

**MINUTES OF THE OPEN SESSION**  
**OF THE MEETING OF THE BOARD OF GOVERNORS**

Thursday, December 16, 2021, at 4:00 p.m.  
via Zoom video conferencing

**PRESENT**

**Governors:** Helen Antoniou (Chair), Françoise Bertrand, Kenneth Brooks, William Bukowski, Graham Carr (President and Vice-Chancellor), Gary N. Chateram, Roy Cross, Selvadurai Dayanandan, Pat Di Lillo, Adriana Embiricos, Caroline Jamet, Claude Joli-Cœur (Vice-Chair), Eduardo Malorni, Frédérica Martin (Vice-Chair), Georges Paulez, Shalini Peruka, Philippe Pourreaux, Robert Soroka, Ted Stathopoulos

**Alternative Governor:** Lauren Perozek

**Also attending:** Philippe Beauregard, William Cheaib, Paul Chesser, Denis Cossette, Michael Di Grappa, Nadia Hardy, Frederica Jacobs, Karan Singh, Melodie Sullivan, Lisa Ostiguy, Anne Whitelaw, Paula Wood-Adams

**ABSENT**

**Governors:** Gina P. Cody, Kim Fuller, Rana Ghorayeb, Odile Joannette, Suzanne Sauvage

**Non-voting observer:** Jonathan Wener

**1. Call to order**

The Chair called the meeting to order at 4:03 p.m., and briefly reminded the Governors of the key elements for an orderly conduct of the meeting on Zoom.

**1.1 Approval of the Agenda**

Upon motion duly moved and seconded, it was unanimously RESOLVED:

*R-2021-9-1 That the Agenda be approved, including the items on the Consent Agenda.*

**CONSENT****2. Approval of October 21, 2021 Minutes**

R-2021-9-2 *That the Minutes of the meeting of October 21, 2021, be approved.*

**3. Requests for the use of Concordia name (BG-2021-9-D1)**

R-2021-9-3 *That, subject to the conditions set out in the Policy on the Use of Concordia University's Name, Logo and Related Insignia, and the Governance of its Visual Character and Digital Presence (SG-4), the Board of Governors approve the following request to use the Concordia name:*

- *Concordia Film Festival*
- *Musical Theater Concordia*
- *Olami JBiz*

**4. Collection of undergraduate student fee levies (Document BG-2021-9-D2)**

R-2021-9-4 *CSU Diversity Services Office*

*That the Board of Governors authorize Concordia University to collect a Diversity service Office fee levy of \$0.20 per credit to support resources, referrals and guidance on diversity issues, from all undergraduate students, annually adjusted to the Consumer Price Index of Canada, to be implemented with registration for the winter 2022 (2214) term in accordance with the University's tuition, Refund and Withdrawal Policy.*

*CSU Advocacy Centre*

*That the Board of Governors authorize Concordia University to collect the CSU Student Advocacy Centre's fee levy of \$0.45 per credit (an increase of \$0.14 per credit from \$0.31 per credit), from all undergraduate students, annually adjusted to the Consumer Price Index of Canada, to be implemented with registration for the winter 2022 (2214) term, in accordance with the University's tuition, Refund and Withdrawal Policy.*

*Seize*

*That the Board of Governors authorize Concordia University to collect a fee levy of \$0.29 cents per credit towards the establishment of a solidarity economy incubator that will primarily engage students through the support, development, study and promotion of democratic enterprises, from all undergraduate students, annually adjusted to the Consumer Price Index of Canada, to be implemented with registration for the winter 2022 (2214) term in accordance with the University's tuition, Refund and Withdrawal Policy.*

*Sustainability Concordia*

*That the Board of Governors authorize Concordia University to collect a Sustainable Concordia's fee levy of \$0.22 per credit (an increase of \$0.07 per credit), from all*

*undergraduate students, annually adjusted to the Consumer Price Index of Canada, to be implemented with the registration for the winter 2022 (2214) term in accordance with the University's tuition, Refund and Withdrawal Policy.*

**5. Environment Legislation and Health and Safety (EH&S) Compliance Q3 Report**  
(Document BG-2021-9-D3)

This document was provided for information only.

