

UNIVERSITY OF TORONTO
THE GOVERNING COUNCIL
REPORT NUMBER 393 OF
THE EXECUTIVE COMMITTEE

Thursday, January 26, 2006

To the Governing Council,
University of Toronto.

Your Committee reports that it held a meeting on Thursday, January 26, 2006 at 5:00 p.m. in the Boardroom, Simcoe Hall, with the following members present:

Ms Rose M. Patten (In the Chair)
Mr. John F. (Jack) Petch, Vice-Chair
Professor C. David Naylor,
President
Ms Holly Andrews-Taylor
Mr. P.C. Choo
Ms Susan Eng
Dr. Shari Graham Fell
Professor Michael R. Marrus
Mr. Timothy Reid
Professor Arthur S. Ripstein
Professor Barbara Sherwood Lollar
Mr. Robert S. Weiss

Non-Voting Member:

Mr. Louis R. Charpentier

Secretariat:

Mr. Henry Mulhall, Secretary
Ms Margaret McKone

Regrets:

The Honourable William G. Davis
Mr. Ran Goel
Professor Vivek Goel, Vice-President and Provost and member of the Governing Council

In Attendance:

Dr. Robert Bennett, Chair, University Affairs Board and member of the Governing Council
Professor Raymond Cummins, Chair, Academic Board and member of the Governing Council
Ms Jacqueline Orange, Chair, Business Board and member of the Governing Council
Ms Catherine Riggall, Vice-President, Business Affairs
Dr. Chris Cunningham, Special Advisor to the President
Dr. Anthony Gray, Judicial Affairs Officer, Office of the Governing Council

On motion duly moved and seconded,

IT WAS RESOLVED

THAT, pursuant to sections 28 (e) and 33 of *By-Law Number 2*, consideration of items 1, 2, and 3 take place *in camera*, with the Board Chairs, Vice-Presidents and Special Advisor to the President admitted to facilitate the work of the Committee.

1. Code of Behaviour on Academic Matters: Recommendations for Expulsion

On motion duly moved and seconded,

YOUR COMMITTEE APPROVED

THAT the recommendation for expulsion contained in the Memorandum from the Secretary of the Governing Council dated January 18, 2006 (Agenda Item 1 (a)), be placed on the agenda for the February 9, 2006 meeting of the Governing Council,

and,

THAT the recommendation for expulsion contained in the Memorandum from the Secretary of the Governing Council dated January 18, 2006 (Agenda Item 1 (b)), be placed on the agenda for the February 9, 2006 meeting of the Governing Council,

and,

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

2. Senior Appointment

On motion duly moved and seconded,

YOUR COMMITTEE ENDORSED AND FORWARDED

To the Governing Council for consideration the recommendations:

THAT the position of Senior Legal Counsel be established.

THAT section 2 of the *Policy on Appointments and Remuneration* be amended to include the Senior Legal Counsel among the University Officers to be appointed by the Governing Council on the recommendation of the President.

THAT sections C and D of the *Policy on Approval and Execution of Contracts and Documents* be amended to include the Senior Legal Counsel among the University Officers who may:

pursuant to section C. (1) (a) of the *Policy* be one of two signing officers for contracts and documents executed under seal; and,

pursuant to section C. (2) of the *Policy* be a signing officer of contracts and documents not requiring signature under seal; and,

pursuant to section D. (1) (f) of the *Policy* be a signing officer for written settlements of legal claims, grievances and complaints, of whatever kind.

2. Senior Appointment (cont'd)

FOR a senior appointment contained in the memorandum from the President dated January 23, 2006.

On motion duly moved and seconded,

YOUR COMMITTEE APPROVED

That, pursuant to Section 38 of By-Law Number 2, the recommendation for the senior appointment be considered by the Governing Council *in camera*.

3. External Appointments**(a) University of Toronto Innovations Foundation (UTIF)**

On motion duly moved and seconded,

YOUR COMMITTEE APPROVED

THAT Mr. Jay A. Lefton and Ms Mary McDonald be approved and nominated as members and directors of the University of Toronto Innovations Foundation, effective immediately, for a term until the 2006 annual meeting of the Corporation or until their successors are appointed.

THAT Dr. Cyril Gibbons be appointed Interim Executive Director of the Innovations Foundation effective immediately until September 1, 2006, or until a new Executive Director of Innovations at the University of Toronto and Assistant Vice-President is appointed, and

THAT Dr. Cyril Gibbons be appointed a member and director of the Innovations Foundation Board for the same period.

