all products. **Ms. Stumbo** responded that they share in the revenue from the sales of all products. **Senator Shriver** followed up by stating that he understands the need for revenue, but it seems a little oxymoronic on one hand to be saying that this is bad and we don't want people to do this, and on the other hand selling the products that contribute to the problem. **Ms. Stumbo** responded that she agrees, but until we ban smoking completely on the TTU campus she doesn't have a problem with selling tobacco products.

Senator Lucas stated that he supports a proposal that this organization ask the administration to look into a way to find alternate funding on a regular basis, not just for one year, in exchange for a ban on tobacco sales on campus. **President Blum** responded that we no longer had a quorum and could not vote on anything. **Provost Marcy** commented that we are in a zero sum gain in terms of budget; every dollar that we apply to some other purpose comes directly out of faculty salaries; that is the only source of funds. He encouraged us to remember where the funds will come from if we make that proposal. **Ms. Stumbo** commented that her final closing argument is that students come to the university for an education, so we are obligated to educate them on the danger of smoking, but it is not our job to stop them from smoking. **Senator Dolter** commented that students are well represented on the steering committee for the Student Union, and they are very vocal in their positions. He continued by stating that Kelli Stumbo should be congratulated for her fine work on behalf of the student body.

President Blum presented three issues that need to be explored by the Faculty Senate when we resume in the fall. The first was an issue brought to his attention by Senator Watts, which concerned changing email servers in the middle of the semester. He suggested that we make it clear that we would like to have notification in advance when these changes are going to be made, and explore having these kinds of changes made at a more convenient time. The second issue, which was brought to President Blum's attention by Gary Elbow, was that the evacuation policy needs to be evaluated. Currently, TTU has no OP for evacuation procedures. The third issue, also brought up by Gary Elbow, is that the policy on freedom of speech needs to be evaluated. Currently, there is an OP on what is expected of visiting speakers, but none on what is expected of students and faculty.

VII. Announcements. **President Blum** announced that the Faculty Senate still needs one senator from the College of Arts and Sciences.

VIII. Adjournment. President Blum adjourned the meeting at 5:18pm.

Respectfully submitted
Brent J. Shriver
Secretary, Faculty Senate