

UNIVERSITY OF TORONTO

THE GOVERNING COUNCIL

Thursday, October 19, 2000

MINUTES OF THE GOVERNING COUNCIL meeting held on Thursday, October 19, 2000 at 4:30 p.m. in the Council Chamber, Simcoe Hall.

Present:

Ms Wendy M. Cecil-Cockwell (In the Chair)	Mr. Fayez A. Quereshy
Ms Mary Anne V. Chambers, Vice-Chair	The Honourable Robert K. Rae
Dr. Robert J. Birgeneau, President	Professor Emmet I. Robbins
Mr. Muhammad Basil Ahmad	Dr. Joseph L. Rotman
Professor Mary Beattie	Mrs. Susan M. Scace
Dr. Robert Bennett	Professor Adel S. Sedra
Mr. Brian C. Burchell	Professor Chandrakant P. Shah
Professor Jack Carr	Mr. Amir Shalaby
Professor Brian Corman	Ms Wendy Talfourd-Jones
Professor W. Raymond Cummins	Ms Nancy L. Watson
Mr. Brian Davis	Mr. Robert S. Weiss
Ms Susan Eng	Professor Donna Wells
Dr. Shari Graham Fell	
Mr. Ljupco Gjorgjinski	Mr. Louis R. Charpentier,
Professor Vivek Goel	Secretary of the Governing Council
Ms Naana Afua Jumah	
Mr. Josh Koziebrocki	<u>Secretariat:</u>
Ms Karen Lewis	Mr. Neil H. Dobbs
Mr. Gerald A. Lokash	Ms Susan Girard
Professor Ian R. McDonald	Ms Margaret McKone
Mr. Elan Ohayon	
Ms Jacqueline C. Orange	

Absent:

Ms Jennifer Carson	The Honourable Henry N. R. Jackman
The Honourable William G. Davis	Ms Rose M. Patten
Ms Wanda M. Dorosz	The Honourable David R. Peterson
Mr. Paul V. Godfrey	Professor Kenneth Sevcik
Dr. Anne Golden	Mr. Terrence L. Stephen
Professor Brian Langille	Ms Carol Stephenson
Professor Heather Munroe-Blum	Mr. John H. Tory
Dr. John P. Nestor	Professor Ronald D. Venter

In Attendance:

Dr. Jon S. Dellandrea, Vice-President and Chief Development Officer
Professor Michael G. Finlayson, Vice-President, Administration and Human Resources
Dr. Sheldon Levy, Vice-President Designate, Government and Institutional Relations
Professor Carolyn Tuohy, Deputy Provost
Professor Robert G. White, Chief Financial Officer
Professor Paul Gooch, Vice-Provost
Professor Derek McCammond, Vice-Provost, Planning and Budget
Professor Ian Orchard, Vice-Provost, Students
Ms Susan Addario, Director, Student Affairs
Ms Susan Bloch-Nevitte, Director, Public Affairs
Ms Cathy McCauley, Executive Assistant to the President, Director of Special Events and Associate Campaign Director
Ms Cristina Oke, Assistant Vice-Provost, Professional Faculties
Mr. Kasi Rao, Director of the Office of the President and Director of Government Relations
Ms Maureen Somerville, Chair, College of Electors
Mr. Jorge Sousa, President, Graduate Students' Union

Chairman's Remarks

The Chairman welcomed members to the second regular meeting of the Council for the 2000-01 academic session. She regretted that the bulk of the documentation for the meeting had been delivered to members by courier only on Monday. As members were aware, in order to accommodate some scheduling difficulties, the Executive Committee had met only the previous Friday, as opposed to its usual ten days prior to the Council meeting. Normally, the Secretariat endeavoured to distribute materials to members by regular mail one week prior to each meeting of the Council. The assumption was that, by doing so, members would have at least four clear days to review the meeting documentation. While this was not always possible for a variety of reasons, the Secretariat made every effort to deliver documents in as timely a fashion as possible. She was confident that timeliness would improve as the Secretariat moved to greater use of electronic distribution of documents. In the meantime, she appreciated members' understanding and patience.

The Chairman then noted that she had received a speaking request from Mr. Jorge Sousa, President of the Graduate Students' Union. She had granted his request and would recognize Mr. Sousa after the Council had considered agenda item 1 and prior to its moving *in camera*.