**6. Executive Committee recommendation: revisions to the Policy on the Establishment of Tribunal Hearing Pools (BD-6)** (Document BG-2021-9-D4)

*R-2021-9-5 That, on recommendation of the Executive Committee, the Board of Governors approve the revisions to the Policy on the Establishment of Tribunal Hearing Pools (BD-6).*

**7. Governance and Ethics Committee recommendation: revisions to the Policy on the Conferral of the Emeriti Title by the Board of Governors (SG-7)**  
(Document BG-2021-9-D5)

*R-2021-9-6 That, on recommendation of the Governance and Ethics Committee, the Board of Governors approve the revisions to the Policy on the Conferral of the Emeriti Title by the Board of Governors (SG-7).*

**8. Real Estate Planning Committee recommendation: revisions to the Policy on the Naming of University Spaces, Buildings, and Other Assets, Programs or Activities (VPA-3)** (Document BG-2021-9-D6)

*R-2021-9-7 That, on recommendation of the Real Estate Planning Committee, the Board of Governors approve the revisions to the Policy on the Naming of University, Buildings and other Assets, Programs or Activities (VPA-3).*

**REGULAR**

**9. Business arising from the Minutes not included on the Agenda**

There was no business arising from the Minutes not included on the Agenda.

**10. President's report** (Document BG-2021-9-D7)

As complementary information to his written report, Dr. Carr's remarks are summarized as follows:

- Dr. Carr shared news with the Board of a new Rhodes Scholarship awardee, Sabine Plummer, a first Concordia student in a decade and the 11<sup>th</sup> Concordian to be awarded this great honor. He apprised the Board that S. Plummer, an undergraduate

student in chemistry, with a minor in multidisciplinary sciences and art history, is one of two from Québec who has been awarded the scholarship for this year.

- Dr. Carr also shared the news of Aiden Cyr, an undergraduate student in the School of Community and Public Affairs, who is doing work in First People's Studies, becoming the first Concordian to win the prestigious Schwarzman Scholar Award, which will allow A. Cyr to pursue masters level research at Tsinghua University in Beijing. He also informed the Board that A. Cyr was a Grand Challenges Canada fellow for the Indigenous Innovation Initiative and is recognized for his climate advocacy.
- Dr. Carr offered thanks to L. Mitchell from the Student Success Centre, for their work in identifying potential groups of students early in the year and then providing them the needed support during the interview and award process.
- President Carr informed the Board of a \$1 million donation from the Calgary based Flanagan Foundation in support of Concordia's Social Justice Research Centre to support doctoral and post-graduate research in social justice areas of research. He reported that the Foundation was pleased with the use of the first contribution and has added a second gift to the original donation.
- Dr. Carr apprised the Board of another \$1 million donation from a former alumnus, G. Lengvari, in support of men's and woman's basketball. He reminded Governors that G. Lengvari was captain of the Loyola basketball team and a former member of the Board.
- In other philanthropic news, Dr. Carr shared with the Board a news piece in the Globe and Mail on Concordia's positioning as a Next-Gen University. Dr. Carr thanked the team from UCS for help in preparing that piece and in particular thanked G. Cody for agreeing to be interviewed for it and featured in the piece.
- Dr. Carr reported to the Board that the full 13 weeks of classes had been completed without any cases of COVID transmission linked to academic activities. Unfortunately, in the last week there had been 10 individuals in student residences on both campuses combined, who have tested positive for COVID as a result of social activities. Given the nature of their activities, he informed the Board that it was not possible to determine where they contracted the virus, and that those individuals are self-isolating. The University was delivering food to them three times daily at their door.
- President Carr informed the Board of the announcement in the previous week, where thousands of organizations worldwide and also in Québec were alerted to a cyber security vulnerability, focused on website presence. Dr. Carr reported that, after a comprehensive situation review, there was no direct threat to Concordia. He thanked M. Di Grappa, N. Hardy, P. Beauregard and others for their work, and that of their teams, over the weekend to deal with the situation.

