

Item: Senate Minutes, September 1990

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DALHOUSIE UNIVERSITY

MINUTES

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SENATE MEETING

Senate met in regular session on Monday, September 10, 1990, at 4:00 p.m. in the Senate and Board Room.

Present with Ms. P. Lane in the Chair were:

Angelopoulos, Belzer, Birdsall, Black, Blair, Bradfield, N. Brett, R.E. Brown, Burns, D. Cameron, T.S. Cameron, Carlson, I.M. Christie, H. Clark, Clovis, Coulombe, Curri, Dickson, Dykstra, Easterbrook, Evans, Fillmore, Fingard, J. Fraser, Frick, Fry, Furrow, Gesner, Ghose, J. Gordon, Grundy, Hodgson, Johnson, Kimmins, Mason, McGrath, McKee, McLeod, McNeil, McNulty, Monk, M.F. Murphy, Myers, O'Shea, D. Poel, Renner, Retallack, Ritchie, Robertson, Schroeder, Shaw, Sherwin, Simpson, Singh, Sketris, Stairs, M.J. Stewart, P. Stewart, Stuttard, Sullivan, Surette, Tindall, Walker, Wien, D. Williams, G. Winham, K.S. Wood, Yoon, Young.

Invitees: B.D. Christie

Regrets: Berard, Carruthers, Chandler, Cohen, Corvin, Gilroy, Gratwick, J. Gray, Hawkins, Kamra, Konok, Marchant, Purdy, Richards, Smillie, Tamlyn, Wassersug, Writer.

90:118

Welcome to New Members

Mr. Carlson read the list of new members of Senate. Ms. Lane welcomed the new members.

90:119

Minutes of the Meeting of July 23, 1990

The minutes of the meeting of July 23, 1990 were approved upon motion (Angelopoulos/Singh).

90:020

Report of the President

The report of the President (appended) was distributed at the meeting. Mr. Clark commended the Office of the Registrar on a well organized 1990 registration process.

Mr. Clark reviewed the recommendations included in the Nova Scotia Council on Higher Education's response to the Role and Capacity Statements submitted by all Nova Scotia universities. He noted that these recommendations stressed cooperation between universities. Mr. Matheson, the Minister of Advanced Education and Job Training, met with the Council of

Nova Scotia Universities Presidents (CONSUP) on September 4 to discuss the recommendations. At that meeting the Minister made it quite clear that CONSUP was to consider all recommendations and assess their practicability, as well as that of the steps to be taken for implementation of the recommendations. CONSUP is to report to the Minister by mid-October on its progress. The Minister suggested that the universities' abilities to demonstrate progress on the recommendations would affect government funding over the next few years. Mr. Clark reported further that the Presidents met on September 8, at which time all recommendations were discussed. The results of that meeting are at present being put to paper.

Mr. Young questioned if the Government's response is likely to be based on academic vs. political grounds. Mr. Clark indicated that Mr. Matheson stressed an expectation that the universities would act on their own without Government interference.

Mr. Williams asked if Dalhousie was proceeding faster than other universities in the review process. Mr. Clark felt that Dalhousie was definitely ahead of most, if not all the others.

90:021

Question Period

Mr. Williams asked when the Senate would learn the results of the Deans' assessments of units needing reviewing under the Financial Strategy Report process. Mr. Clark clarified the fact that these assessments attempted to identify units that needed review either due to the fact that these assessments attempted to identify units that needed review either due to an expectation that expansion or reduction might be in order. The President's Office is currently compiling a summary of these assessments and that summary will be delivered to Senate in the next few weeks.

Mr. Bradfield asked about the University's apparent purchase of a house on LeMarchant St. He suggested that this action seemed to contradict the movement away from use of houses suggested by the Financial Strategy Report. He also noted rumors about deceptive practices in the purchase arrangements. Mr. Mason responded that the University did purchase the house, and that the rumor may have come from the University not accepting the owner's initial asking price and using a lawyer to negotiate a lower price. He explained that the acquisition was intended to give the University control of land that might be used for multiple purposes and will allow the University to seek another property that is of less long-term value.

