

UNIVERSITY OF TORONTO
THE GOVERNING COUNCIL
REPORT NUMBER 375 OF
THE EXECUTIVE COMMITTEE

Monday, June 14, 2004

To the Governing Council,
University of Toronto.

Your Committee reports that it held a meeting on Monday, June 14, 2004 at 5:00 p.m. in the Boardroom, Simcoe Hall, with the following members present:

Dr. Thomas Simpson (In the Chair)
Professor Robert J. Birgeneau, President
Dr. Robert Bennett
Professor Philip H. Byer
Ms Susan Eng
Mr. Michael Foderick
Ms Karen Lewis
Professor Michael Marrus
Professor Ian McDonald
Ms Rose Patten
Mr. John F. (Jack) Petch (via phone)
Mrs. Susan M. Scace

Non-Voting Member:

Mr. Louis R. Charpentier

Secretariat:

Ms Cristina Oke

Regrets:

Ms Françoise Ko
Dr. Joseph Rotman

In Attendance:

Professor W. Raymond Cummins, Chair, Academic Board and member of the Governing Council
Professor Vivek Goel, Vice-President and Provost and member of the Governing Council
Ms Catherine Riggall, Interim Vice-President, Business Affairs
Mr. Andrew Drummond, Assistant Secretary of the Governing Council
Dr. Beata FitzPatrick, Assistant Vice-President and Director, Office of the President

Vary the Agenda

It was agreed to vary the agenda to consider the confidential draft report of the Special Committee to Review the Election of the Alumni Governors and the Chancellor after the items for approval.

On motion duly moved and seconded,

IT WAS RESOLVED

THAT, pursuant to sections 28 (e) and (f) of By-Law Number 2, consideration of agenda items 1, 2, 3 and 4 take place *in camera*, with the Board Chairs, Vice-Presidents, and Dr. Fitzpatrick admitted to facilitate the work of the Committee.

1. Board and Committee Assignments 2004-2005

On motion duly moved and seconded,

YOUR COMMITTEE RECOMMENDED

To the Governing Council

THAT the proposal from the Chair for Board and Committee assignments for 2004-05 be approved.

On motion duly moved and seconded,

YOUR COMMITTEE APPROVED

THAT, pursuant to Section 38 and 40 of By-Law Number 2, the recommendation be considered by the Governing Council *in camera*.

2. Committee for Honorary Degrees: Membership

On motion duly moved and seconded,

YOUR COMMITTEE ENDORSED AND FORWARDED

To the Governing Council

The recommendation from the Academic Board concerning the membership of the Committee for Honorary Degrees for 2004-05.

On motion duly moved and seconded,

YOUR COMMITTEE APPROVED

THAT, pursuant to Section 38 and 40 of By-Law Number 2, the recommendation be considered by the Governing Council *in camera*.

3. External Appointments

On motion duly moved and seconded,

YOUR COMMITTEE APPROVED

Subject to the ratification of the Board of Directors of Sunnybrook and Women's College Health Sciences Centre at its meeting on June 14, 2004, the following re-appointments to the Board of Directors:

Ms Virginia McLaughlin for a term of two-years from July 1, 2004 to June 30, 2006, and Dr. Blossom Wigdor, for a term of one year from July 1, 2004 to June 30, 2005.

4. Namings**(a) University of Toronto Press Scholarly Publishing Fund**

On motion duly moved and seconded,

YOUR COMMITTEE APPROVED

THAT the University of Toronto Press Inc. Scholarly Publishing Fund be renamed ‘The George Meadows/University of Toronto Press Inc. Scholarly Publishing Fund’

(b) Faculty of Architecture, Landscape, and Design Project Gallery

On motion duly moved and seconded,

YOUR COMMITTEE APPROVED

THAT The Project Gallery in the Faculty of Architecture, Landscape, and Design be named The Larry Wayne Richards Project Gallery.

THE COMMITTEE RETURNED TO CLOSED SESSION.

5. Reports of the Previous Meetings

Report 373 of the Executive Committee meeting held on May 17, 2004 and Report 374 of the Executive Committee meeting held on May 31, 2004 were approved.

6. Business Arising

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

7. Minutes of the Governing Council Meeting held on May 31, 2004

Members received for information the minutes of the Governing Council meeting held on May 31, 2004.

8. Business Arising from the Governing Council Meeting

The Chair noted that there had been two items of business arising from the meeting. The first item was a request to distribute to all members the advice provided on how governors could assist with efforts to obtain funding from external agencies, such as the Canadian International Development Agency (CIDA), for international students. The advice had been distributed by the Secretary of the Governing Council on June 7.

The second item had been a request for an update on the Ontario Student Opportunity Trust Fund (OSOTF) campaign. Dr. Dellandrea, Vice-President and Chief Advancement Officer, will make a brief oral report on this matter at the June 24 meeting of the Governing Council.

