

THE UNIVERSITY OF BRITISH COLUMBIA

A regularly scheduled meeting of the Board of Governors was held on Thursday, July 22, 1993, at 9:00 a.m. in the Board and Senate Room of the Old Administration Building.

Present:

- Mr. Robert H. Lee, Chancellor and Acting Chair
- Dr. Arthur S. Hara, Chair
- Dr. David W. Strangway, President
- Mr. Thomas R. Berger, Q.C.
- Ms. Shirley Chan
- Mr. Michael K. Y. Hughes
- Mr. Orvin C. W. Lau
- Ms. Lois Moen
- Mr. Michael Partridge
- Mr. Dennis J. Pavlich

Messages of regret for absence were received from Ms. Barbara Crompton, Dr. William R. Cullen, Mr. Ronald H. Granholm and Dr. Tong Louie.

In Attendance:

- Mrs. Nina Robinson, Secretary to the Board
- Dr. Daniel R. Birch, Vice President Academic & Provost
- Mr. A. Bruce Gellatly, Vice President,
Administration & Finance
- Dr. Robert C. Miller, Jr., Vice President, Research
- Dr. K. D. Srivastava, Vice President,
Student & Academic Services
- Mr. Peter W. Ufford, Vice President, External Affairs
- Ms. Libby Nason, Vice Provost
- Mrs. M. Risebrough, Director, Housing & Conferences
- Mr. Tim Miner, Director, Campus Planning & Development
- Mr. Jim McBeth, National Research Council
- Ms. Fiona Wain, COUP Spokesperson
- Dr. Charles E. Slonecker, Director of Ceremonies and Community
Relations
- Mr. Steve Crombie, Media Relations and Publicity Manager
- Members of the public gallery

OPEN SESSION

REMARKS

Chair

Dr. Arthur Hara reported that he had been elected as Board Chair at an earlier session of the Board; and that he was honoured to accept this role.

Dr. Hara reported on the following items discussed earlier by the Board in its in camera session.

- (1) The Board will do a self-performance evaluation annually.
- (2) The Board has established a Management Resources and Compensation Committee.

Dr. Hara also noted that a proposal to establish an Occupational Health, Safety and the Environment Committee would be considered later in the meeting.

AUDIT COMMITTEE

Mr. Michael Partridge presented the report of the Audit Committee. Mr. Partridge commended Mr. A. Bruce Gellatly and his staff for their excellent work on the financial statements. Mr. Arthur Hara indicated that he was very pleased with the work Mr. Gellatly's staff had done with respect to the resolution of the C.I.C.A. recommendations thereby enabling the Auditor General to give the University an unqualified opinion on the statements.

Appropriations at March 31, 1993

IT WAS RESOLVED,

That the appropriations totaling \$3,870,667 for the year ended March 31, 1993, be approved.

CARRIED.

IT WAS RESOLVED,

That, as recommended by the Audit Committee, the President's Office review the possibility of assigning support on a temporary basis to record fixed assets prior to 1990.

CARRIED.

Financial Statements at March 31, 1993

IT WAS RESOLVED,

That the Financial Statements for the Fiscal Year Ended March 31, 1993, be approved; that the University signing officers (Chair of the Board, Chair of the Audit Committee and the Vice President, Administration and Finance) be and are hereby authorized to sign the statements on behalf of the Board of Governors; and that, as required by Statute (Section 31 of the University Act, 1979), a copy be sent to the Minister of Advanced Education, Training and Technology and to the Secretary of Senate.

CARRIED.

FINANCE

Current Policies

Entertainment

The following policy on Entertainment had been circulated.

"The University covers the cost of entertainment expenses incurred by members of faculty and staff in support of the University's mission, provided the expenses are authorized, reasonable and appropriately documented."

It was agreed that the provision in Policy #97 "Conflict of Interest" with respect to gifts would be added to the entertainment policy.

IT WAS RESOLVED,

That the Board of Governors hereby approves the policy on Entertainment as amended, and notes the President's procedures for implementation and administration of the policy.

CARRIED.

Research

The following policy on Research had been circulated.

"University facilities may not be used for secret/classified research.

Results of all research undertaken in the University shall be fully publishable at the discretion of the principal investigator, subject only to qualifications listed in the procedures. (Note that publication of the details of an invention may make it impossible to seek patent protection. See Policy #88, Patents and Licensing).

Support for research arises from grants or contracts. Every application for funds (new or renewal) from an external source must be signed, in the following order, by the applicant, the Department Head or Director, the Dean and the Director of Research Services. Only the University itself has the legal authority to enter into contracts which are binding on the University; such contracts must be executed by a delegated signing officer.