(b) Hungarian Research Institute of Canada

On motion duly moved and seconded,

YOUR COMMITTEE APPROVED

THAT Professor Laszlo Endrenyi and Dr. Robert Austin be nominated as members and directors of the Hungarian Research Institute of Canada for three-year terms continuing until the 2009 annual meeting of the Institute and until their successors are appointed.

The Committee returned to closed session.

4. Report of the Previous Meeting

Report 392 of the Executive Committee meeting held on December 1, 2005 was approved.

5. Business Arising from the Report of the Previous Meeting

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

6. Minutes of the Governing Council Meeting

Members received for information the minutes of the Governing Council meeting held on December 12, 2005.

7. Business Arising from the Governing Council Meeting

There were no items of business arising from the previous meeting.

8. Report of the President**(a) External Relations**

The President reported that the President's Advisory Committee on External Relations (PACER) continued to meet, and had now entered the search phase of its work. The search consultants Egon Zehnder International had been retained, and advertisements for the new position of Vice-President, University Relations had been placed in the *Globe and Mail* and *University Affairs*. A long list of candidates for the position was being developed, and it was expected that the process would be completed on schedule by April.

(b) Government Relations

The change of government at the national level meant that the University would need to renew its efforts to develop effective working relationships with federal ministers, their staffs and members of the civil service. Staff in the University's Government and Institutional Relations office were actively engaged in developing this dialogue. A priority issue would be the research and innovation agenda, with the goal of ensuring the continuation of two initiatives of the previous government of particular importance to the University. The commitment made in the November 2005 Economic Update, to provide funding to cover 40% of the indirect costs of research, would, if implemented, provide approximately \$23 million in additional base funding to the University. The establishment in Toronto of the National Centre for Biomedical Innovation (NCBI), a National Research Council facility in partnership with the University and a number of its teaching hospitals, would make a major contribution towards the development of practical applications of biomedical discoveries. The President was cautiously optimistic that positive outcomes could be achieved with respect to these initiatives in the coming months.

It remained unclear how the Provincial Government would proceed with two issues of particular importance to the University, the implementation of a funding model for the graduate expansion promised in the 2005 Budget, and the nature of the end of the tuition freeze scheduled to take effect for the 2006-07 academic year. Both issues had significant budget implications for the University, and discussions were continuing with officials in the Ministry of Training, Colleges and Universities. On a related matter, the President reported that the Provincial Government and the University were making progress on the issue of unfunded Basic Income Units (BIUs), and the hoped for correction could benefit the University by approximately \$3.5 million.

A member asked if the 2005 Provincial Budget had included funding for capital expansion and renewal. The President responded that funding had been promised in the form of debt financing which would be serviced but not guaranteed by the provincial government, as well as some funding for capital projects tied to the planned graduate expansion. The Vice-President, Business Affairs added that these initiatives might allow the University to increase its borrowing capacity in coming years.

8. Report of the President (cont'd)**(c) Tri-campus Issues**

The President reported that he and the Vice-Presidents of the University of Toronto at Mississauga (UTM) and the University of Toronto at Scarborough (UTSC) had had some very positive discussions regarding the evolving relationships among the University's three campuses. Good progress had been made regarding academic and administrative planning, and specifically, administrative anomalies that treated UTM and UTSC more like divisions rather than independent campuses. There had also been discussions regarding improved mechanisms to coordinate and, where appropriate, differentiate the academic missions of the three campuses. Two working groups would be established in the near future to consider, respectively, tri-campus administrative and academic issues.

(d) Enhancement of the Student Experience

The President reported that he had been very encouraged, in discussions with colleagues across the University, by the efforts that were being made to enhance the student experience both inside and outside the classroom. However, he had also been struck by the limited degree to which sharing of best practices occurred. This was an indication of the University's ongoing challenge to carry out its internal communications and information sharing functions in an effective manner. The University's communications consultant was actively addressing this issue.

(e) In Camera Briefing

The Committee moved *in camera* pursuant to Section 28 (e) and (f) of the Governing Council By-Law Number 2.

The President briefed the Committee on a confidential university relations matter.

The Committee returned to closed session.