1. The Governing Council of the University of Toronto By-Law Number 2: Amendments

The Vice-Chair introduced the proposal, noting that the Council had received notice of this motion at its previous meeting. Members had since received the Secretary's memorandum and were aware that the proposed amendments were necessary to accommodate the appointment proposed in agenda item 2.

Mr. Charpentier noted that approval of the By-Law change required 26 affirmative votes.

1. **The Governing Council of the University of Toronto By-Law Number 2: Amendments**
(cont'd)

On motion duly moved and seconded,

It was RESOLVED

THAT, pursuant to section 76(b) of *The Governing Council of the University of Toronto By-Law Number 2*,

(a) Section 8 of *The Governing Council of the University of Toronto By-Law Number 2* be amended to read that "The Governing Council shall appoint a Secretary of the Council and may from time to time appoint a Deputy Secretary and one or more Assistant Secretaries," and

(b) Other references in *The Governing Council of the University of Toronto By-Law Number 2* to the position of "Assistant Secretary" be amended to refer to "Deputy Secretary or Assistant Secretary."

IN ACCORDANCE WITH A DETERMINATION BY THE EXECUTIVE COMMITTEE PURSUANT TO SECTIONS 38 AND 40 OF *THE GOVERNING COUNCIL OF THE UNIVERSITY OF TORONTO BY-LAW NUMBER 2*, ITEMS 2 AND 3 WERE CONSIDERED BY THE GOVERNING COUNCIL *IN CAMERA*.

2. **Senior Appointment**

Mr. Charpentier introduced the proposal and two members spoke strongly in support of its approval.

On motion duly moved and seconded,

It was RESOLVED

THAT pursuant to Section 8 of *The Governing Council of the University of Toronto By-Law Number 2* as revised, Mr. Neil H. Dobbs be appointed as Deputy Secretary of the Governing Council, effective November 1, 2000.

3. **Code of Student Conduct: Two Recommendations for Expulsion**

The Council considered a recommendation from the President for the expulsion of a student arising from a decision of a hearing officer appointed under the *Code of Student Conduct*.

The Vice-Provost, Students, the Director of Student Affairs, the Secretary of the Governing Council, and the Acting Secretary of the Discipline Appeals Board responded to a number of questions for clarification.

3. **Code of Student Conduct: Two Recommendations for Expulsion** (cont'd)

Following a thorough discussion,

On motion duly moved and seconded,

It was RESOLVED

THAT the President's recommendation for the expulsion of a student, as outlined in the Secretary of the Governing Council's memorandum of October 16, 2000, be approved.

The Chairman noted that 22 members had voted in support of the recommendation, 3 members had voted against the motion, and 6 members had abstained.

The Council then considered a second recommendation from the President for the expulsion of a student arising from a decision of a hearing officer appointed under the *Code of Student Conduct*.

The Vice-Provost, Students and the Acting Secretary of the Discipline Appeals Board responded to several questions for clarification.

Following discussion,

On motion duly moved and seconded,

It was RESOLVED

THAT the President's recommendation for the expulsion of a student, as outlined in the Secretary of the Governing Council's memorandum of October 16, 2000, be approved.

THE GOVERNING COUNCIL RETURNED TO OPEN SESSION.

The Chairman announced the appointment of Mr. Neil H. Dobbs as Deputy Secretary of the Governing Council. Guests joined members in applauding this appointment.

The Chairman also announced that the Council had approved the President's two recommendations for expulsion arising from decisions of hearing officers appointed under the *Code of Student Conduct*.

4. **Minutes of the Previous Meeting**

A member noted that he had not had adequate opportunity to review the minutes of the previous meeting owing to their late distribution and therefore he would provide any comment on or corrections to the minutes prior to the Council's next meeting. In addition, he hoped that he could soon receive the yet-to-be-completed minutes of the *in camera* portion of the previous meeting.

The minutes of the previous meeting held on September 14, 2000 were approved.

