

UNIVERSITY OF TORONTO

THE GOVERNING COUNCIL

DECEMBER 16, 2010

MINUTES OF THE MEETING OF THE GOVERNING COUNCIL held on December 16, 2010
at 4:30 p.m. in the Council Chamber, Simcoe Hall, University of Toronto.

Present:

Mr. John F. (Jack) Petch (In the Chair)
Mr. Richard Nunn (Vice-Chair)
Professor Varouj Aivazian
Professor Robert L. Baker
Professor Philip H. Byer
Mr. P. C. Choo
Mr. William Crothers
Ms Judith Goldring
Ms Joeita Gupta
Dr. Gerald Halbert
Professor Ellen Hodnett
Ms Shirley Hoy
Professor Christina E. Kramer
Mr. Kent Kuran
Mr. Nykolaj Kuryluk
Professor Louise Lemieux-Charles
Mr. Joseph Mapa
Professor Emeritus Michael Marrus
Ms Natalie Melton
Professor Cheryl Misak
Mr. Gary P. Mooney
Mr. Jeff Peters
Mr. Tim Reid
Professor Arthur S. Ripstein
Professor Andrea Sass-Kortsak
Professor Elizabeth M. Smyth
Miss Maureen J. Somerville
Mr. Olivier Sorin
Professor Janice Gross Stein
Mr. W. John Switzer
Professor Franco J. Vaccarino
Dr. Sarita Verma
Ms B. Elizabeth Vosburgh
Mr. Greg West
Mr. W. David Wilson

Secretariat:

Mr. Louis R. Charpentier
Mr. Anwar Kazimi
Mr. Henry Mulhall

Regrets:

The Honourable David R. Peterson, Chancellor
Professor C. David Naylor, President
Ms Diana A.R. Alli
Professor William Gough
Ms Florence Minz
Mr. George E. Myhal
Mr. James Yong Kyun Park
Ms Melinda Rogers
Ms Priatharsini Sivananthajothy
Ms Rita Tsang

In Attendance:

Professor Angela Hildyard, Vice-President, Human Resources and Equity
Mr. David Palmer, Vice-President and Chief Advancement Officer
Ms Cathy Riggall, Vice-President, Business Affairs
Professor Hargurdeep (Deep) Saini, Vice-President and Principal, University of Toronto
Mississauga (UTM)
Professor Peter Lewis, Associate Vice-President Research
Dr. Tim McTiernan, Assistant Vice-President, Government, Institutional and Community
Relations
Ms Gillian Morrison, Assistant Vice-President, Divisional Relations and Campaigns
Professor Edith Hillan, Vice-Provost, Faculty and Academic Life
Professor Scott Mabury, Vice-Provost, Academic Operations
Professor Jill Matus, Vice-Provost, Students
Professor Cheryl Regehr, Vice-Provost, Academic Programs
Mr. Steve Bailey, Director, Office of Space Management
Ms Sheree Drummond, Assistant Provost
Professor Emeritus Joan Foley, University Ombudsperson
Ms Maria Galvez, Vice-President, University Affairs, Students' Administrative Council (SAC)
which operates as the University of Toronto Students' Union (UTSU)
Ms Nora Gillespie, Legal Counsel, Office of the Vice-President and Provost, Office of the Vice-
President Human Resources and Equity
Dr. Anthony Gray, Special Advisor to the President
Dr. Jane Harrison, Director, Academic Programs and Policy, Office of Vice-President and
Provost
Mr. Christopher Lang, Director, Appeals, Discipline and Faculty Grievances
Mr. Adrian Leung, University of Toronto Peer Tutoring
Ms Bryn Macpherson, Executive Director, Office of the President
Mr. Steve Moate, Senior Legal Counsel, Office of the President
Ms Laurie Stephens, Director of Media Relations and Stakeholder Communications
Ms Meredith Strong, Director of the Office of the Vice-President, University Relations

IN ACCORDANCE WITH A DETERMINATION BY THE EXECUTIVE COMMITTEE PURSUANT TO SECTIONS 38 AND 44 OF BY-LAW NUMBER 2 OF THE GOVERNING COUNCIL, ITEMS 1 AND 2 ON THE AGENDA WERE CONSIDERED BY THE GOVERNING *IN CAMERA*

THE MEETING BEGAN *IN CAMERA*.