A member requested information on the source of the private donations that had been described as part of the presentation to the Governing Council on the Varsity Site

8. Business Arising from the Governing Council Meeting (cont'd)

Redevelopment. In his view, the donor(s) were partners in the redevelopment and should be publicly identified.

The member also expressed his discomfort at the advertisements of the Toronto Argonauts Football Club (Argonauts) that were promoting ticket sales for games at the new Varsity Stadium, when the agreement to build the Stadium had not yet been finalized. Other members expressed similar concerns at the ‘language of inevitability’ that was being used by the Argonauts in various media. Professor Goel explained that the University had informed the Argonauts that all media statements regarding the Stadium would require approval by the Interim Vice-President, Business Affairs before being released.

9. President's Report**(a) Ontario Review of Postsecondary Education**

The President distributed to members the announcement and background information on the comprehensive review of the design and funding of Ontario’s postsecondary education system that was being led by the Honourable Robert Rae (the Rae Review). Mr. Rae would be assisted by an advisory panel composed of Ms Leslie Church (a student in the Faculty of Law at the University of Toronto), Mr. Ian Davidson, the Honourable William Davis (a member of the Governing Council), Mr. Don Drummond, Dr. Inez Elliston (a member of the Governing Council), Mr. Richard Johnston, and Madame Huguette Labelle.

Recommendations on the development of a more coordinated, collaborative and differentiated system and the development of a sustainable funding framework, including operating grants, tuition and student assistance, in support of the newly designed system, were expected in January 2005.

The President indicated that the University would be producing a position paper on behalf of the medical-doctoral universities in Ontario for the review. The University would be fully engaged with the provincial government during the next few months.

A member asked what rationale could be provided to the provincial government to encourage the funding of large universities in Ontario. The President replied that the University would emphasize its leadership role in graduate and professional education in the province.

A member asked for confirmation that reforms to the Ontario Student Assistance Program (OSAP) were moving ahead. The President indicated that the reforms would be moving in tandem with the review of postsecondary education.

A member asked whether it would be useful for students to write to the Rae Review. The President replied that he would be encouraging all members of the University community to write to the Rae Review.

9. President's Report (cont'd)**(b) Federal Government Relations**

The President described the successful meetings that he, along with the Vice-President, Government and Institutional Relations, and the Vice-President, Research and Associate Provost, had held with senior officials in the federal government.

He distributed to members the open letter that the Board of Directors and chairs of the standing committees of the Association of Universities and Colleges of Canada (AUCC) had distributed to the leaders of the four main political parties in Canada. The letter called on the leaders to highlight the roles played by higher education and university research in building a prosperous, healthy and forward-looking country during the current campaign leading to the June 28 federal election. The President noted that the University would work with whatever party was in power after the election.

10. Items for Endorsement and Forwarding to the Governing Council**(a) Policy on Clinical Faculty**

Speaking on behalf of the Chair of the Academic Board, Professor Marrus explained that the Policy on Clinical Faculty had been discussed at length, and drew the attention of members to Report Number 128 of the Academic Board. The main issue had revolved around the protection of academic freedom for clinical faculty. Professor Goel had characterized the new process for dealing with grievances concerning academic freedom as a gain; the University now had a role in determining a binding finding of fact in these cases. The hospital or practice plan would determine the remedy. The current situation was ambiguous and the proposed policies would provide clarity. The President of the University of Toronto Faculty Association (UTFA) had expressed his opposition to the described process. He had proposed that the University rule on remedy as well. Professor Marrus reported that a motion to refer the Policy back had been defeated and the main motion had passed by a large majority.

Professor Goel informed the Committee that the UTFA Executive, at its recent meeting, had passed a motion in support of the Policy on Clinical Faculty, subject to approval by the UTFA Council.

On motion duly moved and seconded,

YOUR COMMITTEE ENDORSED AND FORWARDED

To the Governing Council the following recommendation:

THAT the draft Policy on Clinical Faculty dated May 27, 2004, a copy of which is attached to Report Number 128 of the Academic Board as Appendix "A", be approved in principle as the basis for the formation of a Clinical Relations Committee which will develop a detailed Manual of Policies and Procedures for Clinical Faculty on the understanding that the final policy will be brought forward for approval by Academic Board and Governing Council.

10. Items for Endorsement and Forwarding to the Governing Council (cont'd)**(b) Toronto School of Theology: Memorandum of Agreement - Amendments**

Professor Marrus explained that one of the main changes to the Agreement had been the establishment of a Joint Committee with power to make routine changes to the Agreement without requiring governance approval. A minor change had been made to Schedule C of the Agreement following the Board meeting. In section B.1, the Department of Athletics and Recreation had been changed to the Co-curricular Programs in the Faculty of Physical Education and Health.

