

STUDENTS' COUNCIL

Tuesday April 12, 2005 – 6:00 p.m.
Council Chambers 2-1 University Hall

ORDER PAPER (SC 2004-27)

- 2004-27/1 CALL TO ORDER
- 2004-27/2 University of Alberta CHEER SONG "*Ring Out a Cheer*"
- 2004-27/3 SPEAKER'S BUSINESS
- 2004-27/3a Letter from Steve Smith
Please see document SC 04-27.01
- 2004-27/3b 2005 Executive, Board of Governors, Students' Council, and General Faculties
Council Winners.
Please see document SC 04-27.02
- 2004-27/4 APPROVAL OF THE ORDERS OF THE DAY
- 2004-27/5 PRESENTATIONS
- 2004-27/6 REPORTS
- 2004-27/7 QUESTION PERIOD
- 2004-27/8 EXECUTIVE COMMITTEE REPORT
Please see document SC 04-27.03
- 2004-27/9 BOARD AND COMMITTEE REPORTS
- 2004-27/9a Discipline, Interpretation and Enforcement Board
1. DIE Board Ruling #8a – March 30, 2005 (Appeal of Ruling #8 Smith v.
Students' Union Executive Committee (Operation of "Juicy"))
Please see document SC 04-27.04
- 2004-27/10 OLD BUSINESS
- 2004-27/10a MOTION BY PANAS, RESOLVED THAT Students' Council amend Standing Order
3 as outlined.

Please bring supporting documentation from the March 22, 2005 meeting of Students' Council.

2004-27/11

LEGISLATION

2004-27/11a

Bill #23 – Council Vacancies Bill (sponsor; SMITH/KIRKHAM)

Legislation (second reading)

1. this motion shall not become effective until May 1, 2005.

Please bring backup documentation from the April 5, 2005 meeting of Students Council.

2004-27/11b

Bill #25 – Dedicated Fees Reform (sponsor; LAW)

Legislation (second reading)

1. this motion shall not become effective until May 1, 2005.

Please bring backup documentation from the April 5, 2005 meeting of Students' Council.

2004-27/11c

Bill #26 – Constitutional Repeal (sponsor; LAW)

Legislation (second reading)

1. this motion shall not become effective until May 1, 2005.

Please bring backup documentation from the April 5, 2005 meeting of Students' Council.

2004-27/11d

Bill # 27 – Augustana Students' Union Fee (sponsor; LAW)

Legislation (second reading)

1. this motion shall not become effective until May 1, 2005.

Please bring backup documentation from the April 5, 2005 meeting of Students' Council.

2004-27/11e

Bill #24 – Recall (sponsor; SMITH)

Principles (first reading)

1. That any member of Students' Council may be recalled by a petition to that effect bearing the names and student identification numbers of a majority of the students eligible to vote for that member's position.
2. That any member of Students' Council can be compelled to contest his/her seat in a by-election by a motion to this effect carried by a two thirds majority vote of Students' Council at three consecutive meetings of Students' Council.
3. That the Students' Union will recommend that any Undergraduate Board of Governors representative who is removed from Students' Council also be removed from the Board of Governors.
4. That the Students' Union will recommend that any person removed from the position of President also be removed from the Board of Governors.

2004-27/11f

Bill #28 - Elimination of Nominations for Open Studies Students Bill (sponsor; PANAS)

Principles (first reading)

1. Open Studies Students no longer require nominations to be elected as a Councillor.

- 2004-27/11g** **Bill #29 – Member of Council Legitimacy Bill (sponsor; LAW)**
Principles (first reading)
1. The President will request a report from the University Registrar on a by-monthly basis that confirming that all members of Students' Council meet the necessary requirements to hold office.
2. The report of the Registrar's Office will be received by the General Manager, President, and the Speaker of Students' Council.
3. The Speaker shall cause to be tabled with Students' Council a report outlining the Registrar's findings at his or her earliest convenience.
4. The Information sharing agreement between the Students' Union and the University of Alberta will adhered to.
- 2004-27/11h** **Bill #30 – Official Newspaper (sponsor; BAZIN)**
Principles (first reading)
1. The Bridge shall be the "Official Student Newspaper at the University of Alberta"
- 2004-27/12** **NEW BUSINESS**
- 2004-27/13** **ANNOUNCEMENTS**
2004-27/13a **Next Council Meeting**
UPCOMING
COUNCIL
MEETINGS
April 30, 2005
May 6, 2005 (changeover meeting beginning at 5:00 p.m.)
- 2004-27/14** **INFORMATION ITEMS**
- 2004-27/14a** Operating Policy 7.24 – Accounts Receivable
Please see document SC 04-27.05
- 2004-27/14b** Recall Legislation Amendments
Please see document SC 04-27.06
- 2004-27/14c** Votes and Proceedings from the April 5, 2005 meeting of Students' Council.
Please see document SC 04-27.07