5. Business Arising from the Minutes of the Previous Meeting

Item 5 – Board and Committee Assignments – Appointment to the Executive Committee

Prior to its proceeding *in camera* to consider agenda items 2 and 3, the Council was addressed by Mr. Jorge Sousa, President, Graduate Students' Union (GSU). Mr. Sousa noted that at its previous meeting, the Council had approved the appointment of a part-time undergraduate student to the Executive Committee for the second year in a row. He recalled past practice wherein a seat on the Executive Committee had alternated each year between a part-time undergraduate and a graduate student. A part-time undergraduate had served the previous year. The GSU had serious reservations concerning the appointment process to the Executive Committee given that the graduate student constituency would not be represented on the Executive Committee for two consecutive years. He suggested that the decision of the Council had been predicated on the fact that the graduate student who had also been nominated for the seat had been controversial during his tenure on the Council. Members of other constituencies should be concerned by this prospect given that they might have to reconsider speaking out against important issues for fear of similar reprisal. The GSU was concerned that the University would not be able to make progress if its critics were silenced. Mr. Sousa referred members to a document he had distributed at the outset of the meeting, which outlined for members the role of the GSU, a democratically run non-profit organization. He hoped that graduate student seats on the Governing Council would eventually be elected through the GSU. This was an ongoing issue of concern to the GSU, which he hoped to address again in the coming year.

6. Ombudsperson: Annual Report and Administrative Response

The Chairman noted that given the lengthy discussion of previous items there was insufficient time remaining for the Council to properly consider the remaining agenda items. The President had therefore suggested that discussion the Ombudsperson's annual report and the administrative response be adjourned. If a motion to adjourn discussion of this item was approved, the matter would appear as of course on the agenda of the next regular meeting of the Council.

On motion duly moved and seconded,

It was RESOLVED

THAT consideration of the Annual Report of the Ombudsperson and the administrative response be adjourned until the next meeting.

7. Budget: Administrative Priorities Fund and Administrative Transitional Fund – Allocations (arising from Report Number 101 of the Academic Board)

Professor Carr noted that the Planning and Budget Committee had considered a number of allocations to support initiatives in the administrative divisions. The Report of the Committee's meeting, containing a record of its deliberations, had been sent to Academic Board members. Professor Carr continued that no questions had been raised during discussion of this proposal at the Academic Board.

A member noted that he would abstain from voting on the proposal given that he had had insufficient time to review the proposal and its supporting documentation. The member continued that, as was evident from the proposal before members, there were significant

7. **Budget: Administrative Priorities Fund and Administrative Transitional Fund – Allocations** (cont'd)

funds available for base-budget funding of administrative initiatives. He, therefore, gave the following notice of motion to be considered by the Executive Committee for inclusion on the agenda of the next meeting of the Governing Council:

THAT the Governing Council restore full funding to the Office of the Ombudsperson.

In response to the member's assertion that he had inadequate opportunity to review the documentation, the Chairman noted that as a member of the Academic Board, the body that had considered and recommended the proposal to the Council, the member would have received the proposal and its supporting documentation prior to the September 28 meeting of the Board, some three weeks previously.

On motion duly moved and seconded,

It was RESOLVED

THAT the following allocations from the Administrative Priorities Fund (AdPF) and the Administrative Transition Fund (AdTF) be approved:

- (i) Office of the Vice-President, Government and Institutional Relations: \$295,000 in base from the AdPF and \$100,000 OTO from the AdTF;
- (ii) Internal Audit: \$8,809 in base from the AdPF and \$35,000 OTO from the AdTF;
- (iii) Office of the Vice-President, Administration and Human Resources: \$858,000 in base from the AdPF and \$705,000 OTO from the AdTF;
- (iv) Office of the Vice-President, Research and International Relations: \$553,057 in base from the AdPF and \$460,000 OTO from the AdTF;
- (v) Office of the Governing Council: \$108,650 in base from the AdPF and \$217,100 OTO from the AdTF; and
- (vi) University of Toronto Archives and Record Management System (UTARMS): \$110,000 OTO from the AdTF.

8. **Budget: Academic Priorities Fund – Allocations**
(Arising from Report Number 101 of the Academic Board)

Professor Carr noted that the Planning and Budget Committee, at its July meeting, had considered allocations in support of a number of academic divisions' plans. The Deans of the faculties involved had met with the Committee to respond to questions. The detailed discussion had been reported to the Board. Recommended allocations for seven divisions were being presented at this time. It was the intention of the administration to bring forward to governance recommended allocations for the remaining academic divisions prior the end of the calendar year.

