

UNIVERSITY OF TORONTO
THE GOVERNING COUNCIL
REPORT NUMBER 381 OF
THE EXECUTIVE COMMITTEE

Wednesday, October 13, 2004

To the Governing Council,
University of Toronto.

Your Committee reports that it held a meeting on Wednesday, October 13, 2004 at 5:00 p.m. in the Boardroom, Simcoe Hall, with the following members present:

Ms Rose M. Patten (In the Chair)
The Honourable Frank Iacobucci, Interim
President
Mr. Brian Davis
Ms Susan Eng
Dr. Shari Graham Fell
Ms Françoise Dulcinea Ko
Mr. Ari Kopolovic
Professor Barbara Sherwood Lollar
Professor Michael R. Marrus
Mr. John F. (Jack) Petch
Mr. Timothy Reid
Professor Arthur S. Ripstein
Mr. Robert S. Weiss

Non-Voting Member:

Mr. Louis R. Charpentier

Secretariat:

Mr. Andrew Drummond
Ms Cristina Oke

Regrets:

The Honourable William G. Davis

In Attendance:

Dr. Robert M. Bennett, Chair, University Affairs Board and member of the Governing Council
Professor W. Raymond Cummins, Chair, Academic Board and member of the Governing Council
Ms Jacqueline C. Orange, Chair, Business Board and member of the Governing Council
Professor Vivek Goel, Vice-President and Provost and member of the Governing Council
Ms. Oriel Varga, member of the Governing Council
Ms Catherine Riggall, Interim Vice-President, Business Affairs
Professor Angela Hildyard, Vice-President, Human Resources and Equity
Professor Carolyn Tuohy, Vice-President, Government and Institutional Relations
Dr. Beata FitzPatrick, Assistant Vice-President and Director, Office of the President

VARY THE AGENDA

It was agreed to vary the agenda to consider those items requiring Professor Hildyard's presence immediately following the Report of the President.

On motion duly moved and seconded,

IT WAS RESOLVED

THAT, pursuant to sections 28 (e) and 33 of *By-Law Number 2*, consideration of item 1 take place *in camera*, with the Board Chairs and Vice-Presidents admitted to facilitate the work of the Committee.

1. External Appointments

On motion duly moved and seconded,

YOUR COMMITTEE APPROVED

THAT the following individuals be appointed members and directors of University of Toronto Press for 2004-2005, or until their successors are appointed:

Mr. Frank Anderson
Ms. Kathryn Bennett
Mr. Kendall Cork
Professor Emeritus Martin Friedland
Ms. Carole Moore
Professor Heather Murray
Mr. Martin Offman

Mr. Roger Parkinson
Ms. Catherine Riggall
Mr. Andrew Ritchie
Mr. Robert Steacy
Mr. Robert White
Mr. John Yates

The Committee returned to closed session.

2. Reports of Previous Meetings

Report Number 378 of the Executive Committee meeting held on September 13, 2004, and Reports 379 and 380 of the special Executive Committee meetings held on September 20, 2004 and September 23, 2004 were approved. A member noted for the record that the discussion about the possibility of an advisory committee to the Presidential Search Committee was rejected.

3. Business Arising from the Reports of Previous Meetings

There was no business arising from the reports of the previous meetings.

4. Minutes of the Governing Council Meeting

Members received for information the draft minutes of the Governing Council meeting held on September 23, 2004.

5. Business Arising from the Governing Council Meetings

The Chair reminded members that a notice of motion had been given at the meeting of the Governing Council held on September 23, 2004. The motion read as follows:

Be It Resolved

THAT the University of Toronto strike an expansive committee, the mandate of which is to lobby the government and garner a wide base of support from the community, in order to hold all levels of government accountable to a publicly funded open and accessible education system, and ensure with the following:

1. Adequate government transfer payments with funding not in any way contingent on private and corporate donations.
2. A National Needs Based Grant System with substantial support for equity seeking groups.

The committee is to include:

- a) Academics
- b) Administrative staff
- c) Numerous Student group representatives from the Graduate Students' Union, the Association of Part-time Undergraduate students, and the Students' Administrative Council
- d) Community organization representatives.

The Committee once established will work on developing research, liaising with community organizations, encouraging community involvement through consultations, events, town halls in addition to lobbying the government.

Ms. Oriel Varga was in attendance for this item. The Chair noted that the Executive Committee's role was to determine whether to place the motion on the agenda of the November 1, 2004 Governing Council meeting.

The Chair observed that the administration was actively engaged in ongoing advocacy efforts with governments at all levels. The Committee had an obligation to consider whether it was appropriate for Governing Council to manage the administration to such a degree that it would be telling the administration how to perform its duties, as opposed to overseeing the administration in its efforts.

