

THE GOVERNING COUNCIL

REPORT NUMBER 165 OF THE ACADEMIC BOARD

January 28, 2010

To the Governing Council,
University of Toronto

Your Board reports that it held a meeting on Thursday, January 28, 2010 at 4:10 p.m. in the Council Chamber, Simcoe Hall at which the following were present:

Professor Louise Lemieux-Charles, Chair	Professor Christopher Damaren	Professor Angelo Melino
Professor Cheryl Misak, Vice-President and Provost	Professor Charles Deber	Dr. Ahmed Mian
Professor Cheryl Regehr, Vice-Provost Academic Programs	Mr. Sybil Derrible	Ms Carole Moore
Ms Yvette Ali	Professor Joseph Desloges	Professor Linda Northrup
Professor Derek Allen	Ms Caroline Di Giovanni	Ms Judith Poe
Professor Maydianne Andrade	Professor Wendy Duff	Mr. Matthew Purser
Mr. Konstantin Anosov	Professor Darryl Edwards	Dr. Susan Rappolt
Professor Ronald Beiner	Professor Guy Faulkner	Professor Wendy Rotenberg
Ms Patricia Bellamy	Professor Meric Gertler	Professor Lock Rowe
Professor Katherine Berg	Professor Robert Gibbs	Professor Andrea Sass-Kortsak
Professor Parth Bhatt	Professor Avrum Gotlieb	Ms Helen Slade
Ms Katarina Cadete	Professor Rick Halpern	Professor Elizabeth M. Smyth
Professor Terry Carleton	Mr. Adam Heller	Ms Lynn Snowden
Mr. Louis Charpentier	Mrs. Bonnie Horne	Miss Maureen J. Somerville
Professor Will Cluett	Ms Jemy Joseph	Professor Suzanne Stevenson
Professor David Cook	Professor Alison Keith	Miss Sabrina Tang
Professor Brian Corman	Professor Bruce Kidd	Mr. Daniel Taranovsky
Professor Elizabeth Cowper	Ms Min Hee (Margaret) Kim	Professor Njoki Wane
Professor Alister Cumming	Dr. Chris Koenig-Woodyard	Mr. Gregory West
	Professor Jim Lai	Professor Charmaine Williams
	Professor Heather MacNeil	Mr. Jason Wong
		Dr. Cindy Woodland

Regrets:

Ms Binish Ahmed	Mr. John A. Fraser	Ms Michelle Mitrovich
Professor Stewart Aitchison	Professor Jane Gaskell	Professor David Mock
Professor Varouj Aivazian	Ms Joeita Gupta	Professor Shahrzad Mojab
Professor Cristina Amon	Ms Tulika Gupta	Professor Mayo Moran
Professor Jan Angus	Professor Russell Hartenberger	Professor Michelle Murphy
Professor Gage Averill	Professor Ellen Hodnett	Professor David Naylor
Professor Sylvia Bashevkin	Dr. Allan S. Kaplan	Professor Sioban Nelson
Professor Denise Belsham	Professor Christina Kramer	Professor Janet Paterson
Ms Marilyn Booth	Professor Audrey Laporte	Professor Ito Peng
Mr. Andrew Brown	Ms Lesley Ann Lavack	Professor Ato Quayson
Professor Sujit Choudhry	Professor Robert Levit	Professor Doug Reeve
Professor Gerald Cupchik	Professor Hy Van Luong	Professor Jolie Ringash
Professor Gabriele D'Eleuterio	Professor Henry Mann	Professor Seamus Ross
Ms Saswati Deb	Professor Roger L. Martin	Professor Tattersall Smith
Ms Netila Demneri	Dr. Thomas Mathien	Professor Richard Sommer
Professor Miriam Diamond	Professor Douglas McDougall	Professor Romin Tafarodi
	Professor Mark McGowan	Ms Rita Tsang
	Professor John R. Miron	Dr. Donald A. Wasylenki
	Professor Faye Mishna	Professor Catharine Whiteside

