



**MINUTES\***

**Spring 2012 CARTA Faculty Assembly Meeting, March 22, 2012**

*\*Pending Ratification by the CARTA Assembly.*

Respectfully submitted by **E. Ozer**, Secretary of the CARTA Assembly, on April 17, 2012.

**Attendance List:**

**Office of the Dean**

<b>PRESENT (2)</b>	<b>ABSENT (1)</b>
A. Drisin (Associate Dean; Non-voting member)	B. Schriener (Dean; Non-voting member)
K. Fuller (Associate Dean; Non-voting member)	

**Architecture Department**

<b>PRESENT (9)</b>	<b>ABSENT (7)</b>
M. Benjamin	A. Andia
J. Canaves	C. Busch
J. Chandler	M. Nepomechie
E. Goldenberg	G. Read (Sabbatical Leave)
N. Nedev	D. Rifkind
E. Newman	C. Rosales
E. Peterson	T. Spiegelhalter
J. Stuart (Department Chair; Non-voting member)	
S. Vassigh	

**Interior Architecture Department**

<b>PRESENT (1)</b>	<b>ABSENT (3)</b>
P. Abbott	J. King (Department Chair; Non-voting member)
	K. Rothfield
	S. Sherman

**Landscape Architecture Department**

<b>PRESENT (2)</b>	<b>ABSENT (2)</b>
E. Ozer	J. Bueno
R. Rovira (Department Chair; Non-voting member)	M. Canaves

### Music Department

PRESENT (5)	ABSENT (18)
D. Dolata	J. Augenblick
R. Dundas (Chair of the Assembly; Non-voting member)	C. Benedict
J. Lopez	B. Bernhardt
M. Vitenson	J. Calloway
K. Wilson	G. Campbell
	R. Davidovici
	J. Galand
	O. Garcia (Department Chair; Non-voting member)
	K. Gekic
	J. Hacker
	D. Hardin
	M. Klotz
	M. Littley
	G. Nowak
	M. Orta
	J. Ousley
	C. Rand
	J. Sudol

### Theatre Department

PRESENT (3)	ABSENT (7)
P. Church	Mitan, Daniel
Dreikosen, Jesse	Pareja, Mariana
Galaska, Tony	Robinson, Wayne
	M. Skow (Department Chair; Non-voting member)
	Smith, Jennifer
	Timlick, Lesley-Ann
	Yawney, Michael

### Art & Art History Department

PRESENT (1)	ABSENT (14)
R. Buckley	T. Arpad-Cotta
	P. Brant
	W. Burke
	K. Dambach
	C. Damian
	E. Del Valle
	M. Gomez
	D. Guernsey
	J. Kolasinski (Department Chair; Non-voting member)
	W. Maguire
	J. Martinez
	M. Tommerup
	G. Schnarnagl
	B. Watts

## Communication Arts Department

<b>PRESENT (3)</b>	<b>ABSENT (3)</b>
D. Blaeuer	J. Brown (Department Chair; Non-voting member)
S. Schoen	E. Karsh (Sick Leave)
K. Watson	M. Marino

### Chair's Agenda:

- I. Call to order and Roll call
- II. Chair's Report
- III. By-Laws
- IV. Faculty Senate Elections
- V. Review of minutes from meeting on December 2, 2011; vote to approve
- VI. Other Business
- VII. Adjournment

### MEETING COMMENCED at 3:32 pm

#### I. Call to order and Roll call

Chair **R. Dundas** called the meeting to order at 3:32 pm. He briefly introduced the CARTA Steering Committee members to the Faculty Assembly. Secretary **E. Ozer** took the attendance roll; a total of 21 voting members and 5 non-voting members were present. Please see the attendance list on the first pages of this document for further details.

#### II. Chair's Report

Chair **R. Dundas** announced the new CARTA website and informed the Assembly members that the minutes of both the CARTA Assembly meetings and the CARTA Steering Committee meetings are posted, and will continue to be posted, to the new website under the "Governance" section.

Chair **R. Dundas** reported that during a recent Chair's Advisory Council meeting he was informed by a faculty member that the Faculty Senate's Academic Policies & Personnel Committee had completed reviewing the constitutions of the all FIU colleges and prepared a report with comments. Chair **R. Dundas** was able to obtain a copy of that report, and he shared with the Assembly members the comments in the report related to the CARTA Constitution. He read aloud the findings of the report to the Assembly:

1. The College needs By-Laws.
2. The Committee found that rights related to faculty governance and the revision of governing documents were vague and unclear, and of

particular concern to the Committee was the lack of a clear process for revising or amending the Constitution of the College.

3. The Constitution did seem to grant faculty rights to participate in the selection of administrators, but the CARTA constitution does not specify specific processes for such participation.
4. The College's constitution contains very vague language about faculty's right to participate in the evaluation of administrators.
5. No specific rights or processes are listed.
6. Faculty members do appear to have rights to initiate votes of no confidence, but only with regard to the Dean.
7. There was no language in CARTA's constitution indicating appropriate methods of addressing violations of faculty rights.