90:022

Nominations from Senate Committee on Committees

Ms. Angelopoulos, Chair of the Senate Committee on Committees, moved

that the list of nominations to Senate Committees distributed with the agenda, with a change in the terms of office for the two Senate Library Committee nominees (Mr. Roald to serve for a three-year term and Ms. Prowse for a one-year term), be put forward for acceptance.

Ms. Lane asked three times for further nominations from the floor. There being no nominations from the floor, the members were elected by acclamation, and the Chair congratulated the new committee members.

90:023

Statement of Aims of Undergraduate Education at Dalhousie

Mr. Stairs noted that Senate on March 26, had accepted the Statement of Aims of Undergraduate Education at Dalhousie. The Secretary of Senate had been asked to make editorial changes before inserting the Statement in the Calendar. The resulting revision was presented to Senate for information.

90:024

Final Report of the Ad Hoc Committee on Relations between the University and Faculty Members During a Strike

Mr. Stuttard presented the report (previously circulated) on behalf of the ad hoc committee and stressed that the recommendations before Senate were intended to encourage a more collegial relationship between the DFA and the BOG.

It was moved (Stuttard/Singh)

that Senate accept the report and its recommendations.

Ms. Fingard asked that item 3 be amended

to include adjustments for students who must leave Dalhousie to start postdoctoral fellowships, whose visas may expire, or face similar restrictions.

The amendment was **accepted** by the mover and seconder.

Mr. Clark expressed his personal feelings that the document did not clearly address academic issues, but was overly concerned with the interests of the bargaining unit. He also noted that some issues were not within Senate power. Mr. Stuttard said that the report clearly stated that Senate did not have jurisdiction and was only recommending these actions to the Board.

Mr. D. Cameron expressed his disappointment that, in his view, the report did not address the issue of cancelling Senate during a strike. Ms. Lane noted that a separate committee addressed the cancellation of Senate meetings, and a report will be distributed for the September 24 meeting of Senate.

Mr. D. Cameron went on to say that in his view the report was one-sided and that it was inappropriate for Senate to take any action on an unbalanced report. It was moved (D. Cameron/Currie) that the motion be amended to read:

that Senate receive the report but no further action be taken by Senate.

Mr. Cameron explained that the amendment was intended to avoid endorsement or further action as suggested in the report's recommendations. Ms. Currie supported the amendment, noting that the report did not address the concerns of students voiced after the last strike. Mr. Singh felt that Recommendation 1 would clarify students' concerns on courses taught during a strike.

Mr. Carlson noted that a similar document from York offered protection for students and asked why such matters were not dealt with in the report before Senate. He mentioned, as examples, reduction in sessions or content covered or rescheduling without regard to student availability. Mr. Stuttard replied that Recommendation 1 did offer protection in that all students would be treated the same.

Mr. Clark pointed out that he saw two issues before Senate; first, the protection of students during a strike, and, second, the integrity of academic programs that students are to receive.

Ms. Ritchie questioned whether the amendment appropriately dealt with the concerns. Mr. Tindall said that the amendment was the wrong way to go, as it would leave the report in limbo.

Ms. Lane asked for a vote on the amendment. The amendment was defeated.

Ms. Pothier, a member of the Committee, suggested that the word "Dalhousie" be inserted in front of "academic staff" in Recommendation 1. It was so agreed. She also noted that the student protection items were not included since they would reduce bargaining options in the event of a strike.

Mr. Belzer questioned if the report would prohibit persons not members of DFA from

carrying out their duties. Mr. Stuttard said that non-DFA members of the bargaining unit would only be prohibited from teaching responsibilities.

Mr. I.M. Christie noted his objection to recommendation 4, arguing that strikers not students would benefit. He asked if the recommendations could be dealt with separately.