<p>Non-voting Assessors: Professor Angela Hildyard, Vice-President, Human Resources and Equity Ms Catherine Riggall, Vice-President, Business Affairs</p>	<p>Ms Judith Wolfson, Vice-President, University Relations Professor Edith Hillan, Vice-Provost, Faculty and Academic Life</p>	<p>Ms Elizabeth Sisam, Assistant Vice-President, Campus and Facilities Planning</p> <p>Secretariat: Ms Mae-Yu Tan</p>
<p>In Attendance: Professor William Gough, Member of the Governing Council Mr. Neil Dobbs, Deputy Secretary of the Governing Council Mr. Paul Donoghue, Chief Administrative Officer, University of Toronto at Mississauga (UTM) Ms Sheree Drummond, Assistant Provost</p>	<p>Mr. Anwar Kazimi, Committee Secretary, Office of the Governing Council Professor Gretchen Kerr, Associate Dean, Undergraduate Education, Faculty of Physical Education and Health Ms Helen Lasthiotakis, Director, Academic Programs and Policy, Office of the Vice-President and Provost Mr. George Luste, President, University of Toronto Faculty Association</p>	<p>Mr. Steve Moate, Senior Legal Counsel, Office of the President Mr. Henry Mulhall, Assistant Secretary of the Governing Council Ms Karen Vu-Nguyen, President, Physical and Health Education Undergraduate Association Professor David Zingg, Director, University of Toronto Institute for Aerospace Studies</p>

In this report, items 6 to 10 are recommended to the Governing Council for approval. The remaining items are reported for information.

The Chair welcomed members and guests to the meeting. She announced that twelve members of the teaching staff had been acclaimed to serve a three-year term on the Academic Board from July 1, 2010 to June 30, 2013. The list of members-elect is provided below.

Faculty of Arts and Science

- Professor Elizabeth Cowper*¹
- Professor Miriam Diamond*
- Professor Robert Gibbs*
- Professor Linda Northrup*
- Dr. Roslyn Thomas-Long

Joseph L. Rotman Faculty of Management

- Professor Matthew Mitchell

Faculty of Medicine

- Professor Charles Deber*
- Professor Dwayne Barber
- Professor Karen Davis
- Professor Wendy Ward

Ontario Institute for Studies in Education

- Professor Njoki Wane*

Factor-Inwentash Faculty of Social Work

- Professor Charmaine Williams*

¹ * Indicates a member of the Academic Board in 2009-2010.

The Chair thanked all teaching staff who had stood for election. She expressed her appreciation to those who would continue their service on the Board for another term and to new members who would contribute to the work of the Board. She noted that five teaching staff seats on the Board remained unfilled and nominations for those seats would be accepted between Monday, February 1, 2010 at 12:00 noon and Friday, February 12, 2010 at 5:00 p.m. The list of vacancies is provided below.

- Faculty of Applied Science & Engineering – 1 seat
- John H. Daniels Faculty of Architecture, Landscape and Design – 1 seat
- Faculty of Physical Education and Health – 1 seat
- University of Toronto at Mississauga – 1 seat
- University of Toronto at Scarborough – 1 seat

1. Approval of Report Number 164 of the Meeting held on November 12, 2009

Report Number 164 of the meeting held on November 12, 2009 was approved.

2. Business Arising from the Report of the Previous Meeting

Item 1: Welcome and Introductory Remarks by the Chair

The Chair drew members' attention to page 3 of Report Number 164, which contained reference to concerns that a member had raised about meeting documentation that had been provided to her. The Chair informed the Board that, further to the matter, the member had requested that a communication that she had sent to the Office of the Governing Council be distributed to members of the Board. Copies of that communication had been placed on the table and had been available at the door for members.

3. Report Number 159 of the Agenda Committee (January 19, 2010)

The Chair explained that the Agenda Committee met prior to each meeting of the Board to set the agenda and review meeting documentation. She stated that the academic administrative appointments that had been approved by the Committee on January 19th were listed on pages 3-4 of Report Number 159. She offered her congratulations to a Board member, Professor Faye Mishna, who had been appointed Dean of the Factor-Inwentash Faculty of Social Work for a five-year term, effective February 1, 2010.

4. Report of the Vice-President and Provost

(a) Natural Disaster in Haiti

Professor Misak acknowledged the recent disaster in Haiti which had touched many members of the University community. A Service of Solidarity had been held on January 21st in the Great Hall in Hart House; President Naylor and other members of the community

4. Report of the Vice-President and Provost (cont'd)

(a) Natural Disaster in Haiti (cont'd)

had spoken at the event. Professor Misak stated that the University would maintain its efforts to support its students during this difficult time.

