

**UNIVERSITY OF TORONTO**

**THE GOVERNING COUNCIL**

**DECEMBER 15, 2011**

MINUTES OF THE MEETING OF THE GOVERNING COUNCIL held on December 15, 2011  
at 4:30 p.m. in the Council Chamber, Simcoe Hall, University of Toronto.

**Present:**

Mr. Richard B. Nunn (In the Chair)  
Ms Judy Goldring, Vice-Chair  
Professor C. David Naylor, President  
Mr. Donald Andrew  
Ms Diana A.R. Alli  
Mr. Brent Belzberg  
Professor Philip H. Byer  
Mr. P. C. Choo  
Professor Elizabeth Cowper  
Mr. Ken Davy  
Miss Maria Pilar Galvez  
Professor William Gough  
Professor Hugh Gunz  
Professor Ellen Hodnett  
Ms Shirley Hoy  
Professor Edward Iacobucci  
Mr. Nykolaj Kuryluk  
Mr. Aly-Khan Madhavji  
Professor Michael Marrus  
Professor Cheryl Misak  
Mr. Gary P. Mooney  
Ms N. Jane Pepino  
Mr. Jorge Prieto  
Mr. Manveen Puri  
Professor Andrea Sass-Kortsak  
Professor Elizabeth M. Smyth  
Miss Maureen J. Somerville  
Professor Janice Gross Stein  
Mr. W. John Switzer  
Mr. W. Keith Thomas  
Professor Franco J. Vaccarino  
Ms Morgan Vanek  
Mr. Chirag Variawa  
Dr. Sarita Verma  
Ms B. Elizabeth Vosburgh  
Mr. W. David Wilson

**Absent:**

The Honourable David R. Peterson  
Professor Robert Baker  
Ms Celina Rayonne Ceasar-Chavannes  
Mr. Cary Ferguson  
Mr. Steve (Suresh) Gupta  
Professor Louise Lemieux-Charles  
Ms Melinda Rogers  
Mr. Howard Shearer  
Ms Rita Tsang

**Secretariat:**

Mr. Anwar Kazimi  
Ms Cristina Oke

Mr. Louis R. Charpentier, Secretary of the  
Governing Council

**In Attendance:**

Mr. Jeff Peters, former member of the Governing Council, President, Association of Part-time Undergraduate Students (APUS)  
Mr. David Palmer, Vice-President, Advancement  
Ms Catherine Riggall, Vice-President, Business Affairs  
Professor Hargurdeep (Deep) Saini, Vice-President and Principal, University of Toronto Mississauga  
Professor Scott Mabury, Vice-Provost, Academic Operations and Vice-President-designate, University Operations  
Professor Jill Matus, Vice-Provost, Students  
Ms Gail Milgrom, Acting Assistant Vice-President, Campus and Facilities Planning  
Ms Christina Sass-Kortsak, Assistant Vice-President, Human Resources and Equity  
Mr. Guled Arale, Chair, Scarborough Campus Students' Union (SCSU)  
Ms Katharine Ball, President, Arts and Science Students' Union (ASSU)  
Mr. Amir Bashir, Executive Director, University Affairs, Students' Administrative Council (SAC) which operates as the University of Toronto Students' Union (UTSU)  
Mr. Delphine Gilbert Cassar II, President, University of Toronto Mississauga Students' Union (UTMSU)  
Mr. Daniel DeCenzo, Vice-President, University Affairs and Academics, UTMSU  
Ms Sheree Drummond, Assistant Provost  
Dr. Anthony Gray, Special Advisor to the President  
Ms Clara Ho, Vice-President, University Affairs, UTSU  
Mr. Asad Jamal, Vice President External, APUS  
Mr. Lamin Jarju, Outreach Co-ordinator, APUS  
Professor Charlie Keil, Director, Cinema Studies Institute  
Mr. Steve Moate, Senior Legal Counsel, Office of the President  
Mr. Anton Neschadim, University Affairs Commissioner, Graduate Students' Union (GSU)  
Mr. Munib Sajjad, Vice President External, UTMSU  
Ms Danielle Sandhu, President, UTSU  
Mr. Corey Scott, Vice-President, Internal and Services, UTSU  
Mr. Daniel Vandervoort, Vice President External, GSU  
Professor Sandy Welsh, Special Advisor to the Dean, Faculty of Arts and Science

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 13 ON THE AGENDA WERE CONSIDERED BY THE GOVERNING COUNCIL *IN CAMERA*.