It was moved (J. Fraser/E. Belzer)

that the recommendations be voted on separately.

This motion was defeated.

On a question from Mr. Stairs, Mr. Stuttard noted that in Recommendation 1, Faculties took precedence only when there were no departments. Mr. Williams asked if the exceptions noted in Recommendation 1 included off-campus activities, and Mr. Stuttard concurred.

The question having been called, the motion carried by a majority, abstentions included Messrs. Clark, Stairs, Mason, and McKee.

90:025.

Neuroscience Institute

Mr. Carlson presented, on behalf of the Senate Academic Planning Committee, the proposal for an Institute for Neuroscience at Dalhousie (previously circulated).

It was moved (R. Carlson/A. Singh)

that Senate approve the proposed Neuroscience Institute.

Mr. Shaw asked why this proposal should be allowed under the moratorium. The proposed institute is to be funded from outside resources, but the report states (p. 11) that Dalhousie will provide a salary for a director, administrative assistant/secretary, possibly the director's laboratory facilities, and office space and equipment. Mr. Carlson explained that a new academic program was not being established. It would be an institute made up from present active programs. The costs of the institute to Dalhousie would be covered by Killam funds.

Mr. Bradfield questioned why Killam Funds mentioned on pages 11 and 12 were not available for other needs or programs. Mr. Clark explained the Killam bequest for Killam Chairs, that those Chairs are appointed for five-year terms, and that the Deans collectively make a recommendation on the appointment of the Chair to the President. The Deans had recommended a Killam Chair in Neuroscience. The Killam Chair recipient will also act as Director of the Institute.

Ms. Angelopoulos asked if Faculty members in the Neuroscience Institute, part of whose work would be in the Institute, would be paid by the Institute or by the departments in which they were appointed, and further if part-time staff would be required to replace persons now on staff who might be affiliated with the Institute. Mr. Carlson said that no release time was to be provided for participation unless external funding was obtained to cover the costs of replacement.

The motion carried.

90:026.

Policy on Withdrawal from Master of Social Work Program

Mr. Carlson, Chair of SCAA, introduced the proposed policy (previously circulated), noting that it was an extension to the graduate program of a policy previously approved for the School's undergraduate program.

Mr. Carlson also noted that Ms. Marchant had prepared a memo indicating some concerns and copies of that memo (appended) had been distributed at the beginning of the meeting.

Mr. Wien mentioned that the policy had been reviewed by academic committees and that its legal ramifications had been verified as well. The wording of the policy uses that of the policy passed on the Bachelor of Social Work program to keep both policies uniform.

Concerns were expressed about the vague wording of the policy. In response to a question, Mr. Wien noted that the School has a clearly defined appeals process.

Mr. Kimmins asked that the motion be amended

to change, for grammatical reasons, item (i) to read "conviction for" in place of "conviction of".

The amendment was accepted by the mover.

An amendment to insert the word "recent" before the word impairments was defeated.

The motion carried.

90:027

1991 Budget

Mr. Carlson, as Chair of the Senate Financial Planning Committee, noted that FPC passed a motion that FPC recommends that Senate recommend to the Board of Governors approval of the 1990/91 Budget with a forecast budget shortfall of \$410,000. He emphasized that FPC was concerned about several uncertainties in the budget, but felt that it was impossible to wait for those uncertainties to be resolved.

It was moved (R. Carlson/F. Wien):

that FPC's recommendation to Senate be accepted.

In answer to Mr. Tindall's question on the increase in administration costs, Mr. Wright pointed out that the cost of the forthcoming GST was not included in the budget and that the increase was due to the inclusion of:

\$ 25,000 for affirmative action \$ 25,000 for a pay equity study \$ 60,000 for the Transition Year Program \$ 40,000 for a Black Student Advisor \$153,000 for Human Relations for a total of \$303,000.

Mr. Renner suggested that Senate should consider rescinding the Statement on Aims for Undergraduate Education if it approves the present budget proposal.