8. Budget: Academic Priorities Fund – Allocations (cont'd)

On motion duly moved and seconded,

It was RESOLVED

THAT the following allocations from the Academic Priorities Fund be made in support of divisional plans, 2000-2004:

	<u>Base</u>	<u>One-Time-Only</u>
Arts and Science	\$8,000,000	\$4,100,000
Comparative Literature	98,000	10,000
Medieval Studies	159,640	157,680
Engineering	3,332,712	1,650,000
Social Work	181,250	60,000
Music	416,825	600,000
Architecture	396,894	836,363
Forestry	172,188	25,000
TYP	171,250	
Ethnocultural Academic Initiatives Fund		600,000
International Student Exchange Office	145,000	
Total	\$13,073,759	\$8,039,043

9. Report of the President

The President recalled the Council’s decision earlier in the meeting to approve his recommendations for the expulsion of two students. Approval of such recommendations was arguably the most difficult task for the Council. He offered assurance that such proposals were brought forward only in extreme circumstances, as was evident from the very small number of expulsions (one or two per year) arising from a student population in excess of 40,000. He believed the Council’s in-depth and considered discussion of the expulsions to be healthy and he appreciated members for the due diligence that they had given to this issue. He continued that as he had come to learn more about the University he had been particularly impressed with the breadth and depth of student support services. They provided a wide array of services to students in need. The very small number of instances such as those just considered by the Council was a tribute to the success of these services and he commended those responsible.

The President then reported briefly on the following matters.

(a) Transition

The President expressed his gratitude to those members who had participated in his installation ceremony, held on October 12, 2000. It had been a truly remarkable occasion for him and members of his family.

9. Report of the President (cont'd)

The President appreciated the input to his installation speech¹. Many members of the University had contributed to the speech, which had included a collective ambition to build on the current high-standing of the University of Toronto and to ensure that the University took its place unambiguously among the top group of public universities in the world. His address had articulated three central themes which would define the University of Toronto during his presidency: excellence, equity and outreach.

(b) Provincial Government Relations

Enrolment Growth Issues. The President would be meeting the following day with the newly appointed Deputy Minister of the Ministry of Training, Colleges and Universities, Mr. Kevin Costante, to discuss matters related to post-secondary education, including enrolment growth issues. The President reiterated that the University was unwilling to compromise the quality of education currently offered to undergraduate and graduate students. The University would take on additional students only if adequate resources were forthcoming. A complicating factor with respect to this position was the different approaches being advocated by Ontario's universities. The Council of Ontario Universities was attempting to define a uniform position that could be put forward to the government. The President continued that approximately one half of the anticipated enrolment growth would occur in the Greater Toronto Area (GTA). The University of Toronto's plan to increase enrolment had focused primarily on the University of Toronto at Scarborough and the University of Toronto at Mississauga; however, there had been inadequate investment in new facilities in the GTA by the provincial government. It would be possible to increase enrolment on these campus only with the necessary capital and operating funding. Under the leadership of Dr. Levy, the University continued to work with the government to arrive at a successful solution to this issue.

Graduate Education. The President noted that the number of students graduating with a Ph.D. degree from Ontario universities would be unable to meet future demand for teaching staff at Ontario universities and colleges. This problem was also facing many countries and there would, consequently, be an increasing demand for the upper ranks of University graduates holding a Ph.D. He anticipated a crisis situation unless very large investments in graduate education were made. This would be another issue to address with the provincial government.

Private Universities. The President briefed members on the proposed legislation (Bill 132) introduced earlier in the day that would pave the way for privately funded universities in Ontario.

Introduced by the Ministry of Training, Colleges and Universities, the legislation would establish the Post-secondary Education Choice and Excellence Act and create an 11-member Post-secondary Education Quality Assessment Board to provide advice on new degree programs proposed by both private and public universities in the province. It would also allow colleges of applied arts and technology to grant applied degrees.

The position of the Council of Ontario Universities was that not-for-profit private universities should be permitted based on three conditions: that the private institutions pass a detailed review process that would be established, that the quality of the private institutions match that of the public universities, and that the government increase its financial support of public institutions.

¹ Secretary's note: Members can read the President's Installation Address and/or view a video of the Installation Ceremony by visiting the following webpage: <http://www.newsandevents.utoronto.ca/newprez/index.asp>

9. Report of the President (cont'd)

The President expressed his concern that the creation of private universities could divert public money from already under-resourced public universities. Incoming Vice-President, Government and Institutional Relations, Dr. Sheldon Levy, would be looking for definitive wording in the Act to minimize and eliminate any eligibility for government funding.

In response to members' questions, Dr. Levy noted that he had not yet had an opportunity to see the legislation that had been presented to the government. He anticipated that there would be a strong reaction to today's announcement, possibly leading to later amendments. He reiterated the President's concern that public funds not be used for private universities. The University would continue its advocacy on this principle.

A member asked for additional information, including any brief the University might submit to the government on this matter. The President referred the member's request to Dr. Levy.