The Chair informed the committee, that she would allow Ms. Varga to provide a brief justification for bringing forward the notice of motion. Ms. Varga noted that, during the discussion of the *Performance Indicators for Governance* Report at the September 23, 2004 meeting of Governing Council, attention had been drawn to the level of funding provided to the University from corporate sources. She commented that, in her view, private and corporate donations could have negative impacts on the University and, in order to address such a critical issue, she felt that the committee described in the notice of motion would be the appropriate vehicle.

A member noted that although some of the aims of the proposed committee might be consistent with University goals, she would like the administration to clarify the involvement of student and other groups in the preparation of the response to the Rae Review. She suggested that perhaps some of the the aims of the motion could be folded into the University's response to the Rae Review of Postsecondary Education.

5. Business Arising from the Governing Council Meetings (cont'd.)

The President noted that although some of the ideas expressed in the proposed motion were consistent with the administration's goals, others were not. For example, some grants, which by design were funded from private sources and matched by public sources (such as OSOTF), were strongly desirable and provided increased accessibility for students who might otherwise be unable to attend University. The Provost noted that the consultation process related to the Rae Review was an open one and would welcome student submissions. He further added that Governing Council had mandated clear policies and guidelines on the acceptance of donations and naming which protected University autonomy and academic integrity, and that those policies served the University well.

A member noted that student advocacy and strong participation in the Rae Review process was strongly desired, but that the use of a committee as contemplated in the notice of motion would be an ineffective way to do so.

The Chair informed the Executive Committee that she would allow a brief response from Ms. Varga, who noted that, in her opinion, the proposed committee would provide sufficient energy to the advocacy efforts of the institution to enable the University's efforts to be successful in a way that they were not currently. She added that the University needed to take leadership in calling for governments to increase funding transfers to institutions.

On motion duly moved and seconded,

YOUR COMMITTEE APPROVED

THAT the proposed motion not be placed on the agenda of the Governing Council.

The Chair recalled that a member of Governing Council, at the meeting of September 23, 2004, had noted her objections to the fact that several points she had raised during the *in camera* discussion at the August 16, 2004 meeting of Governing Council had not been included in the minutes of that meeting. The Chair noted that the member's comments had been included in the report of the September meeting, and that the remarks made *in camera* were recorded in the *in camera* report of the August meeting. They were a matter of record.

6. Report of the President

On motion duly moved and seconded,

IT WAS RESOLVED

THAT, pursuant to sections 28 (e) and 33 of *By-Law Number 2*, consideration of item 6 take place *in camera*, with the Board Chairs and Vice-Presidents admitted to facilitate the work of the Committee.

The Chair welcomed Professor Hildyard and Professor Tuohy to the meeting room.

The President reported that the Rae Review consultation process was underway and that a meeting for all governors and members of Governing Council's Boards and Committees would be held on October 14, 2004 to discuss the University's preliminary response.

6. Report of the President (cont'd.)

The President then reported on the University's position on the upcoming elimination of mandatory retirement in Ontario and the status of discussions with the University of Toronto Faculty Association (UTFA) in relation to it.

Lastly, the President reported on discussions relating to two property matters.

The Committee returned to closed session.

7. Items for Endorsement and Forwarding to Governing Council*(a) Arising from Report Number 129 of the Academic Board (September 27, 2004)****Item 6 – Ontarians with Disabilities Act: University of Toronto Accessibility Plan, 2004-05***

Professor Hildyard briefly summarized the report for members, which was the second report to Governing Council since the *Act* had required the preparation of plans.

Professor Cummins stated that each Ontario university was required to develop an annual accessibility plan and submit it to the government by September 30. Highlights of the University's 2004-05 *Accessibility Plan* were presented to the Planning and Budget Committee and to the Academic Board, as well as to the Business Board and University Affairs Board.

He then reported that at the Academic Board, questions were raised concerning the sustainability of initiatives, increased focus on issues of mental health, and the variety of ways in which the needs of individuals could be accommodated.

Dr. Bennett stated that, because of its responsibility for "equity issues and initiatives," the University Affairs Board also reviewed the *Plan*. The Board's response was very favourable. Members praised the level of consultation with student groups, and it received additional information of the University's work to accommodate students with mental illness and learning disabilities.

Ms. Orange summarized the Business Board's discussion, reporting that because it was responsible for personnel matters with respect to administrative staff, it also received a very helpful presentation on the *Plan* from Professor Hildyard. The Business Board was clearly supportive. It was pleased to learn from Professor Hildyard that people with disabilities were participating in the process and that they appeared to be satisfied that their concerns were being heard and their issues dealt with, to the best of the University's ability.

Members briefly discussed the impact of the Premier's announcement that all facilities would be fully accessible within a twenty-year period.