Mr. Carlson said that the University was half way through the budget year and an approved budget was required. The task of improving the University's financial situation in order to better achieve our goals is related to the Financial Strategy Report, not the budget for this year.

The motion carried.

90:028

Report of Senate Academic Appeals Committee Hearing Panel [In Camera]

Ms. McConnel, a member of the Senate Academic Appeals Committee, presented background information on the appeal. It was moved (M. McConnel/P. Thomas):

that Senate ratify the special hearing report of the Senate Academic Appeals Committee Panel that met on the 12th of June 1990.

The motion carried. Mr. Murray noted his abstention.

90:029

Student Appeal of Decision of Senate Discipline Committee

Mr. Yogis, Chair of the Senate Discipline Committee, presented information on a possible academic offence contrary to the regulations of Dalhousie University.

It was moved (J. Yogis/E. McKee):

that Senate ratify the report of the Senate Discipline Committee.

The motion carried. Mr. Murray noted his abstention.

90:030

Adjournment

The meeting adjourned at 6:10 p.m.

DALHOUSIE UNIVERSITY
MINUTES
OF
SENATE MEETING

Senate met in regular session on Monday, 24 September 1990 at 4:00 p.m. in the Senate and Board Room.

Present with Ms. P. Lane in the chair were:

Angelopoulos, Atherton, Barkow, Belzer, Bérard, Black, R.J. Boyd, Bradfield, Brett, R.E. Brown, Burns, D.M. Cameron, Campbell, Carlson, Carruthers, R.F. Chandler, I.M. Christie, Clark, Clarke, Cochrane, Coulombe, Courtney, Cromwell, Cummings, Curri, Dickson, Dykstra, Easterbrook, Egan, Fentress, Fingard, Fournier, J. Fraser, Friedrich, Furrow, Gesner, Gilroy, Gwyn, Haines, Haley, Hawkins, Hodgson, Keddy, Laidlaw, Lovely, MacKinnon, L.C. MacLean, Mahony, Manicom, Marchant, McGrath, McKee, McNeil, McNiven, Meinertzhagen, Monk, J.D. Myers, M.J. Myers, Nugent, O'Halloran, O'Shea, Poel, Precious, Purdy, Rees, Renner, Retallack, Ritchie, Roberts, Robertson, Ryall, Shaw, Sherwin, Simpson, Sinclair, Singh, Smillie, Stairs, M.J. Stewart, P.N. Stewart, Stuttard, Tamlyn, Tindall, Trakman, Varma, Vining, Walker, Wallace, Wien, Wilkinson, Young, Zakariasen.

Invitees: B.D. Christie, H.R. Cohen, H. Eberhardt, M.D. MacDonald, G. Piercey.

grets: I.D. Cameron, A.D. Cohen, Corvin, Fry, Gratwick, J. Gray, Gregor, Heffernan, D.W. Jones, J.V. Jones, Konok, MacIntosh, Murray, Sullivan, Wassersug, Writer.

90:031.

Minutes of the Meeting of 10 September 1990

The minutes of the meeting of 10 September 1990 were approved, with the following corrections:

M.F. Murphy is to be included, not among invitees, but

among members present;

p. 3, l. 23: change "congenial" to "collegial";

p. 5, l. 1: insert "of the bargaining unit" between "members and "would";

p. 5, l. 10: change "referred to" to "included";

p. 6, l. 1: insert between "asked" and "if" the words "if faculty members in the Neuroscience Institute, part of whose work would be in the Institute would be paid by the Institute or by the departments in which they were appointed, and further"

upon motion (E. Angelopoulos/T. Cromwell).

90:032.

Report of the President

Mr. Clark presented his report (appended), which included current enrolment figures, the preliminary responses of the Council of Nova Scotia University Presidents (CONSUP) to the recommendations of the Nova Scotia Council on Higher Education on the roles and planned capacities for the Province's universities, comment on the possible future role of the Atlantic Association of Universities, notice of the appointment of a special commission of the Association of Universities and Colleges of Canada, and a reprint of a recent article in the Chronicle of Higher Education, which seemed to suggest that Dalhousie was not alone among North American universities in facing the prospect of financial restraints and academic restructuring.