Students' Union, University of Alberta
Students' Council
c/o Mr. Gregory L. Harlow, Speaker of Students' Council

Dear Students' Council:

Pursuant to my oral apology of March 8, I would like to take this opportunity to apologize formally and in writing for my actions with respect to my illegal presence of Council and the web of deceit I erected to defend it. My actions were in keeping with neither my own beliefs nor Students' Union legislation.

I have always maintained that legislation must be upheld for no other reason than that it is legislation – the integrity of any system demands that the dictates of its supreme authority be respected, and I failed to respect Council's dictates as laid out in Sections 7 (b) and 8 (a) of Bylaw 100. Beyond that, several of you – many of whom I count as friends – have indicated to me that they felt personally betrayed by my lies. I can certainly understand why this would be the case, and to you my apology is still more heartfelt. In particular, I apologize to Greg Harlow, who I am fortunate enough to count as a friend, and who, as the individual responsible for the enforcement of the Councillor enrollment provisions, was the most direct victim of my misrepresentation.

Moreover, my career as a Councillor has been primarily devoted to getting Council taken more seriously – by successive Executive Committees, by the Students' Union bureaucracy, by the media, and by students generally. And yet, through my actions, I was the one guilty of treating Council as some sort of bush league social club rather than as the important body that it is. After years of crowing that I was setting an example to be followed, I'd counsel Council to refrain from emulating my example in this instance.

I also apologize for the unfortunate events of March 15, where you had a lengthy and, as I understand it, unproductive *in camera* debate on my account. While I do not know precisely what transpired in that meeting, and did not have any advance knowledge that that session was going to be taking place (it was something of a surprise to arrive at Council from the Councillor candidates meeting to find the doors closed and to be advised that I was the topic of discussion within), I know from experience the value of Council's time, at this time of year especially, and apologize to Council for requiring that debate to take place when there was so much else on the agenda.

My actions have, obviously, exposed me as a raging hypocrite, in that I hold a set of beliefs to which I do not always adhere. I am of the opinion, however, that hypocrisy is better rectified by the correction of one's actions to conform with one's beliefs, not by the realignment of one's beliefs to make one's actions retroactively compliant. I shall proceed accordingly.

I would like to thank Council again for providing what has been one of the formative experiences of my life, and for some truly excellent debates and valuable acquaintanceships. I hope that Students' Council will continue the progress it has made

in becoming the pre-eminent legislative body in the Students' Union, a training ground for young adults interested in public service, and, at its best, a lot of fun for its members.

It seems *à propos* to end with a few words of advice, but what the hell do I know?

Sincerely,

Steve Smith
Disgraced Former Business Councillor



Students' Union Elections Office

Phone: 780.492.7102 – Email: cro@su.ualberta.ca

To:	<ul style="list-style-type: none">○ Mr. Gregory Harlow Speaker, Students' Council○ Ms. Lisa McLaughlin Vice President (Academic), Students' Union○ Ms. Ellen Schoeck University Secretariat
From:	<ul style="list-style-type: none">○ Dane Bullerwell Chief Returning Officer, Students' Union
Subject:	2005 Executive, Board of Governors, Students' Council, and General Faculties Council Winners
Date:	Wednesday, April 6, 2005

I am pleased to announce the winners of this year's Students' Union Elections.

The Executive and Board of Governors Election was held March 9 and 10, and the Students' Council and General Faculties Council Election was held March 23 and 24. The Health Plan Referendum initiated by Students' Council was also held on March 9th and 10th.

Our elections were held in compliance with Bylaws 2100, 2200, and 2400, and I am satisfied that they were fair and that the results reflect the will of the electorate. All appeals of my decisions have been resolved and no recounts have been requested.

More detailed results, including breakdowns of each round of preferential voting, are available on the Elections website (www.su.ualberta.ca/vote). A final version of these detailed results will be published in my final report submitted to Students' Council.

Executive & Board of Governors Election

- President – Mr. Graham Lettner
- Vice President (Academic) – Mr. Mathieu Johnson
- Vice President (External) – Ms. Samantha Power
- Vice President (Operations & Finance) – Mr. Jason Tobias
- Vice President (Student Life) – Mr. Justin Kehoe
- Undergraduate Board of Governors Representative – Mr. Adam Cook

Health Plan Referendum

- The proposed health plan failed (the No side received a majority of votes).