9. Policy on Appointments and Remuneration: Proposed Revision

The Secretary reported that the *Policy on Appointments and Remuneration* had last been revised in 1999. The revisions being proposed for Governing Council approval were intended to take into account the proposed revised process for approval of academic administrative appointments. Under this revised process, the appointment of academic administrators would be delegated by the Academic Board to the Agenda Committee of the Academic Board. In addition, it was recommended that a number of routine minor updates be made to the *Policy*, such as to correct titles and to remove anachronisms.

On motion duly moved and seconded,

YOUR COMMITTEE ENDORSED AND FORWARDED to the Governing Council for consideration the recommendation

THAT the proposed revised *Policy on Appointments and Remuneration*, a copy of which is attached hereto as Appendix "A", be approved, effective immediately, replacing the policy approved by the Governing Council on May 13, 1999.

10. Items for Endorsement and Forwarding to Governing Council**(a) Arising from Report Number 140 of the Academic Board (January 12, 2006)**

Item 5 – Faculty of Arts and Science and School of Graduate Studies: Disestablishment of the Department of Botany and the Department of Zoology and Creation of the Department of Ecology and Evolutionary Biology and the Department of Cell and Systems Biology

Professor Cummins reported that this proposal had arisen from the *Stepping UP* planning process, external reviews, and extensive consultation within the two units. The reorganized departments would facilitate undergraduate and graduate education by focusing teaching resources in ecology and evolution on the one hand, and cell, molecular and systems biology on the other. The reorganization would not result in any changes in base funding resources at the University level. The recommendation had the strong support of the Committee on Academic Policy and Programs, and had been approved unanimously by both the Planning and Budget Committee and by the Academic Board.

A member expressed concerns that administrative and support staff might not have been adequately consulted in the process leading up to this reorganization of departments, and that the reorganization could lead to staff job losses. The President responded that he understood that broad consultation had occurred, and that there was no expectation of job losses for non-academic staff as a result of the reorganization of these academic departments. A member applauded the decision to reorganize these departments as an indication that the University was evolving as it should in order to stay current with changes in academic disciplines. Another member echoed these comments, but asked if the proposed reorganization would necessitate the proposed major renovations to the Ramsey Wright Building, and whether approval of the former constituted approval of the latter. The President responded that the two proposals were not directly linked in this way, and that the need for extensive renovations to the infrastructure of the Ramsey Wright Building had been identified long before the departmental reorganization was contemplated. Ms Riggall added that the proposed renovations would be brought forward for approval through the usual capital project approval process, and that they were not a requirement to allow the departmental organization to proceed.

On motion duly moved and seconded,

YOUR COMMITTEE ENDORSED AND FORWARDED to the Governing Council for consideration the recommendation

- 1) THAT the Department of Botany and the Department of Zoology be disestablished coincident with the establishment of the new Department of Ecology and Evolutionary Biology and the new Department of Cell and Systems Biology as of July 1, 2006.

and

- 2) THAT the graduate Department of Botany and the graduate Department of Zoology be disestablished coincident with the establishment of the new graduate Department of Ecology and Evolutionary Biology and the new graduate Department of Cell and Systems Biology as of July 1, 2006.

Documentation is attached to Report Number 140 of the Academic Board as Appendix "A".

10. Items for Endorsement and Forwarding to Governing Council (cont'd)**(a) Arising from Report Number 140 of the Academic Board (January 12, 2006)
(cont'd)***Item 6 – School of Graduate Studies: Proposal for a Master's Program in Women and Gender Studies*

Professor Cummins reported that this was a proposal for a new, twelve-month, course-based program in Women's Studies and Gender Studies. The program had been developed through an extensive process of consultation in the Institute for Women's Studies and Gender Studies, and in the Faculty of Arts and Science, and the proposal had been endorsed by the School of Graduate Studies Council. The Committee on Academic Policy and Programs had also supported the proposal strongly. The resources required for the proposed program would be provided by the Faculty of Arts and Science. Further, the collaborative program in women and gender studies would continue to be a strong component of the Institute's activity.

On motion duly moved and seconded,

YOUR COMMITTEE ENDORSED AND FORWARDED to the Governing Council for consideration the recommendation

THAT the proposed Master of Arts in Women and Gender Studies at the Faculty of Arts and Science, the description of which is attached as Appendix "B" to Report Number 140 of the Academic Board, be approved, effective September 2006.