Grant and contract funds are held in trust by the University and are not the property of any individual.

No research or other study involving human subjects, animals or biological hazards may be undertaken unless requirements listed in the procedures have been met, and the appropriate certificates of approval issued."

IT WAS RESOLVED,

That the Board of Governors hereby notes changes to the President's Procedures as suggested by the Executive Committee on Research.

CARRIED.

Patents & Licensing

The revised policy on Patents and Licensing had been circulated.

"Members of faculty or staff, students and anyone connected with the University are encouraged to discuss and publish the results of research as soon and as fully as may be reasonable and possible. However, publication of the details of an invention may make it impossible to seek patent protection. Public use and commercial application are frequently facilitated by patenting and licensing arrangements.

Discoveries, Inventions, Audiovisual and Computer Materials: If any member of faculty or staff, any student, or anyone connected with the University proposes to protect or license an invention or discovery in which University facilities or funds administered by the University were used, a disclosure must be made to the University and the rights assigned to the University. The University may decide to protect or license the discovery or invention, in return for a share of any proceeds arising. If the University decides not to protect or license, the rights may be reassigned to the inventor, who may then develop commercial application of the invention or discovery as he/she sees fit. Where it is anticipated that inventions or discoveries may ensue from a particular research enterprise, it may be necessary to undertake special agreements concerning patent or licensing rights before the research funds are accepted for administration by the University.

Literary Works: Ownership of and intellectual property rights to "literary works" produced by those connected with the University are vested in the individuals involved."

IT WAS RESOLVED,

That the Board of Governors hereby approves the revised policy on Patents and Licensing, and notes the President's procedures for administration of the policy.

CARRIED.

Travel and Related Expenses

The following policy on Travel and Related Expenses had been circulated.

"The University covers the cost of travel expenses incurred by members of faculty and staff and, where appropriate, students or other persons traveling on UBC business, in support of the University's mission, provided the expenses are authorized, reasonable and appropriately documented."

IT WAS RESOLVED,

The Board of Governors hereby approves the policy on Travel and Related Expenses; and notes the President's procedures for implementation and administration of the policy.

CARRIED.

Ancillary Service Rate Changes and Budgets 1993-94--Child Care Services

IT WAS RESOLVED,

That, subject to the proviso that the new rates will take effect on August 1, 1993, and not June 1, 1993,

The rates conditionally approved at the March 1993 meeting of the Board are re-confirmed, and the budget for 1993-94 is approved.

The University, through the general purpose operating fund and support of the Department of Housing continue to support the office of Coordinator Child Care Services at an appropriate level.

Over the three years 1993-96, the Child Care Services will receive an additional operational subsidy of \$140,000 in the first year, \$70,000 in the second year and \$35,000 in the third year. The Child Care Services, over the next three years, should set its rates at a level such that it recovers all its operating costs. The shortfalls would be the responsibility of the Department of Housing and Conference Services.

The Coordinator of Child Care Services will continue to work with the parent groups to seek ways of reducing the operational costs.

That the progress of the approximately 57% of students with children in day care who require financial assistance through the Awards and Financial Aid office be monitored; and that a report be made to the Board of Governors at its meeting scheduled for September 16, 1993.

CARRIED.

Policies

Standing Report to Board on Policy Development

The following policies had been circulated and were received for information.

**Donations
Human Rights, Discrimination & Harassment
Vending Machines
Environmental Protection**

It was noted that the Vice Presidents and Deans have been consulted with respect to the content of the proposed policies, and that heads of units, both academic and administrative (where appropriated) have been asked for comment. The draft policies will be published for campus community comment in the July edition of UBC Reports and will be returned to the Board for approval in due course.

Donations report for the quarter ended June 30, 1993

The donations report and the five-year summary for the quarter ended June 30, 1993, had been circulated and were received for information.

University Development Fund--Annual Report on Disbursements

The annual report on expenditures from the University Development Fund 1992-93 had been circulated and was received for information.

PROPERTY

Minor Capital Budget

The proposed Minor Capital Budget for 1993-94 had been circulated. It was noted that the Minor Capital Budget recurs yearly and is apportioned on the basis of

requests from departments or interest areas, as endorsed by Deans and confirmed by Vice Presidents.

IT WAS RESOLVED,

That the Board of Governors hereby approves the 1993/94 Minor Capital Budget totaling \$15,060,900.

CARRIED.