Mr. Clark then read a statement (appended) on the current labor relations situation at the University and enunciated four principles which he announced would govern administrative decision-making with respect to issues arising from a potential strike or lock-out.

Mr. Clark then announced his plans to write to the Chair of Senate to ask Senate to develop a policy statement and guidelines on conflicts of interest. He argued that Senate had no policy on such conflicts and that the absence of such a policy impaired Senate's credibility. He said the Board of Governors and other such public bodies had guidelines on conflicts of interest, and argued that Senate, too, needed such guidelines.

He pointed out that Senate has always operated without a rule on quorum and noted that it

has always been possible for members of Senate to debate and vote on matters in which they had a direct interest. He suggested, for example, that a conflict of interest might exist if members of an academic unit whose programs were being considered for alteration or termination pursuant to the processes set in motion by the Financial Strategy Committee or the Nova Scotia Council of Higher Education were permitted to attend, take part in debate, and vote at meetings of Senate when those proposals were being discussed.

Mr. Clark admitted that developing such guidelines as he described might be a difficult and time-consuming process. He suggested, however, that he believed that the process would have to begin soon.

90:033.

Question Period

Mr. Graham said that he agreed that the Report on Relations between Faculty Members and the University during a Strike or Lockout, passed at the previous Senate meeting, had failed to address several issues. He added that the report also implied the removal from members of faculty their right not to be members of the Dalhousie Faculty Association and their right not to take part in strike action.

Mr. Tindall asked if any representatives of Senate had been involved in the discussions of the Council of Nova Scotia University Presidents involving the future of programs identified for review by the Nova Scotia Council of Higher Education. Mr. Clark replied that there had been no Senate involvement in these discussions, but he stressed that these were only initial discussions leading to a preliminary report back to the Minister of Advanced Education.

Ms. Tamlyn asked if nursing is to be considered by CONSUP. Mr. Clark replied that he expected that the Nova Scotia Council would initiate discussions on nursing education.

Mr. Williams asked if the President appreciated the difficulty of drafting conflict of interest guidelines for a body such as Senate. He suggested that Senate was quite different from the Board, in that every Senator had a contract with the University. Furthermore, he observed that Senate was more properly analagous to the New England town meeting, in which citizens were permitted to address even those issues in which they had a direct interest. Mr. Clark answered that he did appreciate that drawing up guidelines would be difficult.

Mr. Williams asked if the President would accept his congratulations on the four principles put forward in his statement on labor relations, noting that he believed that the Dalhousie Faculty Association could agree with each of them. Mr. Clark responded that he was pleased to receive such congratulations.

Mr. Clark was asked if plans existed to make improvements in undergraduate education at Dalhousie. He replied that the President's Advisory Committee on the University Mission Statement (PACUMS) was developing recommendations. He noted that even so well endowed an institution as Stanford University could not make all the improvements in its undergraduate program that it wished to make.

Mr. Bradfield asked for written responses to the following questions:

How did the University's estimate of its debt go up substantially in a short period of time?

Where is the total interest expense shown in the current budget?

In light of the facts that the President had observed earlier in the meeting that substantial progress had been made in negotiations with the DFA and that the University's negotiating team had stated that the agreements reached to date were relatively minor, when did the President last speak to his negotiating team?

Mr. Clark said that he thought it inappropriate to respond to the last question. He questioned the figures mentioned with respect to the first question. Finally, he said that he believed the debt and interest expenses had been clearly identified by the Financial Strategy Committee and that an itemized listing could be provided for Mr. Bradfield.

90:034.

Nominations to Senate Committees

On behalf of the Senate Committee on Committees, Ms. Angelopoulos nominated the following individuals to the committees named.