1. Report Number 54 of the Committee for Honorary Degrees

On individual motions duly moved, seconded, and carried,

It was Resolved:

THAT the recommendations contained in Report Number 54 of the Committee for Honorary Degrees be approved; and

THAT the Chancellor and the President be empowered to determine the degree to be conferred on each candidate and the date of the conferral.

2. Code of Behaviour on Academic Matters: Recommendations for Expulsions

On individual motions duly moved, seconded, and carried,

It was Resolved:

THAT the President's recommendations for expulsions, as outlined in the memoranda and supporting documentation from the Secretary of the Governing Council, dated October 20, 2010 for October 28, 2010 and December 8 for December 16, 2010, be confirmed.

THE GOVERNING COUNCIL MOVED INTO OPEN SESSION.

3. Chair's Remarks

(a) Welcome

The Chair welcomed the members and guests to the meeting. The Chair informed guests that the President was in Greece as a member of an International Advisory Committee that was reviewing the Greek university system. Professor Cheryl Misak was the Acting President.

(b) Appointment of Lieutenant-Governor-In-Council Members to Governing Council

The Chair announced that the Lieutenant Governor had issued the orders that Mr. Brent Belzberg and Mr. Suresh (Steve) Gupta be appointed to the University of Toronto Governing Council for a period of three years, effective the 8th day of December 2010.

3. Chair's Remarks (cont'd)

(c) Awards and Honours

The Chair informed members that Ms Rita Tsang had been recognized as the Ernst and Young Entrepreneur Of The Year 2010 for the Ontario region, in the category for Hospitality and Tourism. The Chair also extended his congratulations to Ms Catherine Riggall, the Vice-President, Business Affairs for having recently been selected by the Women's Executive Network as a recipient of its 2010 Canada's Most Powerful Women: Top 100TM Awards in the public sector leaders category.

(d) Governing Council and Academic Board Elections

The Chair emphasized the importance of the upcoming Governing Council and Academic Board Elections. He stressed the need to identify individuals who had the knowledge and experience to participate meaningfully in governance deliberations, and who brought an informed perspective to the table. The Chair urged members to encourage their colleagues to participate in the elections.

At the Chair's invitation, the Secretary informed members that elections would be held in 2011 to fill vacancies on the Governing Council and on the Academic Board as of July 1, 2011. Elected student members would serve one-year terms, while all other elected members would serve three-year terms. Nominations would be accepted for the three alumni vacancies on the Governing Council between noon on December 13, 2010 and 5:00 p.m. on January 28, 2011. Nominations for the three teaching staff and eight-student vacancies on the Governing Council, 15 teaching staff and 1 librarian vacancies on the Academic Board would be accepted between noon on January 7, 2011 and 5:00 p.m. on January 21, 2011. He advised that the Chief Returning Officer would be available to respond to any questions.

The Secretary also indicated that the *Election Guidelines 2011* for the election process had been conditionally approved by the University Affairs Board on November 2, 2010, subject to the approval of item 7(b) on the Governing Council's agenda.

4. Minutes of the Previous Meeting of October 28, 2010

Approval of the minutes of the October 28, 2010 meeting was deferred until the meeting of February 17, 2011. A member had sent the Secretary a request to consider changes to the minutes. The Chair and the Secretary would review the suggested changes provided by the member and consider any revisions to the minutes. Members would be provided with the revised minutes prior to the meeting of February 17, 2011.

5. Business Arising from the Minutes of the Previous Meeting

Item 6 (b) *Policy on the Temporary Use of Space at the University of Toronto*

The Chair invited Professor Jill Matus, Vice-Provost, Students, to provide an update on the establishment of a working group to seek further input on the Procedures related to the *Policy*. At the previous meeting, Professor Misak had stated her intent to establish the working group.

