BOARD OF GOVERNORS

301st EXECUTIVE COMMITTEE MEETING – AUGUST 29, 2012 – 16:45 – H-102

Present: Ginette Sheehy, Chair
Cynthia Némorin
William Russell
Joanne Simoneau-Polenz
Erich Schmedt
Gerald Stachrowski, Corporate Affairs

EC 301-01 Acceptance of Agenda

It was moved by Joanne Simoneau-Polenz, seconded by William Russell, and carried

THAT the agenda be accepted as presented.

EC 301-02 Minutes – 300th Executive Committee Meeting

It was moved by Erich Schmedt, seconded by Joanne Simoneau-Polenz, and carried

THAT the minutes of the 300th Executive Committee meeting be accepted as circulated.

EC 301-03 Change of Date for the October 12 Regular Board Meeting from October 30 to October 22

As the Director General will be representing John Abbott College at an Association of Canadian Community Colleges (ACCC) meeting and unable to attend the scheduled October 30th Board meeting, the Board will be asked to reschedule the Board meeting to Monday, October 22, 2012.

EC 301-04 Academic Calendar 2012-2013 – Amendments

The Academic Dean, Erich Schmedt, reported that Provincial Electoral law requires that classes scheduled on Election Day, September 4, 2012, must be cancelled.
However, the *Régime pédagogique* stipulates that lost class days must be made up. To make up for the lost teaching day on September 4th, the Academic Administration is in the process of consulting the Academic Council to amend the current Academic Calendar and will present an amended calendar for Board approval at the September 11, 2012 Board meeting.

**EC 301-05 Board of Governors Vacancies During 2012 - Update**

The Director of Corporate Affairs, Gerald Stachrowski reported that the Ministry of Education, Leisure and Sports has made the following appointments:

- Jeffrey Derevensky has been appointed in the University category to replace David Lewis;
- Line Roussin has been appointed in the Manpower category to replace Robert Amyot;
- Louise Arsenault has been appointed in the Business Community category to replace Marcel Brunet.

All the above appointments are for three (3) years effective June 20, 2012.

Pending appointments still to be made are:

- To replace Charles Morris in the Socio-Economic category;
- To reappoint/replace Cynthia Némorin in the Socio-Economic category.

**EC-301-06 Students’ Election – September 10, 2012**

The Director of Corporate Affairs informed the Executive Committee on the election process to elect the two (2) students for the Board of Governors for 2012-2013. One (1) student registered in Pre-University Studies and one (1) student registered in Technical Studies.

**EC 301-07 Appointment of Board Audit Committee**

The Director of Corporate Affairs, Gerald Stachrowski, informed the Executive Committee that the Board, at its September 11th meeting will be asked to appoint the members to the Board Audit Committee for the 2012-2013 fiscal year.

**EC 301-08 Board Agenda – 348th Regular Board Meeting – September 11, 2012**

It was moved by William Russell, seconded by Erich Schmedt, and carried

**THAT** the Agenda for the 348th Regular Board meeting be adopted as presented.
EC 301-09 Closing of the 301\textsuperscript{th} Executive Committee Meeting

It was moved by Cynthia Némorin

\textbf{THAT} the 301\textsuperscript{th} Executive Committee meeting be closed.

\begin{center}
\begin{tabular}{c c}
Chair & Corporate Affairs \\
\end{tabular}
\end{center}
Present:  Ginette Sheehy, Chair
Dylan Finn-Gagné
Cynthia Némorin
William Russell
Joanne Simoneau-Polenz
Erich Schmedt
Gerald Stachrowski, Corporate Affairs

By invitation:  Daniel Nyisztor, Comptroller
C. Kippy Wiegand, Samson Bélair/Deloitte & Touche s.e.n.c.r.l.
Audrey Jacques, Samson Bélair/Deloitte & Touche s.e.n.c.r.l.

EC 302-01 Acceptance of Agenda

It was moved by Dylan Finn-Gagné, seconded by William Russell, and carried

THAT the agenda be accepted as presented.

EC 302-02 Minutes – 301st Executive Committee Meeting

It was moved by William Russell, seconded by Cynthia Némorin, and carried

THAT the minutes of the 301st Executive Committee meeting be accepted as circulated.