(Continued...)

Students' Council Election

- *Agriculture, Forestry, & Home Economics*
 - Ms. Miranda Baniulis
- *Arts*
 - Ms. Heather Wallace
 - Ms. Catrin Berghoff
 - Ms. Michelle Kelly
 - Mr. Bryce Kustra
 - Ms. Amanda Henry
 - Mr. John Chandler
 - Mr. Shad Thevenaz
 - Mr. Cameron Lewis
- *Augustana*
 - Mr. John Pattison
- *Business*
 - Mr. Chris Young
- *Education*
 - Ms. Lillian Patz
 - Mr. Trevor Panas
- *Engineering*
 - Mr. Jamaal Montasser
 - Mr. James Crossman
 - Mr. Brian Ceelen
 - Mr. Prem Eruvs
- *Faculté St. Jean*
 - Mr. Joseph Blais
- *Law*
 - Mr. Kyle Kawanami
- *Medicine & Dentistry*
 - Mr. Suneil Khanna
- *Physical Education & Recreation*
 - Mr. Philip Goebel
- *Science*
 - Mr. Omer Yusuf
 - Mr. Chris Samuel
 - Ms. Shawna Pandya
 - Ms. Abba Hussein
 - Mr. Stephen Kirkham
 - Ms. Rachel Woynorowski
 - Ms. Sylvia Shamanna
 - Ms. Sheena Aperocho
 - Mr. Jack Gordon

(Continued...)

General Faculties Council Election

- *Agriculture, Forestry, & Home Economics*
 - Ms. Miranda Baniulis
- *Arts*
 - Mr. Mustafa Hirji
 - Ms. Heather Wallace
 - Ms. Catrin Berghoff
 - Mr. Cameron Lewis
 - Mr. Alan Cliff
 - Mr. Tim Schneider
 - Mr. Al-Amyr Sumar
- *Augustana*
 - Mr. Jonathan Friesen
- *Business*
 - Ms. Addy Burry
 - Mr. Chris Young
- *Engineering*
 - Mr. Gary Wicentowich
 - Mr. Stephen McFetridge
 - Mr. Sandro Ricci
 - Mr. Prem Eruvs
- *Law*
 - Mr. Jonathan Tieman
- *Science*
 - Mr. Chris Samuel
 - Ms. Shawna Pandya
 - Ms. Abba Hussein
 - Mr. Stephen Kirkham
 - Mr. Andrew Weiss
 - Mr. Najam Mian
 - Ms. Sheena Aperocho
 - Mr. Rory Pittman

Vacant positions will be filled in a manner prescribed by Students' Union legislation or as directed by Students' Council. My last day as Chief Returning Officer is April 30, but the Elections Office contact information will remain the same. If you have any questions about these results please do not hesitate to contact me or my successor.

Sincerely,

Dane Bullerwell
Chief Returning Officer

Executive Committee Report to Students' Council April 12, 2005

1. The following motions were passed at the April 4, 2005 Executive Committee Meeting.

- a. ABBOUD/LAW MOVED THAT the Executive rule that the complaint regarding Nestle is unsubstantiated and lacking objective recent information, as such the Students' Union resolves to continue with the sale of Nestle products and encourages students to make purchase of these products a personal choice.

VOTE ON MOTION 4/0/0 CARRIED

- b. TAYLOR/ABBOUD MOVED THAT the Executive Committee support the CDS budget request that will go to Budget Committee.

VOTE ON MOTION 5/0/0 CARRIED

2. The following motions were passed at the April 6, 2005 Executive Committee Meeting.

- a. TAYLOR/BLATZ MOVED THAT the Executive committee approve CSD request to hold OP training off campus pending Students' Council approval of the preliminary budget.

VOTE ON MOTION 4/0/0 CARRIED

- b. LAW/MCLAUGHLIN MOVED THAT the Executive Committee approve Operating Policy 7.24, Accounts Receivable.