Deferred Maintenance Budget

It was noted that the provincial grant letter of March 18, 1993, included the following: "Land, buildings and other improvements represent a major investment of public funds. In order to protect this investment, it is essential that all institutions have a well planned maintenance program. In the current fiscal environment this is a challenge. I am pleased to advise that our Minister has been successful in securing a significant increase to your minor capital to assist in presenting a sound maintenance program at each University." The amount provided for the three old universities was \$9.3 million.

IT WAS RESOLVED,

That the Deferred Maintenance Budget totaling \$6,252,800 be and is hereby approved.

CARRIED.

**Naming of Faculty Apartment II units on Osoyoos Crescent
(Point Grey Apartments; Spirit Park Apartments)**

IT WAS RESOLVED,

That, as recommended by the Committee on the Naming of Buildings, the Faculty Apartments II on Osoyoos Crescent be called:

**Point Grey Apartments
Spirit Park Apartments**

CARRIED.

Biotechnology--Phase 2--Authorization to proceed to design

IT WAS RESOLVED,

That, subject only to receipt of appropriate Ministry approval and funding;

design and completion of the \$28.3 million project known as Biotechnology Laboratory--Phase II proceed on the basis of a fast-track process involving an owner/consultant/contractor team established to arrive at a guaranteed maximum price contract and begin construction as soon as possible; and

the prime consultant for this project be Zoltan S. Kiss Architecture, the same prime as was used for the original UBC Bookstore and the N.C.E. Building Addition, all to which this project will be appended; and

the general contractor invited to participate in this project be PCL Constructors Western Inc., the same contractor as was used for the N.C.E. Building Addition to the bookstore.

it being understood that appropriate conditions of engagement will be negotiated with Zoltan S. Kiss Architecture and with PCL Constructors Western Inc. using arrangements pertaining to the N.C.E. Building addition as guidelines.

CARRIED.

Major Projects Status Report

The Major Projects Status Report dated July 6, 1993, had been circulated and was received for information.

Insurance Report Fiscal 1992-93

An annual report on insurance coverage for the fiscal year 1992-93 had been circulated and was received for information. The following points were outlined in the report.

- 1.. A summary of coverages
2. Changes in coverages
3. Costs
4. Self-insurance
5. Claims
6. CURIE
7. Future
8. Appendix--UBC Insurance Portfolio 1992-93

It was noted that, during the fiscal year 1992-93, overall insurance premium costs increased but coverages were improved and the University's self-insurance reserves were strengthened. The number of claims received increased marginally over last year's total, although their aggregate dollar value was relatively unchanged.

Naming:

New Library Centre, School of Social Work, Areas within the David Lam Management Research Centre

The Board noted that the following campus facilities had been named as indicated in accordance with the policy approved by the Board of Governors on March 2, 1989, giving the President the authority to name campus facilities in honour of donors for the duration of the fund raising campaign.

**New Library Centre--"Walter C. Koerner Library"
School of Social Work--"Jack Bell Building for the School of Social Work"
Naming within the David Lam Management Research Centre--**

Level 1

**Peter Lusztig Tower
Edgar F. Kaiser Forum
Royal Trust Seminar Room
Lily and Robert H. Lee Seminar Room
Canaccord Capital and Peter M. Brown Conference Room**

Level 2

**David Lam Management Research Library
Chevron Canada Study Room
MacMillan Bloedel Research and Seminar Rooms**

Level 3

Geoffrey and Sandra Lau Study Area

Level 4

Sydney Leong Conference Centre

Update on public process for south campus plan

A memorandum dated July 21, 1993, from President David W. Strangway to Deans, Heads and Directors entitled "Background to the South Campus Plan" had been circulated and was received for information.

National Research Council--Progress Report

A background statement on the National Research Council Institute for Machinery Research including site options, tree retention and a chronology of public

process carried out since May 26, 1993. It was noted that there have also been meetings with specific campus groups including deans, heads and directors, and departments such as Zoology, Animal Science, Animal Care, Agricultural Science and Botany. In addition, the Minister of Advanced Education, Training & Technology and his staff have been briefed on four occasions. Mr. Crombie indicated that more meetings were scheduled for the fall and the process was being refined as the University learns more about what the various interest groups want to discuss.

IT WAS RESOLVED,

That a proposed public process plan be forwarded to the meeting of the Board scheduled for September 16, 1993.

CARRIED.

Ms. Shirley Chan requested that a costing of the proposed public process plan, including consultants, etc. be included in the report back to the Board.

Ms. Fiona Wain, COUP (Coalition Opposing the University Plan) spokesperson, gave a short presentation on the concerns of her group. She requested that the proposed project be halted pending a further public process.

