

DRAFT UNTIL APPROVED BY SENATE

Minutes of a meeting of the Senate of Simon Fraser University held on  
Monday, February 5, 2001 at 5:30 pm in Room 3210 WMC

Open Session

|          |                                         |         |                       |
|----------|-----------------------------------------|---------|-----------------------|
| Present: | Stevenson, Michael, Chair and President | Absent: | England, William      |
|          | Andrews, Ian (representing R. Barrow)   |         | Gerson, Carole        |
|          | Atkins, Stella                          |         | Hill, Ross            |
|          | Bawa, Parveen                           |         | Jones, John           |
|          | Budra, Paul                             |         | Livadiotakis, Georgia |
|          | Chan, Albert                            |         | McArthur, James       |
|          | Clayman, Bruce                          |         | McInnes, Dina         |
|          | Cooper, Kait                            |         | Naef, Barbara         |
|          | D'Auria, John <i>Copeland, Wynne</i>    |         | Ogloff, James         |
|          | Davidson, Willie                        |         | Paterson, David       |
|          | Delgrande, James                        |         | Peters, Joseph        |
|          | Dill, Larry                             |         | Sanghera, Balwant     |
|          | Driver, Jon                             |         | Smith, Michael        |
|          | Dunsterville, Valerie                   |         | Warsh, Michael        |
|          | Finley, David                           |         | Wessel, Sylvia        |
|          | Giffen, Ken                             |         | Wong, Milton          |
|          | Gill, Alison                            |         |                       |
|          | Grimmett, Peter                         |         |                       |
|          | Gupte, Jaideep                          |         |                       |
|          | Hold, Angela                            |         |                       |
|          | Jackson, Margaret                       |         |                       |
|          | Klymson, Sarah                          |         |                       |
|          | LaRocque, Linda                         |         |                       |
|          | Love, Ernie                             |         |                       |
|          | Marteniuk, Ron                          |         |                       |
|          | Mauser, Gary                            |         |                       |
|          | McFetridge, Paul                        |         |                       |
|          | Miralles-Sanchez, Veronika              |         |                       |
|          | Osborne, Judith                         |         |                       |
|          | Percival, Paul                          |         |                       |
|          | Pierce, John                            |         |                       |
|          | Runyowa, Mac                            |         |                       |
|          | Russell, Robert                         |         |                       |
|          | Steinbach, Christopher                  |         |                       |
|          | Stewart, Ryan                           |         |                       |
|          | Waterhouse, John                        |         |                       |
|          | Weldon, Larry                           |         |                       |
|          | Wortis, Michael                         |         |                       |
|          | Yau, David                              |         |                       |
|          | Yerbury, Colin                          |         |                       |
|          | Zaichkowsky, Judith                     |         |                       |
|          | Zazkis, Rina                            |         |                       |

Heath, Ron, Dean of Student Services and Registrar  
Watt, Alison, Director, University Secretariat  
Grant, Bobbie, Recording Secretary

1. Approval of the Agenda  
The Agenda was approved as distributed.
2. Approval of the Minutes of the Open Session of January 8, 2001  
The Minutes were approved as distributed.
3. Business Arising from the Minutes  
Senate was advised that the Senate Committee on Agenda and Rules had appointed Geoffrey Rosen as the undergraduate student on the Ad hoc Senate Committee to Review and Develop the Undergraduate Curricula.
4. Report of the Chair
  - i) Paper S.01-12 – Response to Senator Finley’s Questions
    - a) Question 1

As a follow-up to the preliminary response summarized in the minutes of the last meeting, and following consultation with SCAR, the Chair reiterated his position that questions having to do with employment histories or other privacy protected matters were not appropriate issues for Senate. Nevertheless, in order to avoid possible concerns that these issues were being avoided on procedural technicalities, the Chair indicated that he wished to elaborate on his previous remarks. With respect to question 1(a) concerning mechanisms available to faculty and staff who wish to bring grievances against administrators, the Chair reiterated that the matter was covered by grievance and dispute procedures in negotiated agreements with employee groups. With respect to question 1(b) concerning the accountability of administrators, the Chair noted that there was no requirement to respond to allegations by themselves except through normal mechanisms which have been approved to investigate such complaints. He further noted that administrators were not accountable to the public or to possible victims of allegations. They were accountable to their immediate supervisors and ultimately to the Board of Governors. If on investigation an administrator was found to have acted inappropriately, the Board or their immediate supervisor would take appropriate action if required.
    - b) Question 2

With respect to question 2 which concerned issues about the Donnelly case, the Chair advised that he was unable to answer the questions in full because they involved privacy protected matters. However, as a general comment, the Chair expressed his view that this was a tragic episode in the history of the university and had resulted in a very detailed investigation and complicated legal resolution. The case had exposed defects in the harassment procedure and as a result the harassment policy had been revised. A mandated review of the new policy following three years of operation would be initiated this Spring. The Chair stressed that there had been a great deal of public information but that details of private, personal matters and the legal agreements that settled the case must remain private. He concluded by stating that he considered the matter closed as he hoped Senate and the wider university community would consider

it closed, and that the University should move on from this unfortunate incident of the past.

5. Question Period

A question relating to costs associated with an arbitrated dispute between the Student Society and the University over maintenance costs on the rental agreement for the Maggie Benston Centre had been received. The Chair reported that the University's cost with respect to the arbitration process was approximately \$20,000 and the total cost in previous years as the dispute developed would not have exceeded \$5,000. In response to an inquiry as to whether the issue was finalized, the Chair noted that the University believed that the determination by the arbitrator was final and binding on both parties but it was his understanding that the Student Society had served notice of its intent to appeal the arbitrator's decision to the British Columbia Supreme Court so the University would be required to answer to that process.

A question relating to the five year capital plan and the robotic book storage system for the library was received from A. Chan. The University Librarian provided background information with respect to plans for library expansion and indicated that this issue had received detailed investigation over the past several years. While the preference would be to expand by building conventional library space which would allow users to browse shelves, the most feasible option at this time was still the robotic storage facility.

The Chair suggested A. Chan consider whether all the matters had been covered in response to the questions he had submitted, and indicated that additional response would be provided if necessary.

6. Reports of Committees

A) Senate Nominating Committee

i) Paper S.01-13 – Elections to Senate Committees

The following are the results of elections to Senate committees. There were insufficient nominations to fill all positions; vacancies will be carried over and brought forward to the next meeting of Senate.

Senate Committee on Continuing Studies (SCCS)

One Student Senator for term of office to May 31, 2002.

No nominations received

Senate Committee on Disciplinary Appeals (SCODA)

One Student Alternate (at-large) for term of office to May 31, 2001.

No nominations received

Senate Committee on University Honours (SCUH)

One Senator (at-large) for term of office to May 31, 2001.

Elected by acclamation:

Albert Chan

7. Other Business  
There was no other business.
8. Information  
The next regularly scheduled meeting of Senate is Monday, March 5, 2001.

Open Session adjourned at 5:55 pm. Following a brief recess, Senate moved into Closed Session.

Alison Watt  
Director, University Secretariat