EC 302-03 Audited Financial Statements 2011-2012

Mr. Daniel Nyisztor, Comptroller, reviewed the results of the audited financial statements for the 2011-2012 fiscal year.

Mr. C. Kippy Wiegand from Samson Bélair/Deloitte & Touche, the College’s external auditors, explained the audit process that his team followed and tabled with the Executive Committee three reports:

- Independent auditor’s report and notes to the Rapport Financier Annuel;
Year-end communication – John Abbott College;


Following an exchange of questions posed to Daniel Nyisztor and C. Kippy Wiegand by members of the Executive Committee;

It was moved by Erich Schmedt, seconded by Cynthia Némorin, and carried

THAT the Executive Committee recommend that the Board of Governors approve the audited financial statements for the 2011-2012 fiscal year.

The Executive Committee thanked Mr. Daniel Nyisztor and his team for their excellent work in producing the 2011-2012 financial statements.

EC 302-04 Appropriation from the College’s Surplus Account – International Non-Credit Day Students (INCAS) – formerly German Fund

It was moved by William Russell, seconded by Dylan Finn-Gagné, and carried

THAT the Executive Committee recommend that the Board of Governors authorize the appropriation of $60,472.00 from the College’s accumulated surplus account, to be added to the $892,387.00 previously approved, for a total of $952,859.00 said funds to be used to augment the teaching resources at John Abbott College.

EC 302-05 Appropriation from the College’s Surplus Account – Renovation Projects

It was moved by Joanne Simoneau-Polenz, seconded by Erich Schmedt, and carried

THAT the Executive Committee recommend that the Board of Governors authorize the appropriation of $3,500,000.00 from the College’s accumulated surplus account, said funds to be used solely for RENOVATION PROJECTS.

The balance in the renovation fund would be at $8,982,507.00.

The balance of the unappropriated accumulated surplus account would be $1,044,119.00.

EC 302-06 Appointment of External Auditors 2012-2013

It was moved by Cynthia Némorin, seconded by Dylan Finn-Gagné, and carried

THAT the Executive Committee recommend that the Board of Governors appoint the firm of Samson Bélair/Deloitte & Touche as the College’s external auditors for the 2012-2013 fiscal year.
The Director of Corporate Affairs, Gerald Stachrowski, informed the Executive Committee that this appointment would be the 5th consecutive year and in conformity to Policy no. 3 “Concerning the Hiring and Evaluation of an External Auditor” Article 5 “The external auditor’s mandate is for one year. It may be renewed, subject to the annual evaluation of the audit by the Board of Governors, for a period not exceeding five consecutive fiscal years without a call for tenders”.

In view of the above requirement, the College will issue invitation tenders to qualified professional firms, in early 2013, to appoint external auditors for the 2013-2014 fiscal year and beyond.

**EC 302-07 Signing Authority – Operational Budget Amendment to Resolution EC300-05**

**WHEREAS** By-law 3 “Concerning the Financial Management of the College” establishes rules concerning the financial management of the College;

**WHEREAS** By-law 3 (article 1.7) stipulates that the Director General submits to the Executive Committee for approval, a list of individuals with signing authority and limits for all acquisitions and expenses for which an operational budget has been approved in a fiscal year;

**WHEREAS** the Director General has prepared a list identifying an individual and limits in areas of responsibility;

It was moved by Erich Schmedt, seconded by Joanne Simoneau-Polenz, and carried

**THAT** the Executive Committee, in conformity to By-law 3 (article 1.7) approve signing authority and limits for all acquisitions and expenses for which an operational budget has been approved in a fiscal year for the individuals named on the list (Annex “A” attached to Minutes) as provided by the Director General.

**EC 302-08 Parent Election for the Board of Governors**  
**Patrick Burns’ mandate expires on November 15, 2012**

The Executive Committee agreed with the recommendation from the Director of Corporate Affairs, Gerald Stachrowski, that the parent election to replace Mr. Patrick Burns whose mandate will end on November 15, 2012, be held on Monday, November 12, 2012.

**EC 302-09 Board Agenda – 349th Regular Board Meeting – October 22, 2012**

It was moved by William Russell, seconded by Erich Schmedt, and carried

**THAT** the Agenda for the 349th Regular Board meeting be adopted with the deletion of item 10 “Donor Agreement with Desjardins”.