**Senior Appointment**

On motion duly moved, seconded, and carried,

It was Resolved,

THAT the title Vice-President, Business Affairs, be changed to Vice-President, University Operations, effective January 1, 2012 and

THAT Professor Scott Mabury be appointed Vice-President, University Operations for a five-year term effective January 1, 2012 and continuing to December 31, 2016.

THE GOVERNING COUNCIL MOVED INTO OPEN SESSION.

**1. Chair's Remarks**

The Chair welcomed members and guests to the meeting.

**a) Appointment of Vice-President, University Operations**

The Chair announced that at the *in camera* session, the Governing Council had unanimously approved the appointment of Professor Scott Mabury as Vice-President, University Operations for a five-year term beginning January 1, 2012.

After sustained applause, the Chair invited Professor Mabury to comment.

Professor Mabury thanked the President and members of the Governing Council for their confidence and support. He acknowledged the individuals that worked with him in his current role as Vice-Provost, Academic Operations, and expressed his excitement in working with the excellent team with those currently in the Business Affairs portfolio, including Facilities and Services, Ancillary Services, and Real Estate. He welcomed the boundless opportunities to make a significant contribution to the University.

**b) Governing Council and Academic Board Elections 2012**

The Chair encouraged members to identify individuals who had the relevant knowledge and experience and who could bring an informed perspective to governance to put their names forward as candidates in the 2012 elections. In keeping with the recommendations of the Task Force on Governance, the goal was to strengthen the elections and appointments process for all estates in governance.

The Secretary informed members that the *Election Guidelines 2012* had been approved by the Executive Committee at its meeting on December 5, 2011. On the Governing Council, there would be eight student vacancies; six teaching staff vacancies; one administrative staff vacancy and two alumni vacancies. On the Academic Board, there would be vacancies for nineteen teaching staff members and one librarian member. Most vacancies, except for the students, would be for 3-year terms beginning July 1, 2012. Student members of Governing Council served for 1-year terms.

The nomination period for Governing Council and Academic Board elections would open on Friday, January 6, 2012 at 12:00 noon. Nominations for administrative staff, teaching staff and student members of the Governing Council and teaching staff and library members of the Academic Board would close on Friday, January 20, 2012 at 5:00 p.m. During the nomination period, information sessions would be held on each of the three campuses.

Nominations for alumni members of the Governing Council had opened on December 12<sup>th</sup> and would close at 5:00 p.m. on Friday, January 27, 2012.

**c) Speaking Request**

The Chair advised members that a speaking request from the Graduate Students' Union (GSU) related to the proposed revisions of By-Law Number 2 had been received after the December 5, 2011 meeting of the Executive Committee. The speaking request had been denied, and GSU had been asked to provide its views in writing. The document had been placed on the table for members, and the issues raised would be addressed under the appropriate agenda item.

## **2. Report of the President**

### **Presentation on Student Governance at the University**

The Chair informed members that the President had ceded the time for his report to representatives from the Association for Part-time Undergraduate Students (APUS), the Graduate Students' Union (GSU), the Students' Administration Council (SAC) operating as the University of Toronto Students' Union (UTSU), the University of Toronto Mississauga Students' Union (UTMSU), and the Scarborough Campus Students' Union (SCSU) for a presentation on student governance at the University.

The President introduced the student leaders and thanked Ms Danielle Sandhu, UTSU President, for her assistance in co-ordinating the presentation. He explained that the presentation was intended to be an information session for governors so they would better understand the structure and work of the student organizations.

Ms Sandhu, on behalf of the student organizations, thanked the President for the invitation to address the Governing Council. A copy of the presentation is attached hereto as Appendix "A".