Mr. Steve Crombie outlined the steps that had been taken to accommodate concerns of those opposed to the project. In addition, Mr. Jim McBeth of NRC presented drawings of the revisions incorporated into the proposal to try to minimize the loss of vegetation and to finalize the location of the two-storey institute.

Ms. Shirley Chan felt that, while every effort should be made to retain the project, the question of a possible alternate site should be further investigated.

IT WAS RESOLVED,

That the Board instructs the President to contact the President of the National Research Council to determine what the absolute deadline is for the decision, and that the Board Chair is requested to proceed with the presentation to the Minister of the revised drawings, and further that Board Chair also take a fall-back position to the Minister that would be acceptable to NRC and that would meet their criteria for visibility and access and that it attempt to meet their time line by finding a site that would situate their building without significant re-design costs and changes.

CARRIED.

Schedule of events, building openings, etc.

The above-referenced schedule had been circulated and was received for information.

Jack Bell Research Centre--Release of funds

A copy of the Capital Project Certificate of Approval from the Ministry of Advanced Education, Training and Technology in the amount of \$300,000 for planning of the Jack Bell Research Centre had been circulated and was received for information.

ACADEMIC AND STUDENT AFFAIRS

Endowment Deeds

A recommendation for approval of the following endowment deeds had been circulated and was received for information.

- I. **WORLD OF OPPORTUNITY CAMPAIGN**
 - (a) Institute of Asian Research Endowment Deed
 - (b) Man-in-Motion Foundation Chair in Spinal Cord Research Endowment Deed (revision)

- II. **NON-CAMPAIGN ENDOWMENT DEEDS**
 - (a) Gordon Castley Scholarship Endowment Deed
 - (b) CIM Georgia Strait Branch Bursary Endowment Deed
 - (c) Robert J. Craig Scholarship Fund Endowment Deed
 - (d) Michael J. Crooks Scholarship Endowment Deed
 - (e) Wendy Fan Memorial Scholarship Endowment Deed
 - (f) Ferris, Ladner & McColl Memorial Prizes in Law Endowment Deed
 - (g) Dr. Verne D. Flather Memorial Bursary Endowment Deed
 - (h) Brenda Hanson Memorial Scholarship Endowment Deed
 - (i) John E. Ingot Education Students Fund Endowment Deed
 - (j) Albert Laithwaite Memorial Bursary Endowment Deed
 - (k) M. M. Z. Kharadly Student Project Prize in Electrical Engineering Endowment Deed
 - (l) Lando & Company Bursary Endowment Deed
 - (m) The Osborne and Edith Mitchell Fund Endowment Deed
 - (n) The Honourable Mr. Justice Bruce H. McColl Prize Endowment Deed

- (o) Malcolm McGregor Memorial Scholarship Endowment Deed
- (p) Harold Naugler Memorial Prize Endowment Deed
- (q) Ernest Peters Prize Endowment Deed
- (r) Paul S. Plant Scholarship in Canadian Studies Endowment Deed
- (s) Lily Schajer Memorial Bursary Endowment Deed
- (t) Sandra Shipley Memorial Bursary in Music Endowment Deed
- (u) Tonzetich Fellowship Endowment Deed
- (v) Trident Enrichment Society Bursary
- (w) Emily Christina Wong Memorial Bursary Endowment Deed

IT WAS RESOLVED,

That the Endowment Deeds listed in the recommendation from Dr. A. J. McClean, Associate Vice President, Academic, be and are hereby approved.

CARRIED.

Hospital Affiliation and Hospital Research Agreements

President David W. Strangway noted that all hospital affiliation agreements have now been signed, and that hospital research agreements with Grace Hospital and the Cancer Agency were yet to be negotiated in final form.

Plan for Retreat of Deans, Heads and Directors

Dr. Daniel R. Birch, responding to a question from Mr. Michael Partridge, reported that a series of workshops was planned for this fall. The focus of each of the workshops planned thus far is in one sense or another "change." Dr. Birch agreed with Mr. Partridge's point that change in itself, or studying the process of change, could be a focus of one or more workshops.

