

MEMORIAL UNIVERSITY OF NEWFOUNDLAND

BOARD OF REGENTS

The regular meeting of the Board of Regents was held on Thursday, February 9, 2012, at 4:00 p.m., in the Board Room of the University, Room A-2029.

PRESENT:

Mr. Robert E. Simmonds, Chair
Dr. Gary Kachanoski, President and Vice-Chancellor
Dr. David Wardlaw, Provost and Vice-President (Academic)
Ms. Sheila Ashton
Mr. Roger Bill, via teleconference
Ms. Pat Coish-Snow, via teleconference
Ms. Mary Cormier
Mr. Brian Dalton, via teleconference
Ms. Michelle Daye
Ms. Pegi Earle
Mr. Rex Gibbons, via teleconference
Ms. Noreen Greene-Fraize
Mr. Jim Hickey
Mr. Jim Keating
Ms. Kim Keating
Dr. Vinod Patel
Dr. Luke Pike
Mr. Tony Roche
Ms. Kathleen Roul, via teleconference
Ms. Donna Stone
Ms. Eleanor Swanson
Mr. George Tucker
Mr. Michael Walsh
Ms. Tina Scott, Secretary

APOLOGIES: Chancellor Rick Hillier, Mr. Steve Belanger, Mr. Gilbert Bennett, Mr. Jerry Byrne, Mr. Richard Chislett, Ms. Sarah-Ann King, Mr. Bill Matthews.

PRESENT BY INVITATION:

Mr. Glenn Blackwood, Vice-President (Marine Institute); Dr. Mary Bluehardt, Vice-President (Grenfell Campus); Mr. Kent Decker, Vice-President (Administration and Finance), Dr. Christopher Loomis, Vice-President (Research); Mr. Glenn Collins, Advisor to the Board; Ms. Karen Hollett, General Counsel.

Before the meeting was called to order, Dr. Gary Kachanoski, President and Vice-Chancellor advised that the Board Chair has been unexpectedly delayed and he requested that the meeting proceed without him. Dr. Kachanoski then informed members of the Board that in the absence of the Chair, Ms. Donna Stone would provide members of the Board with an update with respect to the election of the Vice-Chair.

Ms. Stone then reminded members of the Board that in a memo dated January 10, 2012, members were asked to consider nominating or stand to be nominated for the position of Vice-Chair. She then informed members that Ms. Eleanor Swanson was the sole nominee, and as per the Board Bylaws, she has been declared elected by acclamation to the position. Ms. Stone then welcomed Ms. Swanson to her new role and Board members joined with her in expressing congratulations to Ms. Swanson.

5856. MEETING CALLED TO ORDER

Due to the absence of Mr. Robert E. Simmonds, Chair of the Board of Regents, Ms. Eleanor Swanson, Vice-Chair, called the meeting to order.

5857. WELCOME TO NEW REGENTS

Ms. Swanson welcomed Dr. Luke Pike, Alumni representative and Mr. Michael Walsh, Memorial University of Newfoundland Students' representative.

5858. APPROVAL OF THE AGENDA

At the request of Mr. Walsh, Item 7.b. *Renaming of Petro Canada Hall (to Suncor Energy Hall)* was moved from the Consent Agenda to the Discussion Agenda.

At the request of Ms. Daye, Item 7.c *Selection of a Consultant to provide a Functional Space Planning Study for the proposed School of Nursing Grenfell Campus* was moved from the Consent Agenda to the Discussion Agenda.

Following approval of the agenda, Ms. Swanson provided members with the opportunity to declare if they were in a conflict of interest position or a potential conflict of interest position with regard to any agenda items. Ms. Keating declared a conflict with Item 7.b *Renaming of Petro Canada Hall* and Item 7.d. *Hibernia Enhanced Oil Recovery Lab Project*.

5859. MINUTES

The Minutes of the regular meeting of the Board of Regents held on December 8, 2011 were approved by the Board.

5860. PRESIDENT'S REPORT

A. President's Summary of Activities

The President provided the Board with highlights of his recent activities since the December 2011 Board meeting.