### **Discussion**

At the conclusion of the presentation, the Chair thanked the students, and invited members to ask any questions they might have. A number of members expressed their appreciation for the positive approach that had been taken and congratulated the students on their leadership.

A member asked for clarification of the University's position on Access Copyright.<sup>1</sup> The Provost explained that Access Copyright currently charged a fee of \$3.75 per full-time equivalent (FTE) student to cover day-to-day photocopying of copyright material, as well as required students to pay a per-page copyright royalty when purchasing a course-pack. Access Copyright had proposed to increase that rate to \$45.00 per student. The University thought that this was an excessive increase and very much hoped to arrive at a more suitable arrangement with Access Copyright.

A member congratulated the students on their leadership and asked if any of them had considered being a candidate in the Governing Council elections. Ms Sandhu replied that she had chosen to become active in UTSU because she believed she could work more directly on students' behalf through UTSU.

A member congratulated the student leaders on their accomplishments but commented that, in his opinion, some of the positions taken on political issues did not reflect the views of all students. He asked whether the organizations had considered a fee structure that would allow students to opt out of some services. Ms Sandhu replied that the priorities of student unions were shaped annually by their membership and came from the collective experience of members.

A member commented that the APUS Board was not elected by all part-time students, and asked how the election process was conducted. Mr. Asad Jamal, Vice-President External of APUS, explained that part-time students selected class representatives – one for classes of up to fifty students, two for classes with up to 100 students, and 3 for classes larger than one hundred fifty. The class representatives elected the APUS Board of Directors, and the Board of Directors chose the members of the Executive Committee.

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<sup>1</sup> <http://www.accesscopyright.ca/educators/proposed-access-copyright-post-secondary-educational-institution-tariff.-2011-2013/>

**2. Report of the President (Cont'd)**

**Presentation on Student Governance at the University (Cont'd)**

A member expressed his support of the presentation but suggested that the reference to Ontario universities having the lowest quality of education be rethought and reframed. In his opinion, the University of Toronto was doing amazingly well given the constraints it faced. The Provost observed that the students had prepared an eloquent and articulate presentation which refuted the idea that they were receiving a low-quality education.

The Chair thanked the presenters again and reiterated the Council's appreciation.

**3. Items for Governing Council Approval**

**a) Renewal of Affiliation Agreements between the University of Toronto and the Toronto Academic Health Science Network (TAHSN)**

The Chair noted that Ms Pepino had declared a conflict of interest due to her role as Chair of the Board of Women's College Hospital.

Professor Hodnett summarized the discussion at the Academic Board.

On motion duly moved, seconded and carried

It was Resolved

- (a) THAT the revised template for full affiliation agreements between the University of Toronto and the full member hospitals of the Toronto Academic Health Science Network be approved, effective immediately;
- (b) THAT the President, or designate, be authorized to sign such agreements on behalf of the Governing Council, provided that the agreements conform to the approved template; and
- (c) THAT the agreements signed under the provisions of this resolution be filed with the Secretary of Governing Council.

Documentation is attached to Report Number 176 of the Academic Board as Appendix "B".

**3. Items for Governing Council Approval (Cont'd)**

**b) Revisions to By-Law Number 2**

At the invitation of the Chair, the Secretary summarized the proposed changes which were intended to permit appropriate use of currently available information technologies and to update some language to reflect current usage. He also addressed the issues that had been raised by the GSU concerning the proposed revisions to By-Law Number 2.

With respect to the concerns expressed about the discretion of Chair to call for an electronic vote on a matter outside of the regular meeting schedule, the Secretary explained that the new provision was consistent with the existing authority of committee chairs. The proposed process was intended for closed session or *in camera* items which were most often appointment-related matters. The provision was not intended to apply, for example, to proposals related to capital projects or fees. In practice, too, the Chair would normally consult with members of the relevant agenda planning group about using an electronic vote and if a concern were raised once such an approach were proposed. He/she could also determine if a special meeting should be held rather than an electronic vote. As well, the By-Law provided for meeting requests by members.