Item 7 – Capital Project: Department of Italian Studies: Project Planning Report

Professor Cummins provided the Committee with background information about this proposed capital project. The University of St. Michael's College (USMC) had a long-term lease with the University for 43 Queen's Park Crescent East that continued until 2034. Under the terms of the lease, USMC was permitted to make significant tenant improvements to this property with permission from the University. Since 1980, a portion of the premises had been occupied by the Multicultural History Society of Ontario. In the proposed plan, the Department of Italian Studies would occupy approximately 350 net assignable square meters (nasm), while the Multicultural History Society of Ontario would occupy approximately 140 nasm. The total project cost of the renovations to 43 Queen's Park Crescent East was estimated to be \$3 million. However, the project would be fully funded by a private benefactor through USMC, and so would not affect the borrowing projections of the capital program of the University of Toronto.

On motion duly moved and seconded,

YOUR COMMITTEE ENDORSED AND FORWARDED to the Governing Council for consideration the recommendation

THAT the Project Planning Report for the Department of Italian Studies and the Frank Iacobucci Centre at 43 Queen's Park Crescent East, a copy of which is attached as Appendix "C" to Report Number 140 of the Academic Board, be accepted in principle.

10. Items for Endorsement and Forwarding to Governing Council (cont'd)**(a) Arising from Report Number 140 of the Academic Board (January 12, 2006)
(cont'd)*****Item 8 – Academic Administrative Appointments: Revised Process for Approval***

Professor Cummins reported that, over the past few years, concerns had been raised by members of the Academic Board about the Board's role in approving academic administrative appointments. The proposed recommendation would allow increased due diligence, as the Agenda Committee would receive and discuss additional information about the search process and the successful candidate that, for reasons of confidentiality, could not have been provided to the full Board. The proposed process would also allow for a greater level of scrutiny, as members of the Committee would be allowed to ask questions as part of their deliberations. The process would also allow for more timely approvals, which were often required by the demands of a competitive employment environment. Professor Cummins added that the recommendation contained a provision for review of the revised process by the Executive Committee in the 2007-08 governance year.

On motion duly moved and seconded,

YOUR COMMITTEE ENDORSED AND FORWARDED to the Governing Council for consideration the recommendation

1. That the Agenda Committee approve academic administrative appointments on behalf of the Academic Board, effective February 13, 2006;
2. That the following paragraph be added to Section 3 of the Terms of Reference of the Agenda Committee:

The Agenda Committee shall approve academic administrative appointments on behalf of the Academic Board, pursuant to the *Policy on Appointment of Academic Administrators*. In accordance with Section 2 (14) (e) of the *University of Toronto Act*, the approval shall be confirmed by a committee consisting of the Chairman of Governing Council, the President of the University and the Chair of the Academic Board.

3. That the following section of footnote 3 to Section 5.2.1 (b) of the Terms of Reference of the Academic Board:

Appointment of academic administrators shall be approved by the Academic Board pursuant to the *Policy on Appointment of Academic Administrators* and confirmed by a committee consisting of the Chairman of Governing Council, the President and the Chair of the Academic Board;

be revised to read

Appointment of academic administrators shall be approved by the Agenda Committee on behalf of the Academic Board, pursuant to the *Policy on Appointment of Academic*

10. Items for Endorsement and Forwarding to Governing Council (cont'd)**(a) Arising from Report Number 140 of the Academic Board (January 12, 2006)
(cont'd)***Item 8 – Academic Administrative Appointments: Revised Process for Approval (cont'd)*

Administrators, and shall be confirmed by a committee consisting of the Chairman of Governing Council, the President of the University and the Chair of the Academic Board.

4. That this process be reviewed by the Executive Committee of the Governing Council in the 2007-08 governance year.

Documentation is attached to Report Number 140 of the Academic Board as Appendix "D".

11. Reports for Information

Members received several reports for information.

- (a) Report Number 138 of the Academic Board (November 24, 2005)
- (b) Draft Excerpt of Report Number 140 of the Academic Board (January 12, 2006)
- (c) Report Number 145 of the Business Board (November 28, 2005)
- (d) Report Number 11 on Namings

12. Date of the Next Meeting

Members were reminded that the next regular meeting of the Executive Committee was scheduled for Thursday, March 9, 2006 at 5:00 p.m.

13. Other Business

The Secretary provided the Committee with an update on the election process which was underway for positions on the Governing Council and Academic Board.

There was no other business.

The meeting adjourned at 6:35 p.m.

Secretary

Chair

January 30, 2006