On motion duly moved and seconded,

YOUR COMMITTEE ENDORSED AND FORWARDED

To the Governing Council the following recommendation:

THAT the Memorandum of Agreement between the University of Toronto and the Toronto School of Theology, dated May 4, 2004, as amended, a copy of which is attached to Report Number 128 of the Academic Board as Appendix "B", be approved for implementation July 1, 2004.

(c) Property: Declaration as Surplus to University Requirements

Professor Marrus commented that discussion on this issue had been brief. Members had learned that the proceeds from the sale of the land would be added to the capital fund and used for future projects.

A member asked if the Simcoe Street property was close to the University, and whether the lands in Mississauga and Scarborough were near those campuses. Professor Goel replied that the Simcoe Street property had been acquired as part of the purchase of 500 University Avenue. It was the University's intention to keep the 500 University Avenue building for the long-term, and there was no financial advantage in retaining the Simcoe Street property. He also explained that the properties in Mississauga and Scarborough were not contiguous to those campuses. A member asked whether there was sufficient land at the University of Toronto at Mississauga (UTE) and at the University of Toronto at Scarborough (TUSK) for expansion, capital projects and green space. Professor Goel replied that both campuses had approved master plans and that the municipalities in which they were located had strict development rules to preserve green space.

On motion duly moved and seconded,

YOUR COMMITTEE ENDORSED AND FORWARDED

To the Governing Council the following recommendation:

THAT the following property be declared surplus to University requirements:
210 Simcoe Street parking garage presently operated by the university as a parking lot;
the 210 Lane at Duncan and Pearl Streets;
the 11 acre parcel of land on Colin Road located on the Scarborough Lands;
the 8 acre parcel of land north of the UTE campus on Mississauga Road;
property within the town of Iroquois Falls, PAL 1074SEC;
property within the town of the Township of Wolford, C4 W PT Lot 2.

10. Items for Endorsement and Forwarding to the Governing Council (cont'd)**(d) Capital Project: 155 College Street – Project Planning Report**

Professor Marrus noted that the project planning report and the scope of the project were being recommended for approval in principle along with the funding of \$1.3 million for design work. The cost of the project and the sources of funding would be brought back for approval in the fall.

On motion duly moved and seconded,

YOUR COMMITTEE ENDORSED AND FORWARDED

To the Governing Council the following recommendation:

Subject to the approval by Business Board of a sufficient increase in the borrowing limits available to the University,

1. THAT the Project Planning Report for the Center for Health Improvement and System Performance [CHIPS] at 155 College Street, a copy of which is attached to Report Number 128 of the Academic Board as Appendix "D", be approved in principle;
2. THAT the project scope identified in the Project Planning Report, to establish 8,594 of net assignable square meters (name) of space to accommodate the teaching and research needs of the Faculty of Nursing [3804 name] and the Departments of Public Health Sciences [3124 name] and Health Policy, Management and Evaluation [1666 name] respectively be approved in principle;
3. THAT funding in the amount of \$1,300,000 be made available to undertake the design [July to November, 2004] through to the pre-tender stage of development.
4. THAT these funds, in the amount of \$1,300,000 to be acquired from a mortgage, amortized over twenty years, to be repaid from the University of Toronto operating budget.

(e) Sunnybrook and Women's College Health Science Centre: Master Plan, April 2003

Professor Marrus informed members that the University owned the land on which the Centre was situated. The current lease was coming to an end and the University had taken the opportunity to clarify the land use by creating two zones – one for Hospital development and one for the University and possible partners to develop.

On motion duly moved and seconded,

YOUR COMMITTEE ENDORSED AND FORWARDED

To the Governing Council the following recommendation:

THAT the Sunnybrook and Women's College Health Science Centre Master Plan, dated April 4th, 2003, be approved, and

10. Items for Endorsement and Forwarding to the Governing Council (cont'd)**(e) Sunnybrook and Women's College Health Science Centre: Master Plan, April 2003
(cont'd)**

THAT the revisions to the Sunnybrook and Women's College Health Science Centre Master Plan, dated April 4th, 2003, identified within Long Range Planning Framework – Sunnybrook Campus Site Plan, Chapter 1 and coded as Dwg.SKA-10-3a, dated March 31st, 2004, plus the companion text, be approved.

**(f) Capital Project: University of Toronto at Mississauga – Phase 8 Residence
– Sources of Funding**

Professor Marrus noted that the scope, the cost and the site for this project had been approved earlier by Governing Council. At this time, approval was requested for the source of funding – a 20-year mortgage. Dr. Bennett reported the concurrence of the University Affairs Board with the motion. Mr. Petch noted that the Business Board had approved an appropriation for design fees for this residence.