B. Registration Progress Report for Winter Semester 2012

The Board received and reviewed a registration progress report for the Winter 2012 as of January 19, 2012, the last day of the regular registration period, outlining positive growth in enrolments and registrations by campus and category of student as of that date.

Mr. Simmonds joined the meeting at 4:20 p.m.

5861. CHAIR'S REPORT

A. Amendments to the Parking Plan and Parking Fees for the new Parking Garage

Mr. Simmonds reported that at a meeting held on January 27, 2012, members of the Executive Committee were advised that construction of the new parking garage on the former parking lot in front of the Central Heating Plant was completed. The garage, which was constructed by the Provincial Government, was opened to faculty, students and staff on January 30, 2012 following approval of the necessary parking designations and parking fee amendments by the Executive Committee. The Executive Committee approved the Parking Plan and Parking Fees at that meeting in order to facilitate the opening date of January 30. Mr. Simmonds further noted that opening the garage on this date helped alleviate a critical shortage of parking on campus.

B. Appointment of the Associate Vice-President (Grenfell Campus) Academic

Mr. Simmonds reported that at a meeting held on January 27, 2012, the Executive Committee received and reviewed background documentation with respect to the recommendation to appoint Dr. David Peddle as Associate Vice-President (Grenfell Campus) Academic. Members of the Executive Committee were advised that the Search Committee had unanimously recommended Dr. David Peddle for the above-noted position and that Dr. Mary Bluechardt, Vice-President (Grenfell Campus) accepted the recommendation of the Search Committee and recommended to the President that Dr. Peddle be appointed as the Associate Vice-President (Grenfell Campus) Academic. Mr. Simmonds further noted that Dr. Kachanoski accepted the recommendation and as a result of the time sensitivity of the appointment, requested the Executive Committee to consider the matter rather than wait for the Board of Regents' meeting scheduled for today. As a result, the Executive Committee approved the recommendation that Dr. David Peddle be appointed as Associate Vice-President (Grenfell Campus) Academic with terms and conditions of appointment as outlined in the background documentation.

C. Call for Volunteers to serve on ad hoc Sub-Committee to Develop Board Policies

Mr. Simmonds advised that at a meeting held on October 3, 2011, the Executive Committee of the Board of Regents received the Final Report of the ad hoc Committee to Strengthen Governance. At that time, it was noted that while the majority of tasks assigned to the Committee had been completed, the following three outstanding items remained:

Call for Volunteers to serve on ad hoc Sub-Committee to Develop Board Policies (cont'd)

- Policy: Presidential Search, Appointment and Assessment
- Policy: Travel - Regents
- Board Orientation

At a meeting held on January 27, 2012, the Executive Committee agreed to strike an ad hoc sub-Committee which will consist of members of the Board and administration to review the three items noted above in time for consideration at the May meeting of the Board of Regents. Mr. Simmonds advised that Ms. Eleanor Swanson has been appointed as Chair of the ad hoc sub-Committee and further, invited members of the Board to volunteer for service on the sub-committee. He noted that any Board member who is interested, should advise Ms. Scott, Secretary to the Board. Mr. Simmonds further noted that Dr. Kachanoski has agreed to recommend membership from the administration.

CONSENT AGENDA

Noting that the items were dealt with in detail in meetings of the appropriate committees or by Senate, it was moved by Ms. Ashton, seconded by Ms. Coish-Snow and carried that the consent agenda, comprising the resolutions listed in 5862 through 5866 below be approved as follows:

5862. FINANCE COMMITTEE

- A. Revisions to the Statement of Investment Policy and Objectives for Endowment Funds and Non-endowed Funds (SIPO)

The Board received background information and agreed to the revisions to the Statement of Investment Policy and Objectives for Endowment Funds and Non-endowed Funds (SIPO) (Section 1, Section 9, Section 14, Appendix B, Appendix C and Appendix D) as outlined in the background documentation.

- B. Financing an upgrade to Memorial's Telephone System

The Board received background information and agreed to the modification of the existing internal loan to provide \$850,000 to Computing and Communications to finance an upgrade to Memorial's telephone system and the Board further agreed that the term of the internal loan be extended by two years to fiscal year 2015/2016.