(b) Endowment Payout

Professor Misak recalled that the previous year had been a difficult one for divisions because of the loss of the endowment payout. They had struggled and had made great efforts to ensure that student financial aid and support for academic programs remained intact. Professor Misak then announced that there would be a payout this year, as had previously been projected. The Deans had been notified that there would be a floor payout rate of \$5.00 per unit in order to allow divisions to engage in their budgeting process for the 2010-2011 year. That was an absolute minimum, and it was hoped that a number closer to that of past years (approximately \$7 per unit) would be achieved.

(c) Graduate Expansion

Professor Misak informed the Board that, following ongoing discussions with the provincial government, some partial fungibility between masters and doctoral spaces in the graduate expansion plans had been granted. The Planning and Budget Office had been actively engaged in determining how best to allocate the positions. The welcome development would allow the University to better respond to demands for admission to professional masters programs from both national and international applicants.

5. Proposed Bargaining Authorization for Negotiation with the University of Toronto Faculty Association

Professor Hildyard introduced the proposal for bargaining authorization for negotiation with the University of Toronto Faculty Association (UTFA)² that was outlined in her memorandum dated January 26, 2010. She stated that the terms of employment for the University's faculty were covered by the Memorandum of Agreement (MOA)³, which set out a process for negotiating changes to salary and benefits. That included a process of mediation and arbitration in the event that the University and the UTFA were unable to reach agreement. All other terms of employment, such as appointment procedures, the tenure process, the grievance process, and workload issues, were not subject to a mediation and arbitration process and would require agreement of the parties to change.

5. Proposed Bargaining Authorization for Negotiation with the University of Toronto Faculty Association (cont'd)

² <http://www.governingcouncil.utoronto.ca/AssetFactory.aspx?did=6711>

³ <http://www.governingcouncil.utoronto.ca/AssetFactory.aspx?did=6594>

Professor Hildyard said that the University and the UTFA had been aware for some time that workload issues were of concern to faculty and they had been engaged in discussions for several months on ways to strengthen the existing workload provisions. The fairness and transparency of workload decisions, which were made within departments, had been the focus of the discussions. While there was agreement on many of the principles, to date there was not complete agreement.

The UTFA had indicated the importance of including workload in the regular negotiations process. The UTFA preferred that workload policy be subject to the same mediation and arbitration process that was used for salaries and benefits, and it had pointed out that most universities had some form of mediation/arbitration process in place to address workload policy disagreements between parties.

Professor Hildyard stated that, while the University recognized the value in making some changes to the current approach to workload, a move to a mediation/arbitration model for workload was not its immediate preference. However, as was the case in all complex negotiations, the University looked at the totality of the issues and sought a principled way to address them. Therefore, within the context of the current negotiations, the University was prepared to recommend that the workload provision of Article 8 of the MOA be subject to the same mediation/arbitration process in place for salaries and benefits. In order to move in that direction, prior governance approval to alter the terms of the MOA was required. Specifically, authorization from the Board was being sought to agree to a change to the MOA in the event that other elements in the negotiation process made such an agreement favourable for the University. If the change was made, Arbitrator Teplitsky would have the power to mediate or arbitrate a change to the workload provision; from that point on, workload provision would be negotiated whenever the University engaged in formal negotiations with the UTFA. Professor Hildyard closed by noting that the University had engaged in considerable internal consultation on the matter, and it was confident that Mr. Teplitsky possessed the necessary understanding of key workload principles.

A member expressed his support for the proposal and stated that, in his view, it was an appropriate time to revisit Article 8 of the Memorandum of Agreement.

On motion duly moved, seconded, and carried

YOUR BOARD APPROVED

That the Academic Board authorize those negotiating on behalf of the University in the current Salary and Benefit negotiations with the University of Toronto Faculty Association to enter into an agreement, should they deem it advisable, whereby the existing Article 8 of the Memorandum of Agreement will be amended to provide for amendments to Article 8 being made in accordance with and as part of the process under Article 6 of the Memorandum of Agreement.

Documentation is attached hereto as [Appendix “A”](#).

6. Faculty of Physical Education and Health: Proposed Bachelor of Kinesiology (B.Kin.) Program and Proposed Revision to the Bachelor of Physical Health and Education (B.P.H.E.)

The Chair said that the proposal for a new Bachelor of Kinesiology (B.Kin.) Program and Revision to the Bachelor of Physical Health and Education (B.P.H.E.) Program had been considered by the Committee on Academic Policy and Programs (AP&P) at its meeting of January 12, 2010 and by the Planning and Budget Committee (P&B) at its January 18th meeting. If recommended by the Academic Board, the proposal would be considered for approval by the Governing Council on February 25th.