-6-
EC 302-11  Closing of the 302th Executive Committee Meeting

It was moved by William Russell

THAT the 302th Executive Committee meeting be closed.

_________________________  ________________________
Chair              Corporate Affairs
ANNEX “A”

Signing authority for individuals identified in article 5.4.3 (a) of By-law 3

<table>
<thead>
<tr>
<th>COST CENTER</th>
<th>AUTHORIZED</th>
<th>UP TO ($)</th>
</tr>
</thead>
<tbody>
<tr>
<td>145-1412</td>
<td>Ginette DiFrancesco to replace Jane Hannah</td>
<td>$500.00</td>
</tr>
</tbody>
</table>
112th SPECIAL EXECUTIVE COMMITTEE MEETING – October 22, 2012 – 17:30 – SH-104

Present: Ginette Sheehy, Chair
William Russell
Erich Schmedt
Joanne Simoneau-Polenz
Gerald Stachrowski, Corporate Affairs

Regrets: Dylan Finn-Gagné
Cynthia Némorin

Agenda

SEC 111-01 Tentative Agreement between Desjardins, John Abbott College and John Abbott College Foundation

Ginette Sheehy explained that this item was removed from the Board agenda by the Executive Committee at the October 17th meeting, as it was not certain that an agreement was possible in time for the October 22nd Board meeting.

As an agreement was concluded last Friday (October 19th) and the Gala scheduled for October 24th, it is desirable to have the Board consider the entente on October 22nd.

The Executive Committee members received, via e-mail, on Friday afternoon a copy of the tentative agreement and a copy of the Donor Recognition Program that sets the parameters that a donor agreement must respect.

Following a detailed review of the tentative agreement to determine if it respects the parameters of the Donor Recognition Program, the Executive Committee agreed that it would be placed on the October 22nd Board agenda for a decision as there was no benefit associated with a delay to the December Board meeting.

SEC 112-02 Closing of the 112th Special Executive Committee Meeting

It was moved by Erich Schmedt

THAT the 112th Special Executive Committee Meeting be terminated.

_________________________  ________________________  
Chair              Corporate Affairs

★ Encl.
The Director General, Ginette Sheehy stated that as the purpose of this Special Meeting was to hear an appeal to a decision she made, she would not chair this meeting nor participate in the decision-making process as required under Section IV (Policy 13 – Policy on Student Conduct and Discipline Procedures).

At this point, the Academic Dean, Mr. Erich Schmedt, assumed the chair for this meeting.

**SEC 113-01 Student Appeal**

The Executive Committee is convened to this special meeting as per By-law 1, article 4.8.2.8 to preside as the final appeal body under Policy 13 – Policy on Student Conduct and Discipline Procedures to decide on the suspension for the Fall 2012 of student #xxxxxx.

**Student I.D. XXXXXXXX**

Mr. Dennis Waide, Director of Student Services, reviewed that this was the second time that the student was caught in possession of “drugs” on campus. The first offense occurred on May 14, 2012 at which time the student was made aware that having drugs on campus contravened College Policy. The student signed and undertaking, to adhere to College Policy.

The second infraction occurred on October 30, 2012 outside Steward Residence, when
the student was again in possession of drugs.

Upon consideration of the facts, the Director of Student Services recommended to the Director General that student #xxxxxxx be suspended for the balance of the Fall 2012 semester.

Mrs. Ginette Sheehy reviewed the evidence presented by Mr. Dennis Waide and agreed that based on the two infractions as noted, she issued on November 5, 2012 a letter suspending student #xxxxxxx for the balance of the Fall 2012 semester.

Student #xxxxxxx having earlier submitted on November 12, 2012 a letter appealing the suspension in which he outlined reasons for the suspension to be reversed. Also, a letter addressed by the student’s father dated November 14, 2012 was in possession of the Executive Committee.

The student elaborated on the reasons why the Executive Committee should reverse the suspension.

Following an exchange of views on this dossier, all present who were not members of the Executive Committee left the room to permit the Executive Committee to deliberate. The Director General, Ginette Sheehy and the Director of Student Services, Dennis Waide were not present during the period of deliberation.