VOTE ON MOTION 4/0/0 CARRIED

Discipline, Interpretation and Enforcement Board Report to Council April 12, 2005

The following ruling have be made by the DIE Board:

Ruling of the Discipline, Interpretation, and Enforcement Board (Appeal Panel)

Ruling #8A-Appeal of ruling #8 *Smith v. Students' Union Executive Committee (Operation of "Juicy")*

Date Heard:

March 30, 2005

Members of the D.I.E. Board Present:

Alex Ragan, Chairman

Guillaume Laroche

Alan Cliff

Catherine Lepine

Mark Rogers

Appearing For the Appellant:

Steve Smith

Appearing For the Respondents:

Jordan Blatz, President, Students' Union

Amicus Curiae:

M. Mustafa Hirji

Facts

The principal facts of the case are set out in *S.Smith v. The Executive Committee of the Students' Union*, which was heard by a D.I.E. Board Panel of First Instance on March 14, 2005.

Several additional facts came to light in the process of the appeal. First, the total budgeted expenditures for the first four months of "Juicy"s operations are quoted at some \$22,198 in the budgetary document attached to the Late Additions of the Students' Council Meeting of March 22, 2005. Further, Mr.Smith drew the attention of the Panel of Appeal to the fact that "Juicy" was opened on March 7, one day before a regularly scheduled meeting of Students' Council on March 8. Waiting for proper approval of Students' Council would therefore have resulted in a delay of two days to "Juicy's" opening. It was also brought to the attention of the Panel that the Executive Committee did not exercise its power to call an emergency meeting under Students' Council Standing Order #7 at any time between March 2, the eviction date of "Juice to Go", and March 7, on which date "Juicy" was opened.

Relevant Legal Provisions

Under s.4(c) of Bylaw 1100, the executive committee has the authority to deal with financial matters "subject to the provisions of Bylaw 3100". One such provision, s.8(b)(ii), is that the

committee may approve fund transfers up to one thousand dollars. s.8(b)(iv), however, limits transfers over \$2500 to those approved by Students' Council.

While s.22 of Bylaw 3100 accords the Executive Committee the responsibility "for all aspects of the operation of the Students' Union not provided for in bylaw", s.(23) stresses that this authority is "subject to the limits of Students' Union Legislation."

Students' Council Standing Order #7 provides that "The Speaker, Executive Committee or Students' Council may call, or cancel meetings of Council."

According to s.6(h) of Bylaw 1100, the President of the Students' Union is responsible for ensuring "that programs are implemented in accordance with the direction of Students' Council and accepted policy of the Students' Union."

Knisely v. Law (2004-2005, #2) found that "it is the responsibility of the Vice President (Operations and Finance) to be well versed" in the bylaws relevant to his portfolio, and criticized him for failures in that regard.

In *Smith vs. Executive* (2003-2004, #8), the DIE Board stated that it "strongly believes that violating financial rules is one of the worst crimes that can be committed and harshly criticizes all parties involved that allowed such a careless mistake to be made—especially the executive committee."

Finding Below

D.I.E. Board held that the SU Executive owes a duty to the student population to ensure that the SU is run in a diligent manner, while operating in the best interests of the students. Included in this duty is a requirement to mitigate losses suffered by the SU. D.I.E Board held that taking over "Juice-To-Go" was prudent both legally and financially. Yet the SU Executive (in dealing with expenditures) should have sought approval of Students' Council. The issue is whether or not the Executive, has the ability to act in a manner that contravenes SU bylaws; where the situation necessitates reacting quickly to unforeseen circumstances. D.I.E Board held that the SU Executive requires an ability to respond to unforeseeable circumstances in order for the Executive to fulfill their daily duties as part of the SU. Given the ramifications of a delay in getting Students' Council approval, the Executive was justified in making the decision without such approval. Yet, the Executive should have gotten Students' Council approval as soon as it was possible to do so. Formal approval constitutes an amendment to the budget, and if not feasible at the time to amend the budget, then the Executive should have sought approval from the Students' Council to run "Juicy" on an interim basis. Where there was a failure to get Students' Council approval at the next meeting, from the date in which ownership transferred, this was a breach of its obligation. D.I.E. Board ordered that the Executive must get approval as soon as possible, or at the latest the next scheduled SU meeting.

Issue

The Appellant submits that the Panel of First Instance erred in finding that the executive acted within its authority in creating "Juicy" as a business within the Students' Union. He contends that there is no statutory basis for the contention that the Executive Committee may legally

overstep its usual authority to deal with pressing circumstances, and that even if there were, the opening of Juicy was not sufficiently urgent to merit such an extension of executive power.

Analysis

The mandate of the DIE Board is to interpret and enforce Students' Union bylaws (Bylaw 1500, s.2). Though the temptation to depart from the bylaws for the sake of justice or practicability may be great, DIE Board should restrain itself from such forays. It is in the interests of certainty and stability, and in keeping with the sovereignty of the Students' Council to make laws respecting the Students' Union that that DIE Board refrain from such detours.