5863. CAMPUS PLANNING AND DEVELOPMENT COMMITTEE

- A. Update on Progress of Capital Projects

The Board received a summary report of the following capital projects currently underway or being planned:

Update on Progress of Capital Projects (cont'd)

St. John's Campus

- New Residence
- Residence Renovations
- Newfoundland & Labrador Centre for Interdisciplinary Research in Human Genetics and Faculty of Medicine Building Extension, HSC
- Ocean Science Centre Cold Water Supply
- Dr. Jack Clark Building and the S.J. Carew Building expansions

Grenfell Campus

- Academic Building
- New Residence
- Environmental Research Laboratories

Marine Institute

- Offshore Safety and Survival Centre Enhancement

The Board was advised that the projects are on time and on budget unless otherwise noted.

B. Hibernia Enhanced Oil Recovery Lab Project

The Board received background information and approved the Hibernia Enhanced Oil Recovery Lab Project, contingent on funding being secured as outlined in the background documentation.

5864. HUMAN RELATIONS COMMITTEE

A. Appointments Report

The Board received the Appointments Report for actions taken since December 9, 2011 noting that the actions have been taken under delegated authority as provided in the Terms of Reference for the Human Relations Committee.

This item was received for information only and did not require a resolution of the Board.

B. Recommendation for the position of Associate Vice-President (Grenfell Campus) Research

The Board received and reviewed background documentation with respect to the recommendation for the position of Associate Vice-President (Grenfell Campus) Research.

Recommendation for the position of Associate Vice-President (Grenfell Campus) Research (cont'd)

The Board was advised that the Search Committee has recommended Dr. Antony Card for the above-noted position. Dr. Kachanoski noted that Dr. Mary Bluehardt, Vice-President (Grenfell Campus) has accepted the recommendation of the Search Committee and is now recommending that Dr. Card be appointed as the Associate Vice-President (Grenfell Campus) Research. He further noted that he has accepted the recommendation and is now asking that the Board consider the matter.

Following a discussion, the following resolution was passed:

RESOLVED:

That the Board of Regents approves the appointment of Dr. Antony Card for the position of Associate Vice-President (Grenfell Campus) Research with terms and conditions of appointment as outlined in the background documentation.

5865. AUDIT AND RISK COMMITTEE

A. Summary of Legal Claims

The Board was informed that at a meeting held earlier today, the Audit and Risk Committee received a presentation from Ms. Karen Hollett, General Counsel, with regard to the Office of the General Counsel and its roles and responsibilities.

B. Annual Report and Presentation on Emergency Management

The Audit and Risk Committee also received a presentation from Ms. Karen Alexander, Emergency Management Coordinator with respect to the Office of Emergency Management and its Annual Report.

5866. SENATE

The Board received reports of items of business considered by Senate at its regular meeting held on December 13, 2011. Approval was given to the following items requiring Board approval under Section 56(h) (course of study) and 56(s) (making or altering a rule or regulation) of the Act:

1. December 13, 2011

Item 40 Report of the Senate Committee on Undergraduate Studies
(No. 40.1)

Item 41 Report of the Academic Council of the School of Graduate Studies
(No. 41.1 - 41.2)

Item 43 Report of the Senate Committee on Undergraduate Studies
(No. 43.1)

DISCUSSION AGENDA

5867. CAMPUS PLANNING AND DEVELOPMENT COMMITTEE

A. Renaming of Petro Canada Hall in the M.O. Morgan Building

The Board received and reviewed background information pertaining to the renaming of the Petro Canada Hall in the M.O. Morgan Building.

The Board was reminded that the Petro Canada Music Hall is a music rehearsal and performance facility that was built as a result of a contribution paid from 2003 to 2011 from the former Petro Canada, operator of the Terra Nova offshore development and participant in the White Rose project. The naming of the new facility was part of the original agreement and there was no time limit placed on this naming.