Chair **R. Dundas** explained that most of the criticisms received were because the By-Laws document did not exist at the time of submission of the Constitution. He believes many points of the criticism in the report can be, and will be, covered in the By-Laws document.

### III. By-Laws

Before starting review of the By-Laws document, chair **R. Dundas** reported that he received specific comments regarding the By-Laws from two faculty members only. He explained that he included those comments into the document in red text, and he requested comments from the Assembly members, with particular regard to those comments.

Chair **R. Dundas** projected the By-Laws document on the screen and read it aloud item-by-item. He often paused to allow for discussion on each comment from the Assembly members. Most corrections involved grammatical errors, omissions, or replacements of words. Significant discussions included:

Article I. → C. → 5. was projected on the screen with comments in red: **“For the purpose of conducting College business, receiving reports and deliberating upon any matter, ten percent (25%??) of eligible members must be present.”**

After a brief discussion, the Assembly members agreed to change the word “eligible” to “voting.” A discussion regarding changing the percentage amount was followed by a motion:

*Motion:*

**K. Wilson:** I move that we change the number to twenty percent of the voting members.

*Second:* **E. Newman.**

*Discussion:*

**D. Dolata:** The Constitution says for the purposes of amendment and revision, which I think the By-Laws are the part of the Constitution; you have to have 51% of the members.

**Several members together:** We don't have By-Laws. We are creating one.

**D. Dolata:** Can you clarify for me the word "deliberating?" Deliberating means voting also?

**R. Dundas:** This is just to conduct business, for us to be here talking. I assume occasionally voting on something we need 20% of the voting members present.

**D. Dolata:** So, this item refers to voting on things other than the Constitution.

**R. Dundas:** Yes, it has nothing to do with amending the Constitution. If we don't have enough people here we can't really meet, we can't do any discussion of the College business at all.

*Vote by show of hands:*

Favor [ 19 ]

Opposed [ 0 ]

Abstain [ 2 ]

*Resolution:* Motion carried.

After the changes Article I. → C. → 5. read as:

**"For the purpose of conducting College business, receiving reports and deliberating upon any matter, twenty percent of voting members must be present."**

Article II. → B. → 5. was projected on the screen as:

**"No candidate for unit chair may be present during the deliberations."**

**J. Canaves:** Check with the Sunshine Law to see if that is acceptable or not. It might be against the state Sunshine Law.

**K. Wilson:** He might be right. You can't exclude anybody from any public meeting.

**J. Stuart:** The Sunshine Law applies only to the meetings which decisions are made. I think this is a meeting that recommendations are made, not decisions. I do believe that these meetings are not technically what the Sunshine Law covers.

**A. Drisin:** It is worth to check.

Article II. → C. → 2. was projected on the screen with comments in red:

**"This right includes participation in the creation of evaluative criteria. (necessary to include language describing implementation??)."**

After a discussion, the members of the Assembly agreed to remove this item from the By-Laws for the time being and wait to hear from the Faculty Senate for further clarifications on the procedures for creating such evaluative criteria.

Article II. → D. → 1. & 3. were projected on the screen with comments and questionable elements in red:

**“If the faculty perceive that there has been a violation of faculty rights within the unit, the faculty may consider and render a vote of “no confidence” in their unit chair in accordance with the College Constitution and these By-Laws.”**

&

**“Motions of “no confidence” shall be made with the support of one third (2/5?) of the faculty eligible, as defined by Article II, Paragraph B of the College Constitution, (remove) to vote for the unit chair’s nomination.”**

These two items were discussed in parallel. Although there was an agreement on changing the voting percentage from one third to two fifth, no motion was made and no voting took place. Assembly members pointed out several contradictions and ambiguities in this section. Chair **R. Dundas** recommended that the Steering Committee members should continue to work on this section for clarification.

Chair **R. Dundas** stated that he wouldn’t ask for a vote on the By-Laws document, since it needs changes. He announced that he would distribute this latest version of the document to the Assembly members. He added that the Steering Committee would be working with the Senate, the Dean’s office, the unit chairs, and anyone who is interested in working on the improvements of the Constitution and the By-Laws. He stated that hopefully the Assembly would be presented the final editions of the Constitution and the By-Laws during the Fall 2012 CARTA Assembly Meeting for vote and ratification.

#### **IV. Faculty Senate Elections**

Chair **R. Dundas** said that he would like to consult with faculty members serving on the Senate or Senate committees regarding the open Senate committee positions. He announced that if any faculty member is interested in serving on the Senate committees, he/she should send an email to chair **R. Dundas**. He said, the voting would be held during the next two or three weeks, as soon as he receives all nominations for the positions.

**V. Review of minutes from meeting on December 2, 2011; vote to approve**

Chair **R. Dundas** asked for the approval of the minutes of the last Assembly meeting that was held in December.

*Motion:*

**R. Buckley:** I move we approve the minutes.

*Second:* **E. Ozer.**

*Vote by show of hands:*

Favor [ 15 ]

Opposed [ 0 ]

Abstain [ 0 ]

*Resolution:* Motion carried.

**VI. Other Business**

**K. Wilson** announced the open house that was hosted by the United Faculty of Florida.

**VII. Adjournment**

**MEETING ADJOURNED at 4:48pm**