In the present case, it was alleged that the Students' Union Executive made expenditures that were outside of their powers to make. Section 8(a) of Bylaw 3100 is clear that, outside of some enumerated exceptions, "an organization or budget area may not spend more than has been budgeted unless specifically authorized to do so by Students' Council." When pressed, the Respondent was unable to cite any statutory authority that gave the Executive the ability to make expenditures in the manner which it did.

It should be noted that Bylaw provisions, which would appear to allow the Executive to take very similar actions to the impugned expenditure, do exist (for example, Bylaw 3100, s.14, Contingency Reserve). However, the Executive did not avail itself of these provisions in this case.

The DIE Board panel of first instance was incorrect to suggest that the Executive's actions in this case were legal. While the expenditures may have been defensible from a business perspective, that is not the concern of this tribunal. From a strictly legal perspective, the actions of the Executive were outside of the law established by Students' Council and therefore contrary to law.

To be clear, it is the position of DIE Board that there is no basis for Executive action taken outside of the mandate established by Students' Council bylaws, even where exigent circumstances exist. Under the current bylaw regime, the Executive is behooved to consult Students' Council on any matter that falls outside of the Executive's statutory mandate.

Remedy

It is clear that some form of remedy is appropriate. The appellant failed to demonstrate to the satisfaction of DIE Board that there was an 'ongoing culture of disrespect for Student Union legislation' within the executive structure, and as such, the appellant's remedies are rejected. Instead, DIE Board orders that the Executive Committee submit a public acknowledgement of wrongdoing, accompanied by an apology, at the next meeting of Students' Council.

The Discipline, Interpretation and Enforcement (D.I.E.) Board functions as the judicial branch of the Students' Union, and is responsible for interpreting and enforcing all Students' Union legislation. For any questions please contact dieboard@su.ualberta.ca.

THE STUDENTS' UNION OF THE UNIVERSITY OF ALBERTA

OPERATING POLICY STATEMENT

<i>Policy Number:</i>	7.24	<i>Effective Date:</i>	May 1, 2005	<i>Page</i>	1	<i>of</i>	1
<i>Responsibility for Policy:</i>	Executive Committee						
<i>Subject Matter</i>	-	<i>Category:</i>	OPERATING POLICY (GENERAL)				
	-	<i>Specific:</i>	FINANCE				
	-	<i>Topic:</i>	Accounts Receivable				

Introduction:

The Students' Union often carries an account receivable with several business partners and entities in relation to the organization. Invoices are produced for each account for which there is a receivable. Invoices are often paid back within reasonable time frames. This policy will set out a schedule of actions to ensure that payments are made in a responsible fashion.

Policy:

- 7.24.1 Departments that generate an invoice request to accounting will be required to keep a copy of that invoice for follow-up.
- 7.24.2 Department heads (or designate) will be required to check monthly aging reports to ensure that all outstanding invoices within their department have not exceeded a net of 30 days.
- 7.24.3 If payment for an invoice has not been received subsequent to 30 days, the following action can take place for external organizations:

31-60 Days

Person responsible for the invoice will send a letter reminding the external organization that the invoice is to be paid.

61-90 Days

Person responsible for the invoice will make a phone call to the organization requesting that the invoice be paid.

91+ Days

The Vice President (Operations & Finance) will send a letter stating that payment needs to be provided within seven (7) days or the Students' Union will only be prepared to enact business on a cash basis.

Policy History:

	Date	Board/Committee
Created	April 12, 2005	Executive Committee

Recall

1. That any member of Students' Council may be recalled by a petition to that effect bearing the signatures and Student Identification numbers of a majority of the number of students who voted in the election for that member's position.
2. That any member of Students' Council may also be recalled by a 2/3 majority vote of Students' Council at three consecutive meetings.
3. That the Students' Union shall that, in the case where either the Undergraduate Board of Governors Representative or the President of the Students' Union is removed from office, recommend that this person is also removed from the Board of Governors of the University of Alberta.
4. That when a member is recalled, the vacated seat must be contested in a by-election, and not offered to a candidate from the previous election. Students' Council may choose not to hold a by-election, or to offer a position to the winner of the relevant seat in the upcoming general election, or to leave the position vacant, if it is determined that a by-election cannot be held prior to February 1st of a given year.
5. That a member, once recalled, is free to contest the seat in a by-election.
6. That a member shall continue to hold office for five working days following the voting days, in order to provide a transition period. The winner of the by-election shall assume office six days following the voting days.