CORRESPONDENCE

Letter dated June 5, 1993, to The Honourable Mike Harcourt from the West Point Grey Residents' Association re campus development

South Campus Plan

Letter dated June 21, 1993, from U. Litzcke

Letter dated June 10, 1993, from Colleen Burke, U.B.C. Acadia Family Housing

Letter dated July 3, 1993, from Fiona Wain

Letter dated June 23, 1993, from L. L. Lucier and R. Kristen re Child Care Services

Letter dated June 2, 1993, from G. Larocque re Globe & Mail article "Unsound treatment of a deaf person" and response

Letter dated April 14, 1993, from Timothy P. Stratton to Dr. John H. McNeill, Dean, Faculty of Pharmaceutical Sciences

Letter dated June 20, 1993, from Mr. David C. Walker to Mr. Kenneth M. Bagshaw re Resignations "With Regret"

The above-referenced correspondence had been circulated and was received for information.

OTHER BUSINESS

Aquatic Centre Management Committee Appointments

IT WAS RESOLVED,

That the following appointments be and are hereby confirmed as university representatives for the Aquatic Centre Management Committee for the periods indicated:

Jim Richards	For the third year of a three year term to March 31, 1994
Charles Slonecker	For the second year of a three year term to March 31, 1995
Leanne Jacobs	For the first year of a three year term to March 31, 1996

CARRIED.

Board Standing Committee on Occupational Health, Safety and the Environment

A proposal regarding the establishment of a Board Standing Committee on Occupational Health, Safety and the Environment had been circulated. It was noted that the committee, on behalf of the Board of Governors, will assure itself that the University's officers are ensuring the operations of UBC are conducted in accordance with Industrial Health and Safety Regulations, environmental law and Board policies on health, safety and the environment.

IT WAS RESOLVED,

That the Board of Governors hereby establishes a Standing Committee on Occupational Health, Safety and the Environment.

CARRIED.

Dr. Arthur Hara noted that Mr. Dennis Pavlich would Chair the committee, and that the following Board members would comprise the balance of the committee.

- (1) One student
- (2) Board member elected by non-faculty employees
- (3) Two lieutenant-governor in council appointees

Proposed Meeting Dates 1994

Proposed Board meeting dates for 1994 had been circulated and are noted below:

Standing Committees

January 13
March 10
May 12
July 14
September 8
November 10

Board

January 20
March 17
May 19
July 21
September 15
November 17

It was noted that the proposed date for the 1994 Retreat is June 16.

Report from Secretary to the Board on Executive Committee Action Taken

The Executive Committee, acting under authority of a motion of the Board, took the following actions since the meeting of the Board held on May 20, 1993.

1. **FRAMEWORK AGREEMENT/CONDITIONS OF APPOINTMENT FOR FACULTY**

That, subject to approval by a vote of members of the Faculty Association, the attached document entitled "Framework Agreement and Conditions of Appointment for Faculty" be and is hereby ratified.

Ratification was received by telephone canvass conducted on June 24, 1993.

2. UBC THUNDERBIRD HOUSING

That a contract for the construction of UBC Thunderbird Student Housing--Phase II be awarded to F. W. Hearn Construction Ltd. and Actes Construction Engineering Ltd. (a joint venture), in the amount of \$26,360,000.

Approval was received by telephone canvass conducted on June 24, 1993.

3. JACK BELL RESEARCH CENTRE--VGH LEASE

That the draft lease agreement between the Vancouver General Hospital and The University of British Columbia with respect to the lease of the basement and floors 1 to 4--Jack Bell Research Centre be approved; and that the University signing officers be authorized to execute the agreement on behalf of the University.

Approval was received by telephone canvass conducted on June 28, 1993.

A complete set of background documents on each of these approvals was provided for the information of the Board.

Employee Relations Committee--Membership

Mr. Orvin Lau raised the question of appointing an elected member to the Employee Relations Committee, ~~was raised:~~ In that only the Board Chair, Chancellor, one Lieutenant Governor in Council appointee (who acted as Chair) and the President serve on the committee, Mr. Lau felt that there was a lack of on-campus perspective.

President David W. Strangway indicated that it had been the tradition for many years to appoint, aside from the President, only outside members of the Board to this committee to avoid possible conflict of interest, or the perception of conflict of interest. The committee also deals with individual details of negotiating strategy which is a very sensitive issue.

Mr. Partridge suggested that the Employee Relations Committee be left the way it is, and that the new MRCC Committee address some of the issues raised by Mr. Lau. As Chair of the Employee Relations Committee, Mr. Berger expressed the view that clearly faculty and staff members ought not to be on the committee. That would be a conflict of interest that would leave the Board open to very real criticism. He felt that the considerations the President had raised were not irrelevant to the question of whether a student should be on the committee. Mr. Berger suggested that it has been raised and discussed, and that we should reflect on this and perhaps revisit the issue at an appropriate time. Ms. Lois Moen suggested, and it was agreed, that the question may be reviewed at the September meeting of the Board.