Professor Matus reported that the process for the formation of an advisory committee on the *Policy on the Temporary Use of Space at the University of Toronto* had begun. The committee would offer a forum for students and others to raise issues and provide input on the Procedures under the *Policy*. The Terms of Reference and the composition of the committee were in place. This information was to be made public as the advisory committee embarked on its mandate. Submissions and comments on the Procedures under the *Policy* would be solicited more broadly from the University community. The advisory committee would include representatives from the student unions at the three campuses. It was expected that the committee would begin its work in early 2011. Professor Matus and Mr. Jim Delaney, Director, Office of the Vice-Provost, Students, had met with student governors and presidents of student societies and had engaged in informal discussions about the *Policy*.

In the discussion that followed, in response to a concern that representatives of student bodies had not received an invitation to participate, Professor Matus clarified that the Terms of Reference and composition of the advisory committee had only recently been set up and that Professor Matus's office would contact representatives of the student bodies shortly with further information. The Terms of Reference of the advisory committee had been developed by Mr. Delaney in consultation with the Office of Student Life and on the advice provided by various student groups, and members of the administration. A member emphasized that it was critical that there be formal representation of student groups on the advisory committee, given the impact of the *Policy* on student groups.

6. Report of the President

Acting President Misak delivered the President's report on his behalf.

(a) Awards and Honours

Professor Misak drew the members' attention to the Awards and Honours list that was included in the agenda package. Professor Richard Greene (Department of English, University of Toronto Mississauga) had been awarded the prestigious Governor General's Literary Award for poetry. Professor Greene's book *Boxing the Compass* had been chosen from among 171 English poetry titles. Doctoral student Mr. Vincent Cheung (Electrical and Computer Engineering) had been named the Global Graduate Student Entrepreneur of the Year for 2010. The award followed the over thirty-five scholarships and eight business plan awards, two Governor General academic medals, and the 2010 Student Entrepreneur National Champion of Canada that had been won previously by Mr. Cheung.

(b) International Students

The Government of Ontario had recently announced the creation of the Trillium Scholarship Program. It would provide 75 scholarships worth \$40,000 per year for four years for international graduate students to pursue doctoral-level studies at Ontario universities. Professor Misak said that this was an excellent and much-needed program, given that Ontario lagged behind many of its peer jurisdictions in the provision of doctoral spaces and funding for international students, and many outstanding applicants were turned away annually. The Provost reported that 15 of the 75 scholarships had been allocated to the University of Toronto. The provincial government had taken steps to address the domestic shortfall in graduate education funding and had allocated \$225 million to this initiative since 2003. It was hoped that the new international scholarships would attract excellent students to Ontario universities, and thereby raise the profile of these institutions globally. It was hoped that the Trillium scholarships would become synonymous with Ontario universities, just as the Rhodes scholarships were synonymous with Oxford University. According to government figures, eighty per cent of international students who graduated from Ontario universities remained within the province after the completion of their program. Recent changes to the Provincial Nominee Program had facilitated the process for advanced degree holders to remain in Ontario. The importance of a highly-qualified workforce to the success of the province's knowledge and innovation-based economy was well-documented. International students who returned to their home countries upon graduation acted as ambassadors, friends and trading partners for the province; strengthening Ontario's academic, cultural and business links around the world.

(c) Inter-divisional Teaching Initiative

The Inter-divisional Teaching Initiative was a two-year pilot program that would provide incentives for graduate-only divisions and faculty to offer undergraduate courses in other divisions. The program would receive incentive funding from the University fund. Providing examples, Professor Misak said that the Dalla Lana School of Public Health and the Faculty of Law might offer courses at the Faculty of Arts and Science. The Provost highlighted some advantages of the initiative:

- Undergraduate divisions would be provided with some additional teaching;
- Graduate divisions would be presented with an opportunity to showcase their highly qualified faculty; this would also serve as a means to recruit talented students to their programs; and
- Undergraduate students would have an enriched curriculum and an opportunity to learn from some of the University's world-renowned researchers who would normally not teach undergraduate students.

(d) Pension Matters

The Provost said that Professor George Luste, the President of the Faculty Association, had circulated a letter at the Business Board meeting of December 13, 2010. The President had provided a response to Professor Luste's letter, which was made available to the Governors. Professor Misak said that the letter from Professor Luste was alarmist in nature and might cause unwarranted panic about the University's pension plan. The Administration was following the province's new framework for all pension plans. The University would seek input on a suite of strategies to reduce its pension deficit and improve the plans' long-term sustainability.