Based on the evidence presented at this appeal hearing, written and verbal by the student the Executive Committee unanimously decided

**THAT** based on the evidence presented by all parties present at this hearing, the Executive Committee is in full agreement that the suspension for the Fall 2012 semester is to be maintained

and

Rejected the appeal.

_________________________  ________________________
Chair              Corporate Affairs
BOARD OF GOVERNORS

303rd EXECUTIVE COMMITTEE MEETING – NOVEMBER 28, 2012 – 18:00 - SH-104

Present:  Ginette Sheehy, Chair  Cynthia Némorin  William Russell  Joanne Simoneau-Polenz  Erich Schmedt  Gerald Stachrowski, Corporate Affairs
Regrets:  Dylan Finn-Gagné

EC 303-01 Acceptance of Agenda

It was moved by Joanne Simoneau-Polenz, seconded by Erich Schmedt, and carried

THAT the agenda be accepted as presented.

EC 303-02 Minutes – 302nd Executive Committee Meeting

It was moved by Erich Schmedt, seconded by Joanne Simoneau-Polenz, and carried

THAT the minutes of the 302nd Executive Committee meeting be accepted as circulated.

EC 303-03 Minutes – 112th Special Executive Committee Meeting

It was moved by Erich Schmedt, seconded by Joanne Simoneau-Polenz, and carried

THAT the minutes of the 112th Special Executive Committee meeting be accepted as circulated.
EC 303-04 Notice of Motion - Amendment to By-Law 6 “Concerning Registration Fees, Educational Support Fee, Student Services Fee and User Fees”

The Director of Corporate Affairs informed the Executive that a notice of motion will be presented at the December 11th regular Board meeting proposing to make three (3) amendments to By-law 6 “Concerning Registration Fees, Educational Support Fee, Student Services Fee and User Fees”.

Proposed changes were tabled with the Executive Committee.

EC 303-05 Service Level Agreement (SLA) between The Royal Institution for the Advancement of Learning/McGill University and John Abbott College of General and Vocational Education

John Abbott College and McGill University have successfully concluded a Cost Sharing Agreement covering the period of January 1, 2013 to June 30, 2017.

The Board at its December 11th meeting will be asked to ratify the new agreement.

A copy of the Cost Sharing Agreement was tabled with the Executive Committee.

EC 303-06 Signing Authority – Operational Budget
- Amendment no. 2 to Resolution EC300-05

WHEREAS By-law 3 “Concerning the Financial Management of the College” establishes rules concerning the financial management of the College;

WHEREAS By-law 3 (article 1.7) stipulates that the Director General submits to the Executive Committee for approval, a list of individuals with signing authority and limits for all acquisitions and expenses for which an operational budget has been approved in a fiscal year;

WHEREAS the Director General has prepared a list identifying an individual and limits in areas of responsibility;

It was moved by Erich Schmedt, seconded by William Russell, and carried

THAT the Executive Committee, in conformity to By-law 3 (article 1.7) approve signing authority and limits for all acquisitions and expenses for which an operational budget has been approved in a fiscal year for the individuals named on the list (Annex “A” attached to Minutes) as provided by the Director General.

EC 303-07 Board Vacancies – Update

The Director of Corporate Affairs distributed a document entitled “Board Members – Mandate Expiring in 2012-2013”.

-13-
EC 303-08 **Change of Date for the January 2013 Executive Meeting**  
**from January 30, 2013 to February 5, 2013**

The Executive Committee agreed to change the next Executive Committee meeting:

EC 303-09 **Board Agenda – 350th Regular Board Meeting – December 11, 2012**

It was moved by Cynthia Némorin, seconded by Erich Schmedt, and carried

**THAT** the Agenda for the 350th Regular Board meeting be adopted

EC 303-10 **Closing of the 303rd Executive Committee Meeting**

It was moved by William Russell

**THAT** the 303rd Executive Committee meeting be closed.

_________________________  ________________________
Chair              Corporate Affairs
ANNEX “A”

Signing authority for individuals identified in article 5.4.3 (a) of By-law 3

<table>
<thead>
<tr>
<th>COST CENTER</th>
<th>AUTHORIZED</th>
<th>UP TO ($)</th>
</tr>
</thead>
<tbody>
<tr>
<td>820-7020 Management Buildings</td>
<td>Dan Boyer (addition)</td>
<td>2,000</td>
</tr>
<tr>
<td>820-7060 Facilities</td>
<td>Dan Boyer (addition)</td>
<td>2,000</td>
</tr>
</tbody>
</table>
In the absence of Ginette Sheehy, Mr. Gary Johnson, Interim Academic Dean, assumed the chair for this meeting.