A member expressed concern that students attending private universities would have access to the publicly funded Ontario Student Assistance Program.

Investing in Students Taskforce. The President recalled that on September 19, 2000, the Honourable Dianne Cunningham, Minister of Training, Colleges and Universities, had announced the creation of the task force to look at ways to ensure that students had access to affordable, high-quality education. Input into this process would be a high priority for the University of Toronto. He invited Dr. Levy to update members on the status of the taskforce. Dr. Levy reported that the taskforce comprised five members. Its mandate was to examine the efficiency of college and university administrative operations, such as information technology, data collection and procurement, in an effort to identify cost savings. The Ministry anticipated that current and future spending could then be re-directed to where it would be needed most - to cope with expanding enrolments and "excellent and relevant academic programs". Ontario universities and colleges had been invited to make submissions to the taskforce by November 17, 2000. This deadline would pose a formidable task for an institution the size of the University of Toronto. Dr. Levy envisaged that the exercise would enable the University to identify areas where administrative savings could be achieved, with the intention of redirecting the funding towards academic programs.

The Chairman observed that a motion was required to extend the meeting.

It was duly moved and seconded,

THAT the time of adjournment be extended to 7:10 p.m.

The motion was carried.

(c) Federal Government Relations

The President reported that the federal government had allocated increased support of \$500 million (including \$400 million for university infrastructure costs) to its Canada Foundation for Innovation program. This represented very good news for the University.

Also welcome was the recent announcement of the doubling of education tax credits for students.

9. Report of the President (cont'd)

The federal government had increased funding for the Social Sciences and Humanities Research Council by \$100 million over five years. The increased funds were for specified areas and the University would therefore need to continue its advocacy for increased funding for programs in the humanities.

(d) Campaign

The University had raised its campaign goal to \$1-billion and had extended the campaign deadline to 2004. The President was hopeful that the new goal would be significantly exceeded during the newly established timeframe.

(e) Association of American Universities (AAU)

The President would be attending an upcoming meeting in Chicago of the AAU, which included in its membership two presidents of Canadian universities. The major agenda item for the meeting would be strategies for increased funding.

(f) Overseas Travel

Later in the month the President would be traveling to Hong Kong and Tokyo to attend alumni and other University-related events as well as an academic conference in Japan.

(g) Property

Professor Finlayson reported on two properties acquired by the University during the past month. The first was the formal transfer of the deed from the Ontario government to the University for the OISE/UT building located at 252 Bloor Street West. The second acquisition had been the Sigmund Samuel Canadiana Building located on Queen's Park Crescent.

10. Reports for Information

The Chairman noted that members had received for information the following reports.

Report Number 101 of the Academic Board - September 28, 2000

Report Number 107 of the Business Board - October 2, 2000

Report Number 329 of the Executive Committee - October 13, 2000

Report Number 101 of the Academic Board – Item 9(b) Employment Equity Reports

A member noted that the Academic Board had discussed the annual employment equity report at its September 28, 2000 meeting. He requested that the Governing Council consider this report also as it contained very important information that would be of interest to members. Mr. Charpentier responded that responsibility for reviewing the annual employment equity report had been delegated by the Council to the Academic Board, which was responsible for academic appointments policy, and to the Business Board, which was responsible for personnel policy for administrative staff. The reports of these boards were brought forward to the Governing Council for information. In addition, the reports were posted on the Governing Council web page. He would be pleased to provide copies to any member upon request. The member averred that it was important that the Governing Council consider the annual employment equity report and he requested that the Executive Committee consider his request at its next meeting. Mr. Charpentier asked that the member provide him with additional information in support of his request following the meeting.

11. Date of the Next Meeting

The Chairman reminded members of the next meeting of the Council to be held on Thursday, December 14, 2000 in the Council Chamber, Simcoe Hall. It was her intention to hold one of the Council's 2001 meetings at the University of Toronto at Scarborough. Members would be advised as soon as the date for this off-site meeting had been identified.

12. Question Period

Members had no questions for the President.

13. Other Business

(a) Member's Notice of Motion

A member gave notice of motion that the Executive Committee consider for inclusion on the next agenda of the Governing Council the following motion:

THAT the *Code of Student Conduct* be repealed.

(b) Reception

The Chairman invited members and guests to adjourn to the upper dining room of the Faculty Club for a reception.

The meeting adjourned at 7:10 p.m.

Secretary

November 29, 2000

Chairman