On motion duly moved and seconded,

YOUR COMMITTEE ENDORSED AND FORWARDED

To the Governing Council the following recommendation:

Subject to the approval by Business Board of a sufficient increase in the borrowing limits available to the University,

THAT the source of funding for the Phase 8 residence (approved by Governing Council March 29, 2004: 418-bed student residence totaling approximately 11,000 gross square meters at an estimated cost of \$26.215 million) at the University of Toronto at Mississauga be a mortgage in the amount of \$26,215,000, to be amortized over a period of 20 years and to be repaid from the UTE Residence Ancillary.

11. Governing Council/Executive Committee Meeting Dates, 2004-05

Ms Patten reminded members that By-Law Number 2 required that at least five regular meetings of Governing Council be held during the academic year. The date and times of such meetings were to be determined annually in advance by the Executive Committee not later than June 30 preceding the period of such meetings. The Executive Committee could cancel at most one of the regular meetings of the Governing Council in each academic year, for lack of sufficient business. A member asked whether the meeting date of June 29 would affect quorum for the meeting. Mr. Charpentier clarified that the date was a Wednesday and had been chosen to avoid the Thursday before the beginning of the long weekend. The final Governing Council meeting had been held on similar dates in the past with no problem.

11. Governing Council/Executive Committee Meeting Dates, 2004-05 (cont'd)

On motion duly moved and seconded,

YOUR COMMITTEE APPROVED

The 2004-2005 meeting dates for Council, as well as its own dates, as set out in the memorandum from the Committee Secretary dated June 4, 2004:

Executive Committee	Governing Council
Monday, September 13, 2004	Thursday, September 9, 2004 (retreat)
Wednesday, October 13, 2004	Thursday, September 23, 2004
Thursday, December 2, 2004	Thursday, October 28, 2004
Thursday, January 27, 2005	Thursday, December 16, 2004
Thursday, March 10, 2005	Thursday, February 10, 2005
Wednesday, April 20, 2005	Wednesday, March 30, 2005
Wednesday, May 18, 2005	Thursday, April 28, 2005
Wednesday, June 22, 2005	Thursday, May 26, 2005
Wednesday, June 29, 2005	Wednesday, June 29, 2005

12. Summer Executive Authority

Ms Patten noted that, each June, the Governing Council was asked to delegate to the President authority to take any necessary actions on its behalf during the summer months. The Chair would countersign individual authorizations. In September, these actions would be reported for information to the appropriate committee. Items not regarded as urgent would be held for consideration in the usual manner.

On motion duly moved and seconded,

YOUR COMMITTEE RECOMMENDED

To the Governing Council

1. THAT until the next regular meeting of the Governing Council or its appropriate committee or board, authority be granted to the President for:
 - (I) appointments to categories 2 and 3 of the Policy on Appointments and Remuneration approved by the Governing Council of the University of Toronto, dated May 13, 1999;
 - (ii) approval of such additional curriculum changes as may arise for the summer and September 2004; and
 - (iii) decisions on other matters the urgency of which does not permit their deferral until the next regular meeting of the Governing Council or its appropriate standing committee or board.
2. THAT all actions taken under this authority be approved by the Chair of the Governing Council prior to implementation and reported to the appropriate committee or board for information.

13. Special Committee to Review the Election of Alumni Governors and the Chancellor

On motion duly moved and seconded,

IT WAS RESOLVED

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

Members discussed the confidential draft report of the Special Committee to Review the Election of Alumni Governors and the Chancellor. There was agreement that additional consultation would be undertaken. It was intended that the report would come to governance in the fall.

THE COMMITTEE RETURNED TO CLOSED SESSION.

14. Governance Performance Evaluation: Preliminary Report on the Response to the Questionnaire

The Chair recalled that members of the Governing Council and its Boards and Committees had been invited to complete a brief questionnaire on performance evaluation. He invited the Secretary to report on the response to the questionnaire.

Mr. Charpentier informed members that nineteen members of the Governing Council and nineteen non-Governing Council members of Boards and Committees had returned questionnaires. He indicated that a follow-up reminder would be sent to request additional responses, and he invited members of the Executive Committee to encourage their colleagues to respond. He noted that a number of noteworthy themes were emerging from the completed questionnaires.

A member suggested that the subject of raising the visibility of governance be discussed at the Governing Council retreat in the fall. He encouraged his colleagues to follow up with other governors to increase the number of responses to the questionnaire.

15. Reports for Information

The Committee received for information Report Number 128 of the Academic Board and Report Number 122 of the University Affairs Board.

16. Date of Next Meeting

The Chair reminded members that the next meeting of the Executive Committee was scheduled for Thursday, June 24, 2004 at 3:00 p.m.

17. Other Business

There were no items of Other Business.

The meeting adjourned at 6:40 p.m.

Secretary
June 15, 2004

Chair