- Dr. Carr also reported on the successful launch of UNITY's key modules, He thanked the hundreds of colleagues and the external partners who worked around the clock over the past months, as well as the project leaders and champions across the university who are so committed to this project.
- Dr. Carr informed the Board that in the last two weeks the major credit rating agencies, DBRS and Moody's, have released their annual reports, and that Concordia had maintained its credit ratios, Aa3 in the case of Moody's. Dr. Carr congratulated D. Cossette and M. Gauthier for their work.
- Dr. Carr concluded with thanking the community and the Governors for their work, support and guidance over the past year.

## **11. Honorary Degrees and Convocation Committee recommendations** (Document BG-2021-9-D8)

### 11.1 New Policy on Revocation of Awards and Other Types of Recognition

H. Antoniou introduced the item and provided some context for the need to develop a policy regarding the revocation of a University award or recognition.

Me Jacobs reminded the Board that following a request from the HDCC in 2020, research was conducted to review the policies, practices and lived experiences of other universities. She provided background information on the process for developing the Policy. Me Jacobs underlined that the purpose of such a policy was to preserve the University's reputation and provided some high-level items of the Policy.

### 11.2 Revisions to the Guidelines for the Awarding of Honorary Degrees (BD-15)

Me Jacobs summarized the proposed modifications to amend the Guidelines for the Awarding of Honorary Degrees (BD-15), some of which were related to the new policy on revocation.

Upon motion duly moved and seconded, it was unanimously RESOLVED:

*R-2021-9-8 That, on recommendation of the Honorary Degree and Convocation Committee, the Board of Governors approve the new Policy on Revocation of Awards and Other Types of Recognition (SG-15) and the revisions to the Guidelines for the Awarding of Honorary Degrees (BD-15), which, going forward, would be referred to as the Policy on the Awarding of Honorary Degrees.*

## **12. COPIBEC Copyright License Agreement renewal (2021-2024)** (Document BG-2021-9-D9)

Me Jacobs introduced the item, informing the Board that this is an agreement that comes to the Board every three or four years. COPIBEC is a collective, general licensing agreement, that facilitates copying of educational works. The previous agreement expired on May 31, 2021, and this was a request to renew the agreement. Me Jacobs commended the negotiation

team, on a job well done as they were able to keep a fee unchanged under the agreement, and added benefits were that the users' rights were enhanced.

Me Jacobs also informed the Board that this agreement was signed by all of the Québec universities, save one, for a brief exceptional period, which university also ended up coming into the agreement's fold.

Upon motion duly moved and seconded, it was unanimously RESOLVED:

*R-2021-9-9 ATTENDU QUE la « Convention concernant la reproduction d'œuvres littéraires dans les établissements d'enseignement d'ordre universitaire (2017-2021) » est venue à échéance le 31 mai 2021;*

*ATTENDU l'entente intervenue avec COPIBEC sur le texte de la Convention concernant la reproduction d'œuvres littéraires dans les établissements d'enseignement d'ordre universitaire (2021- 2024);*

*ATTENDU l'approbation par le Conseil d'administration du BCI du texte de la Convention concernant la reproduction d'œuvres littéraires dans les établissements d'enseignement d'ordre universitaire (2021-2024) et la recommandation du Conseil d'administration du BCI de sa ratification par les conseils d'administration de chaque établissement universitaire;*

*ATTENDU l'intérêt pour l'Université Concordia, comme établissement d'enseignement de niveau universitaire, d'adhérer à la Convention concernant la reproduction d'œuvres littéraires dans les établissements d'enseignement d'ordre universitaire (2021-2024) aux fins de sa mission d'enseignement et de recherche;*