**EC 304-01 Acceptance of Agenda**

It was moved by Cynthia Némorin, seconded by Joanne Simoneau-Polenz, and carried

**THAT** the agenda be accepted as circulated.

**EC 304-02 Minutes – 303rd Executive Committee Meeting**

It was moved by William Russell, seconded by Cynthia Némorin, and carried

**THAT** the minutes of the 303rd Executive Committee meeting be accepted as circulated.

**EC 304-03 Minutes – 113rd Special Executive Committee Meeting**

It was moved by William Russell, seconded by Cynthia Némorin, and carried

**THAT** the minutes of the 113rd Special Executive Committee meeting be accepted as circulated.

**EC 304-04 External Auditors 2013-2014 – “Notice of Tender”**

The Director of Corporate Affairs informed the Executive Committee that
Deloitte s.e.n.c.r.l., (the 2013 name change) at the end of the current 2012-2013 fiscal year will have served as the College’s external auditors for 5 consecutive years.

Policy no. 3 "Concerning the Hiring and Evaluation of an External Auditor" stated that every 5 years, the College "will issue a call for tender by invitation to at least three accredited, recognized firms of auditors who are members of a professional corporation of accountants governed by the Professional Code (R.S.Q., chapter C-26)".

After the Board Audit Committee ratify the terms of reference for the call for tenders, invitation will be set out with a critical path to bring a recommendation to appoint the external auditors for the 2013-2014 fiscal year at the April 9, 2013 Board meeting.

**EC 304-05 Board Vacancies – Alumni / Technical and Pre-University Category**

**Technical Category**

By the deadline of January 29, 2013, two (2) graduates from the Technical programs submitted their interest to serve on the Board in the Technical Alumnus Category.

Executive Committee members received via e-mail copies of the CVs on January 30, 2013.

Following a detailed review of the CVs, the Executive Committee recommend that the Board, at its February 12, 2013 meeting appoint Ms. Monique Lessard to a three (3) year mandate from the Technical category.

**Pre-University Category**

By the deadline of January 29, 2013, sixteen (16) graduates from the Pre-University programs submitted their interest to serve on the Board in the Pre-University Alumnus Category.

Executive Committee members received via e-mail copies of the CVs on January 30, 2013.

Following a detailed review of the CVs, the Executive Committee recommend that the Board, at its February 12, 2013 meeting appoint Mr. Andrew Biteen to a three (3) year mandate from the Pre-University category.

**EC 304-06 Board Vacancy – Parents’ Category**

On February 4, 2013, at a meeting of parents of students registered at John Abbott College, Dr. Dwayne Rahal was elected in the Parents’ category.

The mandate is for two (2) years.
**EC 304-07 Update on Upcoming Board Vacancies – Report**

The Director of Corporate Affairs distributed a list identifying current and upcoming vacancies.

**EC 304-08 Appropriation of College’s Surplus Account – Imposed Budget Cuts**

The Director of Corporate Affairs tabled documents announcing a surprise budget cut in mid-year to the CEGEP system of 21.5 million dollars for the 2012-2013 fiscal year.

It was moved by Joanne Simoneau-Polenz, seconded by Cynthia Némorin, and carried

**THAT** the Executive Committee recommend that the Board, at its February 12, 2013 meeting, consider the following resolution:

**WHEREAS**, on December 6, 2012, the Québec government in depositing the budgetary expenses announced a surprise budgetary compression for the CEGEP system of 21.5 million dollars;

**WHEREAS** this unjustified budgetary compression is announced six (6) months into the Colleges budgetary year and must be absorbed by each College prior to June 30, 2013;

**WHEREAS** this current budgetary compression is in addition to the cuts announced a year ago, wherein John Abbott College had to absorb $515,004.00 in the 2011-2012 fiscal year;

**WHEREAS** the budgetary cuts are apportioned by using the FAB parameters, John Abbott College share is set at $566,800.00 to be applied to all budgetary funding;