On motion duly moved and seconded,

YOUR COMMITTEE ENDORSED AND FORWARDED
to the Governing Council the following recommendation:

THAT the *Ontarians with Disabilities Act: University of Toronto Accessibility Plan, 2004-05*, be approved in principle.

7. Items for Endorsement and Forwarding to Governing Council (cont'd)

Members then discussed the style of the presentation to Governing Council that Professor Hildyard would provide, and agreed to a shortened version of the Powerpoint presentation provided to all three Boards.

(b) Arising from Report Number 123 of the University Affairs Board (September 28, 2004)

Item 3 - Statement of Commitment Regarding Persons with Disabilities

Professor Hildyard summarized the proposed *Statement of Commitment* and its purpose. Dr. Bennett stated that one of the initiatives identified in the *Accessibility Plan* was the proposed *Statement of Commitment Regarding Persons with Disabilities*. The *Statement* would replace an out-of-date Policy approved in 1987, which referred to an office that no longer existed. The process of preparing the proposed *Statement* was exemplary, with a study of best practices internationally, an inclusive planning committee, and wide consultations.

The *Statement* set out a broad vision and the means of achieving it, including:

- establishing a climate of understanding and mutual respect;
- support and accommodation of individuals with disabilities; and
- elimination or minimization of barriers.

The University Affairs Board was assured that it would have the opportunity to monitor implementation of the *Statement* - both through its annual review of the *Accessibility Plan* and of the reports of the accessibility officers.

Dr. Bennett then passed along his compliments on seeing the principles of accessibility instantiated in new facilities such as the Scarborough Campus Student Centre.

On motion duly moved and seconded,

YOUR COMMITTEE ENDORSED AND FORWARDED
to the Governing Council the following recommendation:

THAT the proposed *Statement of Commitment Regarding Persons with Disabilities* be approved, replacing the *Services to Disabled Persons Policy* approved by the Committee on Campus and Community Affairs on December 9, 1987.

Professor Hildyard withdrew from the meeting room.

8. University of Toronto Response to Rae Review

The President summarized the status of both the Rae Review and the University's response to it. He noted that on October 14, there would be an information session for governors and members of all the Boards and Committees that would provide a useful introduction to the University's position on the review process. He then noted that the timeline for the provision of a response was very tight and that, because of the timeline, the administration was requesting that the item be placed on the agenda of the Governing Council meeting of November 1, 2004.

8. University of Toronto Response to *Rae Review* (cont'd.)

The motion that would be placed on the table would request that Council accept and reaffirm the principles and directions outlined in the University's context paper for submission to the *Higher Expectations for Higher Education Review*.

Members then discussed the basic content of the University's response. Professor Tuohy noted that the University, as a major teaching and research institution, had a distinctive perspective from many smaller institutions and would be presenting a document that reflected that perspective, most especially regarding the importance of graduate education. She noted that three University 'town halls' would be held to consult with the broader University community. Professor Tuohy then noted that deadline for substantive responses was November 15, although supplementary material could be provided until December 8.

A member questioned whether the response conflicted with the positions taken in *Stepping UP*. Both Professor Tuohy and Professor Goel noted that the principles taken in both processes were consistent.

On motion duly moved and seconded,

YOUR COMMITTEE APPROVED

That the University of Toronto Response to the *Rae Review* be placed on the agenda of the November 1 Governing Council meeting.

It was agreed that that between 30 and 40 minutes would be allocated to the topic of the Review, with 20 minutes at a maximum allocated to Professor Tuohy to introduce and present the University's response.

9. Items for Confirmation by the Executive Committee***Arising from Report Number 129 of the Academic Board (September 27, 2004)*****(a) Faculty of Medicine: Departmental Name Changes****(a) Department of Anaesthesia**

Professor Cummins introduced the above-noted item for confirmation. There was no discussion.

On motion duly moved and seconded,

YOUR COMMITTEE CONFIRMED THE DECISION OF THE ACADEMIC BOARD

THAT the Faculty of Medicine change the name of the Department of Anaesthesia to the Department of Anesthesia.

(b) Department of Otolaryngology

Professor Cummins introduced the above-noted item for confirmation. There was no discussion.

On motion duly moved and seconded,

9. Items for Confirmation by the Executive Committee (cont'd.)

YOUR COMMITTEE CONFIRMED THE DECISION OF THE ACADEMIC BOARD

THAT the Faculty of Medicine change the name of the Department of Otolaryngology to the Department of Otolaryngology – Head and Neck Surgery.

10. Items for Endorsement and Forwarding to Governing Council
(cont'd. from above)

(a) Arising from Report Number 129 of the Academic Board (September 27, 2004)

Item 5 - School of Graduate Studies: Proposed new one-year Master's Degree in Environmental Science (M.Env.Sc.)