With respect to the minimally required notice period for electronic vote, the Secretary proposed an amendment to the proposed revision:

- (i) At the discretion of the Chair, a committee may be asked to consider a matter outside of a committee meeting that would normally be dealt with in closed session or *in camera* and to determine the matter by means of an electronic vote. Such matters would, in the judgment of the Chair, be time-sensitive and delay until the next regularly scheduled meeting would have an adverse effect. Such matters would also, in the judgment of the Chair, normally require little, if any, discussion prior to voting. Matters considered in this manner shall be reported at the next regular meeting of the committee and recorded in the report of that meeting. Notice of the intent to use an electronic vote for a matter shall be given by the Secretary not less than one clear day prior to distributing materials on the matter to be considered. Members with concerns, who would like an item to be discussed by the committee in advance of the electronic vote, must notify the Secretary prior to the proposed voting period. The Chair will then determine an appropriate course of action and inform the committee on the disposal of the matter.

The revision reflected the existing provision regarding notice required for calling a special meeting and would work as follows: at the request of the Chair, the Secretary would notify members that an electronic vote was intended for a particular matter and provide sufficiently detailed information to explain the rationale for the approach – likely and ideally – the detailed package. Members would be asked to respond if they had concerns within the notice period. If no concerns were raised, the voting process would proceed.

On motion duly moved, seconded and carried

It was Resolved

THAT the proposed revisions to By-Law Number 2, as described in the memorandum dated December 8, 2011, and amended as described, be approved.

Documentation is attached to Report Number 442 of the Executive Committee as Appendix “A”.

**3 Items for Governing Council Approval (Cont'd)**

- c) Faculty of Arts and Science (FAS): Proposal to Change the Status of the Cinema Studies Institute from an Extra-Departmental Unit: B (EDU: B) to an Extra-Departmental Unit: A (EDU: A)**

Professor Hodnett summarized the discussion at the Academic Board.

A member asked whether the University had ever considered combining its cinema and drama programs. At the invitation of the Chair, Professor Welsh stated that cinema studies and drama were distinct areas of study, and there were no plans to discuss combining the two disciplines.

On motion duly moved, seconded and carried

It was Resolved

THAT the status of the existing Cinema Studies Institute be changed from an Extra-Departmental Unit: B (EDU: B) to an Extra-Departmental Unit: A (EDU: A) effective January 1, 2012.

Documentation is attached to Report Number 176 of the Academic Board as Appendix "A".

**CONSENT AGENDA**

On motion duly moved, seconded, and carried,

It was Resolved

THAT the consent agenda be adopted and that the items be approved.

- 4. Capital Project: Project Planning Report for Robarts Library Fourth Floor West Renovation of Library Research and Reference Services and the Centre for Teaching Support and Innovation**

On motion duly moved, seconded, and carried,

It was Resolved

- (a) THAT the Project Planning Report for the Robarts Library 4th Floor West, dated October 25, 2011, be approved in principle and
- (b) THAT the project scope as identified in the Project Planning Report be approved at a cost of \$2.6M with funding from the Graduate Expansion Capital Fund and donor funds.

Documentation is attached to Report Number 176 of the Academic Board as Appendix "C".

**5. Capital Project: Project Planning Report for University of Toronto Mississauga Teaching Laboratories Renovation in the William G. Davis Building**

On motion duly moved, seconded, and carried,

It was Resolved

- (a) THAT the Project Planning Report for the University of Toronto Mississauga Teaching Laboratories Renovation in the William G. Davis Building: Phase 1, dated October 25, 2011, be approved in principle and
- (b) THAT the project scope as identified in the Project Planning Report be approved in principle at a Total Project Cost of \$8.6M with funding as follows:

Provincial Government	\$ 5,400,000
<u>UTM Operating Fund</u>	<u>\$ 3,200,000</u>
Total	\$ 8,600,000

Documentation is attached to Report Number 176 of the Academic Board as Appendix “D”.