It was moved by _________________, and seconded by ________________ and carried

**THAT** the Board of Governors, under protest, reluctantly authorize the appropriation of the draconian $566,800.00 from the College’s unappropriated accumulated account, said funds to be used solely as the one-time budgetary cuts ordered by the Provincial Government for the 2012-2013 fiscal year;

AND

**THAT** the Board direct the administration to advise the Ministry in the strongest terms possible that this third (3rd) budgetary compression within two (2) consecutive fiscal years will definitely negatively affect the pedagogical service that John Abbott College will be able to provide to the students in 2013-2014 and beyond.
The balance of the unappropriated accumulated surplus account now is $477,319.00.

**EC 304-09  Signing Authority – Operational Budget – Amendment no. 3 to Resolution no. 300-05**

**WHEREAS** By-law 3 “Concerning the Financial Management of the College” establishes rules concerning the financial management of the College;

**WHEREAS** By-law 3 (article 1.7) stipulates that the Director General submits to the Executive Committee for approval, a list of individuals with signing authority and limits for all acquisitions and expenses for which an operational budget has been approved in a fiscal year;

**WHEREAS** the Director General has prepared a list identifying an individual and limits in areas of responsibility;

It was moved by William Russell, seconded by Cynthia Némorin, and carried

**THAT** the Executive Committee, in conformity to By-law 3 (article 1.7) approve signing authority and limits for all acquisitions and expenses for which an operational budget has been approved in a fiscal year for the individual named on the list (Annex “A” attached to Minutes) as provided by the Director General.

February 12, 2013

**EC 304-10  Board Agenda – 351st Regular Board Meeting – December 11, 2012**

It was moved by Joanne Simoneau-Polenz, seconded by William Russell, and carried

**THAT** the Agenda for the 351st Regular Board meeting be adopted

**EC 304-11  Closing of the 304th Executive Committee Meeting**

It was moved by William Russell

**THAT** the 304th Executive Committee meeting be closed.

_________________________  ________________________
Chair             Corporate Affairs
**ANNEX “A”**

Signing authority for individuals identified in article 5.4.3 (a) of By-law 3

<table>
<thead>
<tr>
<th>COST CENTER</th>
<th>AUTHORIZED</th>
<th>UP TO ($)</th>
</tr>
</thead>
<tbody>
<tr>
<td>180-1539 Creative Arts</td>
<td>Yudi Sewraj – Co-Chair to replace Tracey McKee</td>
<td>$500.00</td>
</tr>
</tbody>
</table>
Ginette Sheehy thanked Mr. Gary Johnson, Interim Academic Dean, for chairing in her absence the February 5, 2013 Executive Committee Meeting.

**EC 305-01 Acceptance of Agenda**

It was moved by Cynthia Némorin, seconded by Dylan Finn-Gagné, and carried

**THAT** the agenda be accepted as circulated.

**EC 305-02 Minutes – 304th Executive Committee Meeting**

It was moved by Gary Johnson, seconded by Cynthia Némorin, and carried

**THAT** the minutes of the 304th Executive Committee meeting be accepted as circulated.

**EC 305-03 Imposed Budget Cuts 2012-2013 - Amendment**

The Director of Corporate Affairs informed the Executive Committee that the Treasury Board has announced on March 26, 2013, that the budgetary cuts announced on December 6, 2012 for the CEGEP system, have been lowered from $21,500,000 to $16,191,900.

John Abbott College share is hereby adjusted from $566,800 to $427,300, a saving of $139,500.

The cuts are for the 2012-2013 fiscal year.
EC 305-04  **Update on Board Vacancies - Report**

The Director of Corporate Affairs distributed an update report “Board Members – Mandate Expiring in 2012-2013” dated March 22, 2013.

EC 305-05  **Board Agenda – 352nd Regular Board Meeting – April 9, 2013**

It was moved by William Russell, seconded by Dylan Finn-Gagné, and carried

**THAT** the Agenda for the 352nd Regular Board meeting be adopted

EC 305-06  **Closing of the 305th Executive Committee Meeting**

It was moved by William Russell

**THAT** the 305th Executive Committee meeting be closed.

_________________________  ________________________
Chair             Corporate Affairs