Upon introducing the proposal⁴, which had been included in the agenda package distributed to members of the Board, Professor Sass-Kortsak stated that the AP&P had been supportive of the proposed program changes. Dr. Gotlieb added that the P&B had been satisfied that there were no resource implications for the University's operating budget resulting from the revised B.P.H.E. and new B.Kin. program. He noted that the costs associated with the upgrade of new equipment and related to implementation of a transition plan for current first-year students would be assumed by the Faculty of Physical Education and Health.

Professor Bruce Kidd, Dean of the Faculty of Physical Education and Health, commented that the Faculty firmly believed that the proposed initiative would greatly strengthen its admission pool. In response to a question from a member regarding the demand for the proposed programs, Professor Kidd stated that preliminary statistics from the current application cycle supported the expected increase in first-choice applications.

On motion duly moved, seconded, and carried

YOUR BOARD RECOMMENDS

- (a) THAT the proposed Bachelor of Kinesiology (B.Kin.) Program, as described in the proposal dated November 27, 2009, a copy of which is attached hereto as [Appendix "B"](#), be approved commencing for students admitted for September 2009; and
- (b) THAT the proposed revisions to the Bachelor of Physical Health and Education (B.P.H.E.) program, as described in the proposal dated November 27, 2009, be approved commencing for students admitted for September, 2009.

7. Capital Project: Project Planning Report for the Renovation of Chemistry Undergraduate Teaching Laboratories at the University of Toronto at Mississauga

The Chair explained that, on January 18th, the P&B had considered all four proposed capital projects which would be presented to the Board. If recommended by the Board, the projects would then be considered for approval by the Governing Council on February 25, 2010.

⁴ <http://www.governingcouncil.utoronto.ca/AssetFactory.aspx?did=6637>

7. Capital Project: Project Planning Report for the Renovation of Chemistry Undergraduate Teaching Laboratories at the University of Toronto at Mississauga (cont'd)

Dr. Gotlieb introduced the proposal⁵ for the Renovation of the UTM Chemistry Undergraduate Teaching Laboratories. He reported that no questions had been raised at the P&B meeting and the Committee had forwarded the proposal to the Academic Board for its consideration.

A member of the Board inquired about the impact of the proposed construction on UTM course offerings in the coming summer. A member of the Board responded, stating that only one second-year organic chemistry would be affected by the temporary unavailability of the chemistry lab. However, an equivalent course would be offered on the St. George campus during the 2010 summer session and UTM students would be accommodated.

On motion duly moved, seconded, and carried

YOUR BOARD RECOMMENDS

1. That the Project Planning Report for the University of Toronto at Mississauga Renovation of Chemistry Undergraduate Teaching Laboratories, a copy of which is attached hereto as [Appendix "C"](#), be approved in principle.
2. That the project scope, comprising renovation of 958 nasm in the South Building at a total project cost of \$4.24 million be approved with the full funding from the University of Toronto at Mississauga operating budget.

8. University of Toronto at Mississauga Campus Construction of Parking Deck

The Chair informed members that the University Affairs Board (UAB) had recently considered the impact of the proposal for the UTM Parking Deck Construction on campus and student life. Following a full discussion, the UAB had approved concurrence with the Academic Board's prospective recommendation. The Business Board would examine the financial implications of the proposal at its meeting on February 8, 2010.

Dr. Gotlieb presented the proposal for the UTM Parking Deck Construction⁶ and outlined the full discussion that had occurred at the P&B meeting⁷. He reported that Mr. Paul Donoghue, the Chief Administrative Officer at UTM, had responded in detail to a number of questions. In particular, Mr. Donoghue had stated that the UTM administration was in ongoing discussion with the City of Mississauga with respect to bike lanes and improvements in transit connections, but such initiatives had minimal impact on the parking spot margins. In addressing the issue of the parking rates, Mr. Donoghue had also explained that they were already at the highest level in

⁵ <http://www.governingcouncil.utoronto.ca/AssetFactory.aspx?did=6683>

⁶ <http://www.governingcouncil.utoronto.ca/AssetFactory.aspx?did=6707>

⁷ <http://www.governingcouncil.utoronto.ca/AssetFactory.aspx?did=6712>

8. University of Toronto at Mississauga Campus Construction of Parking Deck (cont'd)

terms of what the market could bear and any increases over the proposed 3% level would not be feasible.