**6. Minutes of the Previous Meeting of October 27, 2011**

The minutes of the October 27, 2011 meeting were approved.

**7. Business Arising from the Minutes of the Previous Meeting**

There was no business arising from the report of the previous meeting.

**8. Reports for Information**

The Council received the following reports for information:

- (a) Report Number 176 of the Academic Board (November 17, 2011)
- (b) Report Number 192 of the Business Board (October 24, 2011)
- (c) Report Number 166 of the University Affairs Board (November 1, 2011)
- (d) Report Number 3 of the Pension Committee (June 10, 2011)
- (e) Report Number 4 of the Pension Committee (September 28, 2011)
- (f) Report Number 5 of the Pension Committee (October 18, 2011)
- (g) Report Number 442 of the Executive Committee (December 5, 2011)
- (h) Reviews of Academic Programs and Units: Annual Report, Part I (January – June, 2011)

**9. Date of the Next Meeting**

The Chair reminded the members that the next meeting of the Governing Council was scheduled for Thursday, February 16, 2012 at 4:30 p.m.



**10. Report of the Implementation Committee for the Task Force on Governance**

Professor Gough, Chair of the Working Group on Tri-Campus Matters, explained that the Implementation Committee had endorsed a draft set of principles and a framework for addressing tri-campus governance needs. The Task Force had recommended the establishment of Campus Councils and Campus Affairs Committees as part of a possible structure.

Professor Gough and the Secretary of the Governing Council had begun initial consultations about the draft principles/framework. The consultations had included the President, the Provost, and the Principals and Vice-Presidents at UTM and UTSC, along with the Chairs and representatives of the Councils at those campuses (in case of UTSC, the Council) including the Executive Committee. Initial feedback had been very positive and constructive.

A report on the consultations had been provided to the Executive Committee at its meeting on December 5, 2011. With the Executive Committee's advice, the draft was being refined for further consideration by the Implementation Committee with the intent of bringing a proposal to the Executive Committee and the Governing Council in Cycle 3 or 4 of the 2011-12 governance year. The Chair of the Working Group and the Secretary would continue to work closely with the relevant groups at UTM and UTSC to align their planning processes with the expectations and timing of the Implementation Committee and the Governing Council.

**11. Question Period**

There were no questions for the members of the administration.

**12. Other Business**

**(a) Professor Phil Byer**

The Chair informed members that this was the last Governing Council meeting for Professor Phil Byer who was retiring at the end of this year. He thanked Professor Byer for his several years of service on the Governing Council, its Boards and Committees, and noted that Professor Byer's well considered input to all governance matters, particularly those concerning the *Report of the Task Force on Governance*, had reflected his dedication to and deep understanding of this University.

On behalf of the Governing Council, the Chair wished Professor Byer well in his retirement.

**(b) Ms Catherine Riggall**

The Chair reminded members that this was the final meeting for Ms Cathy Riggall in her capacity as Vice-President, Business Affairs as she was retiring on December 31, 2011. He noted that at its meeting on December 5<sup>th</sup>, the Executive Committee had passed a resolution to acknowledge the service of Ms Riggall. The Governing Council also wanted to formally recognize Ms Riggall's contributions to the University.

On motion duly moved, seconded and carried

It was Resolved

THAT the Governing Council of the University of Toronto recognize and express its appreciation for the exemplary leadership of Ms Catherine Riggall over her seven and a half years as Vice-President, Business Affairs in achieving extraordinary advances for the cause of University's goals and aspirations.

IN ACCORDANCE WITH A DETERMINATION BY THE EXECUTIVE COMMITTEE, PURSUANT TO SECTIONS 38 AND 40 OF BY LAW NUMBER 2, ITEM 13 WAS CONSIDERED BY THE GOVERNING COUNCIL *IN CAMERA*.

**13. Report Number 55 of the Committee for Honorary Degrees**

On motion duly moved, seconded and carried

It was Resolved

THAT the recommendations contained in Report Number 55 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.

The meeting adjourned at 6:15p.m.

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Secretary

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Chair

December 19, 2011