SENATE ACADEMIC PLANNING COMMITTEE

A. Peacock (Management) - 1993

SENATE FINANCIAL PLANNING COMMITTEE

D. Yung (Health Professions) - 1992

SENATE PHYSICAL PLANNING COMMITTEE

L. O'Brien (Law) - 1993

SENATE LIBRARY COMMITTEE

J. Duplisea (Health Professions) - 1992

DALHOUSIE REPRESENTATIVE ON TUNS SENATE

P. Perina (Arts and Social Sciences) - 1992

Following the requisite calls for further nominations, the individuals named were declared elected.

90:035.

Report of the Ad Hoc Committee on Calling and Cancelling Senate Meetings

Mr. Brett provided the background to this report (previously circulated) and distributed a document (appended) which contained revisions (No. 2.2 and No. 3.8) to the recommendations in the report. It was moved (N. Brett/A. Singh) that the report and its recommendations be adopted by Senate.

Mr. D. Cameron said that adoption of the report would put Senate in an unsatisfactory situation during a labor dispute. He said that the report would allow extraordinary meetings of Senate to be called without a clear statement of the reasons for calling them and limitation of discussion to issues related to those reasons. He asked that it be sent back to the Ad Hoc Committee. It was moved (D. Cameron/D. Varma)

that the report be referred back to the Ad Hoc Committee.

Mr. Trakman argued that the discussion at regular meetings was not limited.

The amendment was defeated on a voice vote.

Mr. J. Fraser expressed his unease at the speed at which Senate was being asked to move on this matter and suggested the items be scrutinized one by one. It was moved (J. Fraser/I. Christie)

that the recommendations in the report be debated and

voted on seriatim.

The motion was defeated on a voice vote.

Mr. Clark argued that either side in a labor dispute could likely get twenty-five members to petition for and fifty to attend an extraordinary meeting of Senate. This offered no protection for the integrity of Senate. It was moved (I. Christie/D. Cameron)

that Recommendation 3.2 be amended to insert between the words "twenty-five members of Senate" and "have signed" the words "and the President of the University or his or her designate and the President of the Dalhousie Faculty Association and her or his designate".

Mr. Tindall argued that neither the President of the University nor the President of the DFA should have effective power of veto over calling an extraordinary meeting of Senate

After a show of hands, the Chair declared the amendment defeated.

Ms. Tamlyn asked if there existed limits on what could be done at Senate meetings. Mr. Carlson replied that Senate could discuss anything at its meetings; it could make recommendations on any matter, but it could not take action on matters except those related to its role as academic governing body.

Mr. Wien asked if the motion was one to amend the constitution of Senate. Mr. Carlson replied that Senate had some constitutional provisions but that existing documents were silent on this specific question; he indicated that he expected that additions to Senate's constitutional provisions would be forthcoming.

Mr. Cameron said that he believed that the Board of Governors had respected Senate in the past and asked that greater consideration be given to the issues raised by the report. Mr. Belzer suggested the following editorial amendments to the revised document:

Preamble; para. 2, I. 1 - change "which" to "that";

Recommendation 2.2 - delete comma between the words "Senate" and "may", and insert comma between the words "Senate" and "provided".

These revisions were accepted by the mover and seconder.

After a show of hands, the Chair declared the motion carried.

90:036

Address by the Chancellor

Ms. Lane introduced the University Chancellor, Dr. H.Reuben Cohen, who addressed Senate. He spoke of his own ideas about the role of a university chancellor, which included leadership in fund-raising and in promoting attachment and loyalty to the University. Although he stopped short of singing what he remembered as the University Song, Dr. Cohen communicated his commitment to improving the University's spirit, its financial health, and its physical fabric.

Ms. Lane thanked the Chancellor for his words.

90:037

Adjournment

At 5:55 p.m. the Chair asked and received general agreement to defer the last two items on the agenda to the next meeting, scheduled for 12 October 1990. The meeting then adjourned upon motion (J. Barkow/R. Carlson).

Secretary

Chair