The Board was then informed that in 2011, Memorial entered into discussions with Suncor Energy (the corporate entity which resulted from a merger between it and Petro Canada) around the renaming of the Hall to reflect the new corporate name as Petro Canada had ceased to exist as an incorporated entity. As a result of these discussions, a further Agreement is being proposed. This further agreement has three provisions that generally provide as follows:

- 1) *Petro Canada Hall will be renamed Suncor Energy Hall;*
- 2) Should Suncor Energy's name no longer be appropriate due to changes in the company, there will be no further corporate naming of the facility; rather, the facility will be named in perpetuity after an individual or concept of relevance to both Memorial and Suncor Energy;
- 3) In the event that there is a transformational change to the physical structure where the facility will cease to exist in its current form, Suncor Energy will be consulted regarding ways to recognize its historic contribution appropriately within the new structure. Further, Suncor will be given the opportunity to participate in any new funding opportunity that may arise if the facility is replaced in some manner.

Following discussion, the following resolution was passed:

RESOLVED:

That the Board of Regents approve the name change of the "Petro Canada Hall" in the M.O. Morgan Building to the "Suncor Energy Hall" as outlined in the agreement and authorize the President to execute the agreement subject to an amendment referenced by Ms. Hollett during the meeting of the Board to Clause 3 as follows:

- "3) Suncor Energy agrees that, in the event that there is a planned transformational change to the physical structure including the Hall, where as the Hall will cease to exist in its current form,

Memorial will consult with Suncor Energy immediately upon planning for this change to determine what course of action might be appropriate. Depending on the nature of the change one course of action may be to recognize Suncor Energy's historic contribution to the Hall and its impact on the School of Music and the larger community by placing a substantial plaque or similar entity in a mutually agreeable location in the School of Music. Alternatively, if plans allow for a new Hall facility within the School of Music, Suncor Energy may consider providing further support at a level where Memorial University would recognize the contribution by naming the facility again in accordance with the Policy on Naming in effect at that time."

B. Selection of a Consultant to provide a Functional Space Planning Study for the proposed School of Nursing, Grenfell Campus

The Board received background information pertaining to the selection of a consultant to provide a Functional Space Planning Study for the proposed School of Nursing, Grenfell Campus.

The Board was reminded that a new governance model for nursing schools in the Province is being considered. Under such a governance model, the Centre for Nursing Studies (CNS) would consolidate with the Memorial University of Newfoundland School of Nursing (MUNSON) to form a new Faculty of Nursing. The Western Regional School of Nursing would also be consolidated with and relocate to Memorial's Grenfell Campus. The Board was informed that additional space will be required at both campuses to accommodate the increased numbers of students, new and expanded educational offerings, larger and better equipped classrooms, various seminar and meeting rooms, expanded research space, a simulation and clinical learning centre, and additional faculty and administrative staff space.

Selection of a Consultant to provide a Functional Space Planning Study for the proposed School of Nursing, Grenfell Campus (cont'd)

A study is required to assess the space requirements to be considered for Nursing to relocate to the Grenfell campus. An analysis of space needs, the creation of a functional space program and options for providing the required space at Grenfell will be the components of this study.

Following a discussion and also consideration of a memorandum dated February 9, 2012 from Ms. Tina Scott, Secretary to the Board, the following resolution was passed:

RESOLVED:

That the Board of Regents provides the University administration authorization to commission a Functional Space Planning Study for the School of Nursing Grenfell Campus to the recommended proponent, AE Consultants Ltd. This study will serve to inform the University, the Province and Western Health of the space resources required in order to proceed with consolidation of the Western School of Nursing with Grenfell Campus.

5868. FINANCE COMMITTEE

A. Update on the University's 2011-12 Financial Position

The Board received and reviewed background information pertaining to the University's 2011-12 financial position. The Board was reminded that on May 19, 2011, the Board of Regents approved the budget estimates for the fiscal year 2011-12 and projected a balanced budget.

A review of actual revenue and expenditures has been completed. At this time, total operating expenditures for 2011-12 are projected to be under budget by approximately \$4,489,456. Surpluses are being projected in six areas where funds are flowing more quickly than they can be spent. The areas are as follows:

- Grenfell Campus Renewed Governance
- Grant-in-Aid of Tuition Freeze
- Strategic Initiatives
- Energy
- Research Start-up/Matching Fund
- Faculty of Medicine expansion

Other revenue sources are projected to be on budget.

This item was received for information and did not require a resolution of the Board.