**IL EST RÉSOLU:**

*d'approuver l'adhésion de l'Université Concordia à la Convention concernant la reproduction d'œuvres littéraires dans les établissements d'enseignement d'ordre universitaire (2021-2024), selon le document BG-2021-9-D9 joint à la présente résolution; et*

*d'autoriser la Secrétaire générale à signer, pour et au nom de l'Université Concordia, la Convention concernant la reproduction d'œuvres littéraires dans les établissements d'enseignement d'ordre universitaire (2021-2024).*

**13. Copyright fees (2021-2024)** (Document BG-2021-9-D10)

D. Cossette introduced the item and noted that following Me Jacob's presentation on item 12, the copyright fees were being kept the same at \$0.45 per credit, \$13.50 for full-time students, as there was no increase in fees under the new COPIBEC agreement..

Upon motion duly moved and seconded, it was unanimously RESOLVED:

*R-2021-9-10 Whereas pursuant to the 2017 renewal of the copyright license agreement with COPIBEC, at its meeting of May 24, 2017, the Board of Governors approved a decrease*

*in the Copyright fee from \$0.53 to \$0.45 per credit collected from all students beginning with the summer term 2017/1 term and applicable for the next four successive years; Whereas the same Copyright fee will be maintained for the duration of the three-year 2021 COPIBEC Agreement which will be in effect retroactively from June 1, 2021 to May 31, 2024;*

*Whereas the Copyright fee to be collected from all students for the three-year term of the 2021 COPIBEC Agreement must be adopted by the Board of Governors with the adoption of the 2021 COPIBEC Agreement, with retroactive effect as of June 1, 2021;*

*Be it resolved that the Board of Governors approve the collection of a Copyright fee of \$0.45 per credit from all students for the three successive years (2021-22, 2022-23, 2023- 24), retroactively, effective with registration for the summer term 2021 (SIS term code: 2211), in accordance with the University billing, refund and withdrawal policy.*

**14. Mise en place de la convention par marge de crédit auprès de Financement-Québec**  
(Document BG-2021-9-D11)

D. Cossette introduced the item and briefly explained that the Auditor General of Québec conducted an audit and concluded that the funding practises of capital projects funded by the government didn't align with best practises. He further explained that the government of Québec had agreed with the audit recommendation and thus the government had to change their process and activate a new approach. D. Cossette apprised the Board that the motion allows the University to sign documents to align with the new approach but does not change the government's capacity to fund capital projects.

Upon motion duly moved and seconded, it was unanimously RESOLVED:

*R-2021-9-11 ATTENDU QUE conformément à l'article 78 de la Loi sur l'administration financière (RLRQ, chapitre A-6.001), l'Université Concordia (l' « Emprunteur ») souhaite instituer un régime d'emprunts, valide jusqu'au 31 décembre 2022, lui permettant d'effectuer des emprunts par marge de crédit auprès de Financement-Québec, pour financer ses projets d'investissement pour lesquels une subvention est accordée par la ministre de l'Enseignement supérieur (les « Projets »);*

*ATTENDU QUE le montant des emprunts à contracter en vertu de ce régime d'emprunts ne devra pas excéder les montants autorisés par la ministre de l'Enseignement supérieur, conformément à la Loi sur l'administration financière;*

*ATTENDU QUE les Projets seront financés uniquement auprès de Financement Québec;*

*ATTENDU QUE tout emprunt temporaire effectué auprès d'institutions financières pour le financement des Projets, doit, à l'échéance ou dès que possible, être financé auprès de Financement-Québec;*

*ATTENDU QU'il est opportun, à cet effet, d'autoriser le régime d'emprunts en vertu duquel l'Emprunteur peut effectuer des emprunts par marge de crédit auprès de Financement- Québec, et d'en approuver les conditions et modalités;*