6. Report of the President

(e) Elections

President Misak concluded the President's report by acknowledging the contribution that Governors made to the institution, as well as the significant time and effort that the role required. Professor Misak said that she would be encouraging the University's Principals and Deans to be proactive in encouraging excellent candidates to stand for election, and she urged current Governors to do so as well.

In response to a question from a member, Professor Misak said that faculty members, except for those who were on a special leave were involved in teaching.

7. Items for Governing Council Approval

(a) **Capital Project: Project Planning Report for the University of Toronto St. George Campus Data Centre Renewal**
(Arising from Report Number 170 of the Academic Board [November 25, 2010] - Item 6)

Professor Hodnett outlined the nature and scope of the proposed capital project, as it had been presented to the Academic Board. ¹ The rationale for proceeding with the project had been compelling, and no questions had been raised by members of the Board.

Mr. Wilson reported that the Business Board had reviewed the proposed upgrade; approved its execution, subject to approval by the Governing Council of the project overall, and was satisfied that the price of the project and the sources of funding were appropriate.

In response to a query from a member, Professor Misak emphasized the urgent need for the renewal of the Data Centre. It was expected that the proposed upgrades to the Data Centre would extend its longevity for several years.

It was resolved:

1. THAT the Project Planning Report for the Renewal of the St. George Data Centre in its present location in the McLennan Physical Laboratories Building be approved in principle.
2. THAT the project scope for Phase 1, as identified in the Project Planning Report, be approved at a total project cost of \$5,160,100 with sources of funding as follows:

Information & Technology Services	\$ 2,835,000.00
<u>Central funding</u>	<u>\$ 2,325,100.00</u>
Total	\$ 5,160,100.00
3. THAT, pending available funding, Phase 2 be brought forward to implementation through the Accommodation and Facilities Directorate in accordance with the *Policy on Capital Planning and Capital Projects*.

Documentation is attached to Report Number 170 of the Academic Board as Appendix "B".

¹ See: Report Number 170 of the Academic Board (November 25, 2010), page 9, at: <http://www.governingcouncil.utoronto.ca/AssetFactory.aspx?did=7351>.

7. Items for Governing Council Approval

(b) Approval of New Academic Rank: Sessional Lecturer III

(Arising from Report Number 170 of the Academic Board [November 25, 2010] - Item 7)

Professor Hodnett summarized the proposal as it had been presented to the Academic Board at its meeting of November 25, 2010.² The intention was to designate the new rank of Sessional Lecturer III as an academic rank in order for it to be included in the definition of “teaching staff” under the *University of Toronto Act, 1971*. Among other things, this would allow individuals of this rank to be included as members of the teaching staff constituency, and to be eligible to serve on the Governing Council and to vote in elections for the Council and the Academic Board. Following a full discussion which had centred on the need for and use of Sessional Lecturer III instructors, the Academic Board had indicated its support for the proposal.

A member expressed his pleasure for the provision in the motion made for the conditional approval of the *Election Guidelines 2011* by the University Affairs Board at its meeting of November 2, 2010. The conditional approval was subject to the approval of the new rank of Sessional Lecturer III by the Governing Council. According to the member, attention to this detail reflected the legitimacy of the process and work of the Academic Board and the University Affairs Board. In the member’s opinion there was a disparity between those who taught and those who did research at the University. The member reflected on the consequences of the creation of the new academic rank for undergraduate teaching. While the member noted that the rank of Sessional Lecturers I to III had been created since 2005, he queried the University’s plans and objectives as they specifically related to undergraduate teaching.

In response, Professor Misak said that the University would continue its efforts to hire in the teaching and tenure stream, noting though that the University’s budget constraints continue to have an impact on hiring.

On motion duly moved, seconded and carried,

Be It Resolved:

THAT the rank of Sessional Lecturer III, be designated as an academic rank for the purposes of clause 1(1)(m) of the *University of Toronto Act, 1971*, effective July 1, 2010.

Documentation is attached to Report Number 170 of the Academic Board as Appendix “C”.

² See: Report Number 170 of the Academic Board (November 25, 2010), pages 9-12, at: <http://www.governingcouncil.utoronto.ca/AssetFactory.aspx?did=7351>.