On motion duly moved, seconded, and carried

YOUR BOARD RECOMMENDS

THAT, subject to the concurrence of the Business Board and the University Affairs Board, the proposed construction of a single-level parking deck, on the site of an existing surface parking lot and with a capacity of approximately 250 spaces, be approved at a total cost not to exceed \$6.5 million with funding to be provided by a loan to be repaid by the UTM Parking ancillary over a period of ten (10) years, beginning in fiscal 2010/11.

Documentation is attached hereto as [Appendix "D"](#).

9. Capital Project: Project Planning Report for the Centre for Collaborative Digital Media

Dr. Gotlieb presented some highlights of the proposal for the Centre for Collaborative Digital Media Capital Project⁸ and recounted a question that had been raised at the P&B meeting⁹ about occasional reconfiguration of space within the Centre.

During the Board's discussion, a member observed that the project costs had been escalated to an assumed tender date of mid-2010 and asked for an elaboration of that process. Ms Sisam explained that the project cost estimates had been prepared for an application that had been submitted to the Canada Foundation for Innovation (CFI) in September, 2008. It was standard practice when preparing such submissions to estimate when the construction period might occur and the level of escalation over that period, taking into account consumer price index increases.

Professor Meric Gertler, Dean, Faculty of Arts and Science, responded to the member's question about the Faculty's contribution of \$200,000 to the project cost. He explained that it was normal for local divisions to provide 20% of the funding for projects awarded CFI and Ontario Research Fund (ORF) grants. In the case of the proposed Centre for Collaborative Digital Media, the Department of Computer Science and the Faculty would provide matching contributions. Professor Gertler emphasized that such projects were supported only if they were strongly aligned with the Faculty's academic priorities.

In response to a member's question, Ms Sisam stated that the construction of the proposed project would occur in two phases in order to minimize disruption for students and occupants of the Bahen Centre for Information Technology. The first phase, the structural infill of the two

⁸ <http://www.governingcouncil.utoronto.ca/AssetFactory.aspx?did=6675>

⁹ <http://www.governingcouncil.utoronto.ca/AssetFactory.aspx?did=6712>

9. Capital Project: Project Planning Report for the Centre for Collaborative Digital Media (cont'd)

floor levels, would commence in May 2010 with a projected occupancy by December 2010. The second phase, the interior renovation, would begin in May 2011 with occupancy by December 2011.

On motion duly moved, seconded, and carried

YOUR BOARD RECOMMENDS

1. That the Project Planning Report for the Centre for Collaborative Interactive Digital Media, a copy of which is attached hereto as [Appendix "E"](#), be approved in principle.
2. That the project scope as identified in the Project Planning Report be approved in principle at a Total Project Cost of \$3,187,000 with funding as follows:

Canada Foundation for Innovation	\$ 1,493,500
Ontario Research Fund	\$ 1,493,500
Faculty of Arts & Science	\$ 200,000
Total	\$ 3,187,000

10. Capital Project: Project Planning Report for the Centre for Microsatellite Science and Technology

Dr. Gotlieb outlined the proposal for the Centre for Microsatellite Science and Technology Capital Project¹⁰ and reported that no questions had been raised by Committee members.

No questions about the proposal were put forth by the Board.

On motion duly moved, seconded, and carried

YOUR BOARD RECOMMENDS

1. That the Project Planning Report for the Microsatellite Science and Technology Centre, a copy of which is attached hereto as [Appendix "F"](#), be approved in principle.
2. That the project scope as identified in the Project Planning Report be approved in principle at a Total Project Cost of \$5,400,000 with funding as follows:

Canada Foundation for Innovation	\$ 2,700,000
Ontario Research Fund	\$ 2,700,000
Total	\$ 5,400,000

¹⁰ <http://www.governingcouncil.utoronto.ca/AssetFactory.aspx?did=6677>

11. Items for Information

Members received the following reports for information:

- (a) **Appointments and Status Changes**
- (b) **Report Number 143 of the Committee on Academic Policy and Programs** (January 12, 2010)
- (c) **Report Number 134 of the Planning and Budget Committee** (January 18, 2010)

There were no questions arising from the reports.

12. Date of Next Meeting

The Chair reminded members that the date of the next meeting was Tuesday, March 23, 2010, at 4:10 p.m.

13. Other Business

There were no items of other business.

14. Quarterly Report on Donations - August 1, 2009 – October 31, 2009

Members received this report for information. There were no questions.

The meeting adjourned at 5:00 p.m.

Secretary

Chair

February 1, 2010