*ATTENDU QUE, conformément à l'article 83 de la Loi sur l'administration financière, l'Emprunteur souhaite, dans le cadre de ce régime d'emprunts, que le pouvoir d'emprunter et celui d'approuver les conditions et les modalités des emprunts soient exercés par au moins deux de ses dirigeants;*

*ATTENDU QUE ce régime d'emprunts doit être autorisé par la ministre de l'Enseignement supérieur, conformément à la Loi sur l'administration financière;*

**IL EST RÉSOLU:**

1. *QUE, sous réserve de l'autorisation requise de la ministre de l'Enseignement supérieur, l'Emprunteur soit autorisé à instituer un régime d'emprunts, valide jusqu'au 31 décembre 2022, lui permettant d'effectuer des emprunts par marge de crédit auprès de Financement-Québec, pour financer ses projets d'investissement pour lesquels une subvention est accordée par la ministre de l'Enseignement supérieur (les « Projets »), selon les limites et caractéristiques suivantes :*
  - a) *le taux d'intérêt payable sur les emprunts sera établi selon les critères déterminés par le gouvernement en vertu du décret numéro 430-2018 du 28 mars 2018, tel que ce décret peut être modifié ou remplacé de temps à autre;*
  - b) *les emprunts par marge de crédit seront réalisés en vertu d'une convention de marge de crédit à intervenir avec Financement-Québec, conformément aux conditions et aux modalités qui y sont établies;*
  - c) *le montant des emprunts effectués par marge de crédit ne devra, en aucun temps, excéder les montants autorisés par la ministre de l'Enseignement supérieur en vertu de lettres d'autorisation qu'elle délivre de temps à autre.*
2. *QUE les Projets soient financés uniquement auprès de Financement-Québec;*
3. *QU'aux fins de déterminer le montant des emprunts auquel réfère le paragraphe 1c), il ne soit tenu compte que du solde des emprunts en cours et non encore remboursés contractés auprès de Financement-Québec, ainsi que des emprunts temporaires contractés auprès d'institutions financières pour les Projets, antérieurement à la présente résolution;*
4. *QUE tout financement temporaire en cours contracté auprès d'institutions financières pour les fins des Projets soit, à l'échéance ou dès que possible, réalisé auprès de Financement-Québec;*
5. *QU'aux fins de constater chaque emprunt ou un remboursement de capital ou d'intérêt sur les marges de crédit, l'Emprunteur soit autorisé à remettre à Financement-Québec, une confirmation de transaction;*



6. *QUE le recteur et vice-chancelier, le chef de la direction financière, la secrétaire générale et directrice, service des affaires juridiques, le vice-recteur aux services et au développement durable, la vice-rectrice adjointe aux finances et contrôleur, le vice-recteur adjoint aux finances et contrôleur par intérim, le trésorier et chef de placement, le directeur principal, planification financière et budgets, la directrice des immobilisations et du financement ou le directeur, investissements de l'Emprunteur, pourvu qu'ils soient deux agissant conjointement, soit autorisé, pour et au nom de l'Emprunteur, à signer toute confirmation de transaction aux fins de constater chaque emprunt contracté aux termes des marges de crédit ou tout remboursement d'emprunt sur ces marges;*
7. *QUE le recteur et vice-chancelier ou le chef de la direction financière de l'Emprunteur, pourvu qu'ils soient deux agissant conjointement, soit autorisé, pour et au nom de l'Emprunteur, à signer la convention de marge de crédit, à consentir à tout ajout ou modification non substantiellement incompatible avec les dispositions des présentes et à poser tous les actes et à signer tous les documents nécessaires ou utiles pour donner plein effet aux emprunts par marge de crédit;*
8. *QUE la présente résolution remplace toutes les résolutions antérieurement adoptées pour les mêmes fins.*

#### **15. Other business**

There was no business not included on the Agenda.

#### **16. Adjournment**

The Chair declared the Open Session adjourned at 4:37 p.m.

*Shelina Houssenaly*

Shelina Houssenaly  
Secretary of the Board of Governors