8. Reviews of Academic Programs and Units: Annual Report, Part I (January – June, 2010)

Professor Hodnett summarized the report on the process for the review of academic programs and units that had been provided to the Academic Board by the Chair of the Committee on Academic Policy and Programs (AP&P).³ Among her comments, Professor Hodnett noted that the AP&P had requested follow-up reviews in three cases (the Centre for Environment in the Faculty of Arts and Science, the University of Toronto Mississauga Forensic Science Program, and the University of Toronto at Scarborough Department of Physical and Environmental Science) where significant changes were underway, and that it was looking forward to reports on the outcome. At the Agenda Committee meeting of November 17, 2010, the Vice-Provost, Academic Programs had clarified that, as the Faculty of Arts and Science was currently involved in academic planning, it would be most appropriate for a follow-up report to be provided to AP&P once the Faculty had concluded its planning exercise and was able to provide a more definitive plan of action for the Centre for Environment.

9. Reports for Information

Members received the following reports for information:

- (a) Report Number 170 of the Academic Board (November 25, 2010)
- (b) Report Number 184 of the Business Board (November 1, 2010)
- (c) Report Number 160 of the University Affairs Board (November 2, 2010)
- (d) Report Number 435 of the Executive Committee (December 6, 2010)

10. Date of Next Meeting

The Chair informed members that the next regular meeting of the Governing Council was scheduled for Thursday, February 17, 2011 at 4:30 p.m.

11. Question Period

Members requested an update on the Program Fee Monitoring Committee for the Faculty of Arts and Science. Professor Misak said that a report would be made to the Governing Council in the winter 2011 term. Professor Misak said that arrangements could be made for the presentation of the report prior to the meeting for the approval of the tuition fees for the 2011-2012 academic year. However, presentation of the report at a later meeting would allow for more data to be available on the implementation of the program fees.

A member referred to a report in the *Toronto Star* that there were skeletal remains belonging to an indigenous community in the University's Department of Anthropology. The member requested an update on the repatriation process of the remains to the indigenous community from which the remains had been taken. The member noted that the University had a considerable collection, including some artifacts from indigenous communities. Was it possible to index the collection that would provide an overview of the efforts that had been made by the University towards the repatriation of the indigenous remains to the communities where they belonged?

Professor Misak undertook to provide a response.

³ See: Report Number 170 of the Academic Board (November 25, 2010), pages 4-5, at: <http://www.governingcouncil.utoronto.ca/AssetFactory.aspx?did=7351>.

12. Other Business

The Chair invited Mr. Richard Nunn, Chair of the Task Force on Governance Implementation Committee (IC) to provide an update on the work of the Committee. Mr. Nunn reported that at its first meeting on November 23, 2010, the Committee had considered how it would approach fulfilling its mandate, the implementation of the 32 recommendations contained in the Task Force's Report. The recommendations were being categorized into those that could be implemented with little or no direct action, but rather oversight, by the Committee, and those that would require more detailed discussion. A plan that would define the sequence of the Committee's activities over the coming months was being developed. The Committee was also determining the manner in which consultation would occur regarding particular recommendations or sets of recommendations. As had been agreed at the Governing Council meeting on October 28, 2010, a further information session for Governors on the *Report of the Task Force on Governance* was being scheduled for January 17, 2011. The Implementation Committee was scheduled to meet in January, March, April and May, 2011. As Chair of the Implementation Committee, Mr. Nunn would provide similar oral reports on the work of the Implementation Committee at the Executive Committee and Governing Council meetings that followed each Implementation Committee.

A member, who had been on the *Task Force on Governance*, reminded the Governing Council that the Task Force had been reluctant to deal with the issue of tri-campus governance until decisions had been on this matter by the administration. The member expressed his hope that the Implementation Committee would not lose sight of the issue. Mr. Nunn responded that the Implementation Committee would focus on the recommendations for implementation as outlined in the *Report*.

In response to a query from a member, the Chair said that consideration would be given to allow feedback on the *Report* from members of University community.

At the conclusion of the meeting, the Chair invited members to a reception in the Main Floor foyer at Simcoe Hall.

The meeting adjourned at 6:30 p.m.

Secretary

Chair

January 11, 2011