Professor Cummins introduced the above-noted item, reporting members of the Academic Board had been informed that this would be the first graduate program offered at the University of Toronto at Scarborough (UTSC). The discussion at AP&P about the proposed degree program had been positive. The Planning and Budget Committee had revised the motion to include the sources of funding for the program. At the Board, questions were raised concerning the consultation process, and accessibility to the program, since guaranteed funding for graduate students did not apply to professional master's programs. There was no discussion.

On motion duly moved and seconded,

YOUR COMMITTEE ENDORSED AND FORWARDED to the Governing Council the following recommendation:

THAT the Master's degree in Environmental Science (M.Env.Sc.) at UTSC be approved. This program will be supported by resources from UTSC and by a share of enrolment growth revenue.

Item 7 – Capital Project: Terrence Donnelly Centre for Cellular and Bio-Molecular Medicine (CCBR): Project Planning Report - Update

Professor Cummins briefly introduced the above-noted item and reported that members of the Academic Board had been informed that this project had been approved in 2001 at a planned cost of \$85.1 million. This amount allowed five floors to be shelled-in and not completed. Recently, additional funding had been received which allowed the five floors to be finished before the construction was completed in June 2005. The cost to complete the project was now \$96.6 million, rather than the \$105 million estimated cost in 2001.

Ms. Orange stated that, subject to Governing Council approval of the motion, the Business Board had approved spending of \$96.6-million to complete this project.

The Business Board had received this proposal as good news, because the cost of completing the full project – including the shelled-in floors and a new atrium - was \$8.4-million less than the original estimate.

She then noted that although the borrowing needed to complete the project would increase, \$8 million of that increase was for short-term borrowing to bridge receipt of the full amount of the

10. Items for Endorsement and Forwarding to Governing Council (cont'd.)

Donnelly donation. That donation had been pledged for payment in full by 2012. Long-term borrowing requirements had in fact declined somewhat. The administration had conservatively accounted for the full amount of the borrowing – long-term and short-term - in its regular report to the Business Board on capital projects and borrowing.

Ms. Orange added that the Provost planned to bring to the Planning and Budget Committee a new capital plan. That plan would – like the long-term budget guidelines – show the annual availability of borrowing capacity. That capacity would change as new costs were incurred and as internal financing (short-term borrowing like this and the usual long-term internal mortgages) were repaid.

In addition, Ms. Orange asked the Committee to express its compliments to Professor Ron Venter, Vice-Provost, Space and Facilities Planning, along with all the members of his team, for their adroit management of the CCBR project.

During a brief discussion, a member questioned how such significant savings were possible. The Provost noted that savings were achieved through three principal means: a reduced need for financing as a result of the Donnelly gift; reduced costs from full completion of the building during construction; and careful ongoing project management.

On motion duly moved and seconded,

YOUR COMMITTEE ENDORSED AND FORWARDED to the Governing Council the following recommendation:

1. THAT the Users' Committee Report [currently referred to as the Project Planning Report] for the Terrence Donnelly Centre for Cellular and Bio-Molecular Research previously approved in February 2001 be fully implemented to complete the atrium and the five shelled-in floors and make them fully operational.
2. THAT the Terrence Donnelly Centre for Cellular and Bio-Molecular Research be completed at a cost of \$96,600,000 with funding sources as follows:
 - a. \$30,800,000 from the Canada Foundation for Innovation [CFI],
 - b. \$30,000,000 from the Ontario Innovation Trust [OIT],
 - c. \$2,000,000 from the I'Anson Fund,
 - d. \$2,800,000 from the University Infrastructure Investment Fund,
 - e. \$1,275,000 from the interest on funds received,
 - f. \$11,500,000 contribution from Terrence Donnelly,
 - g. \$4,522,000 Matching from the McLaughlin Fund [OIT/ U of T],
 - h. \$2,500,000 Faculty of Medicine cash contribution
 - i. A mortgage in the amount of \$11,203,000 to be amortized over 20-25 years and to be repaid by collective contributions from the Faculty of Medicine, Leslie Dan Faculty of Pharmacy and the Faculty of Applied Science and Engineering through Ph.D. enrolments and/or the operating budgets of these Faculties.

11. Reports for Information

The Committee received the following reports for information:

- (a) Draft Excerpt of Report 129 of the Academic Board**
- (b) Report Number 123 of the University Affairs Board**

12. Date of Next Meeting

The Chair noted that the next regular meeting was scheduled for Thursday, December 2, 2004 at 5:00 p.m.

13. Other Business

A member questioned the status appointments to the Hart House Board of Stewards and Finance Committee and was informed that the matter was in process.

The meeting adjourned at 6:10 p.m.

Secretary
October 18, 2004

Chair