B. Amendment of the Terms of Reference for the Student Development Fund to recognize the segregation of the funds by Campus

The Board received and reviewed background information pertaining to the amendment of the terms of reference for the Student Development Fund to recognize the segregation of the funds by campus.

The Board was advised that in 1995, the Board of Regents approved the creation of a Student Development Fund. This fund is financed by an allocation of \$5 per course from undergraduate tuition and its purpose is to fund quality of student life initiatives. These initiatives have included the building of a new University Center, the upgrading of athletic and recreational facilities (Field House), the improvement of academic facilities and improved scholarship offerings.

Initially, this Student Development Fund was established to support all campuses of Memorial University. However, now that separate budget envelopes have been created for Grenfell and the Marine Institute Campuses, it is proposed to segregate the Fund. The Board was advised that the terms of reference for the Student Development Fund will otherwise remain unchanged.

Following a discussion, the following resolution was passed.

RESOLVED:

That the Board of Regents approve the segregation of the Student Development Fund into three accounts, one for each of the St. John's, Grenfell and Marine Institute Campuses. Further, it is understood that the Terms of Reference for the Student Development Fund will otherwise remain unchanged.

5869. HUMAN RELATIONS COMMITTEE

A. Revision to Terms of Reference for the Human Relations Committee

The Board received and reviewed background information pertaining to the revisions to the Terms of Reference for the Human Relations Committee of the Board of Regents.

Members of the Board were reminded that at the October 20, 2011 meeting of the Board, approval was given to revise three of four sections under the "Delegation of Authority" part of the Terms of Reference. Revision to the fourth section of Delegation of Authority was inadvertently omitted. The fourth section currently reads as follows:

- "4. *The Board of Regents has delegated through the President to the applicable Vice-President the authority for the following decisions:*
 - a. *all leaves from normal duties including sabbatical leave, special leave with or without pay, assisted leave and political leave or to approve such other special arrangements as may require release from normal duties."*

Revision to Terms of Reference for the Human Relations Committee (cont'd)

The proposed revisions to the Terms of Reference reads as follows:

- "4. *The Board of Regents has delegated to the President, the authority to make the following decisions:*
- a. *all leaves from normal duties including sabbatical leave, special leave with or without pay, assisted leave and political leave or to approve such other special arrangements as may require release from normal duties."*

Following a discussion, the following resolution was passed:

RESOLVED:

That the Board of Regents approves the revisions to the Terms of Reference for the Human Relations Committee of the Board of Regents as follows:

- "4. *The Board of Regents has delegated to the President, the authority to make the following decisions:*
- a. *all leaves from normal duties including sabbatical leave, special leave with or without pay, assisted leave and political leave or to approve such other special arrangements as may require release from normal duties."*

The Board also received and reviewed a memorandum dated February 9, 2012 from Ms. Tina Scott, Secretary to the Board, advising that at a meeting held on February 9, 2012, the Human Relations Committee is further recommending the removal of the reference to Vice-Principal (Research) Grenfell Campus from "Delegation of Authority", 1.c. since the position is already covered under Clause D.1.

Following a discussion, the following resolution was passed:

RESOLVED:

That the Board of Regents approves the following revision to the Terms of Reference for the Human Relations Committee of the Board of Regents as follows:

- "1.c. Academic Administrators including: ~~Associate Vice-Principal (Research) at Grenfell Campus~~, Associate University Librarians, Vice-Dean, Associate Deans, Assistant Deans, Heads of Departments, Associate Directors of Schools, Library Division Heads and Division Heads at Grenfell Campus."

5870. PRESENTATION FROM DR. ELLEN WATERMAN, DEAN, SCHOOL OF MUSIC

Dr. Wardlaw welcomed to the meeting, Dr. Ellen Waterman, Dean, School of Music who provided the Board with a presentation regarding the School of Music.

Following a question and answer period, Ms. Swanson on behalf of the Board, thanked Dr. Waterman for her very informative presentation and she left the meeting.

5871. ANY OTHER BUSINESS

1. Date of Next Meeting

The next regularly scheduled meeting of the Board of Regents will be held on March 15, 2012.

ADJOURNMENT

The meeting adjourned at 6:05 p.m.

CHAIR

SECRETARY

DATE