By-Election

7. That the Chief Returning Officer will set a date for a by-election that will be no later than six weeks after a member is recalled, unless a member is recalled outside of the Fall or Winter terms, in which case the election shall within the first three weeks of the Fall term.
8. That the nomination period for a by-election shall occur over no less than five working days.
9. That the campaign period for a by-election shall occur over no less than five working days.
10. That voting for a by-election shall occur over no less than two working days.

STUDENTS' COUNCIL

Votes and Proceedings

Tuesday April 5, 2005 – 6:00 p.m.
Council Chambers 2-1 University Hall

VOTES AND PROCEEDINGS (SC 2004-26)

2004-26/1

CALL TO ORDER

Speaker called the meeting to order at 6:03 p.m.

2004-26/4

APPROVAL OF THE ORDERS OF THE DAY

BAZIN/McLAUGHLIN MOVED THAT Students' Council approve the orders of the day.

KIRKHAM/BAZIN MOVED TO amend the orders of the day by adding to the end of items 11i – 11n and items 11a – 11d that each piece of legislation will come into effect May 1, 2005.

Amendment: CARRIED

BLATZ/BAZIN MOVED TO amend the orders of the day by striking item 12e.

Amendment: CARRIED

LAW/LEWIS MOVED TO amend the orders of the day by making item 12b a special order after the consideration of item 10d.

Amendment: CARRIED

Point of Order: Lewis – I was wondering if the Speaker would let me know, or let us know, whether items 10b and 10c are out of order; both of which refer to dates that are in the past.

Speaker: Point of order not well taken. The principles of the motions are still intact.

BLATZ/LEWIS MOVED TO amend the orders of the day by adding items 11i – 11n to the order paper from the Late Additions package.

Amendment: CARRIED

Main Motion: CARRIED

2004-26/5

PRESENTATIONS

2004-26/5a

Students' Union Submission for the Development of the 2007-2011 Academic Plan – Draft, presented by Lisa McLaughlin, Vice President (Academic).

Speaker orders closure on the presentation.

2004-26/7

QUESTION PERIOD

ABBOUD/BAZIN MOVED THAT Students' Council move in camera.

Motion to Move In Camera: CARRIED

LEWIS/KIRKHAM MOVED THAT Students' Council move ex camera.

Motion to Move Ex Camera: CARRIED

2004-26/8

EXECUTIVE COMMITTEE REPORT

2004-26/8a

MOTION BY TAYLOR/LAW, RESOLVED THAT Students' Council, upon the recommendation of the Executive Committee, strike an ad hoc committee composed of: the President, the General Manager, VP Operations and Finance, Speaker of Students' Council and two members of Students' Council, selected by Students' Council, to review Bylaw 500 and make recommendations regarding specific documents and files to be classified as 'strictly confidential'.

Speaker's List (mm): Taylor (VPSL).

SAMUEL/BERGHOFF MOVED TO amend the main motion by striking the phrase "the President, the General Manager, VP Operations and Finance, Speaker of Students' Council and two members of Students' Council, selected by Students' Council" and replace it with "the President, VP Operations and Finance, and three councilors as selected by Students' Council as voting members and the Speaker and General Manager as non-voting members".

Speaker's List (am): Samuel.

Amendment: CARRIED unanimous

Main Motion: CARRIED unanimous

Nominations for the Ad Hoc Committee:

SAMUEL nominates BERGHOFF: BERGHOFF declines.

BAZIN nominates KIRKHAM: KIRKHAM accepts.

TAYLOR (VPSL) nominates COLPITTS: COLPITTS declines.

ABBOUD nominates LETTNER: LETTNER accepts.

PANAS nominates NICOL: NICOL accepts.

KEHOE nominates LEWIS: LEWIS accepts.

ABBOUD nominates BAZIN: BAZIN declines.

TAYLOR (VPSL) nominates WICENTOWICH: WICENTOWICH declines.

LAW nominates SHILLINGTON: SHILLINGTON declines.

BLATZ nominates SAMUEL: SAMUEL declines.

Members Elected:

Councillor Kirkham
Councillor Lettner
Councillor Lewis

2004-26/10

OLD BUSINESS

2004-26/10a

MOTION BY BLATZ, RESOLVED THAT Students' Council amend Standing Orders to include the following list of strictly confidential documents.

Speaker strikes item 10a from the order paper.

2004-26/10b

MOTION BY KIRKHAM/KELLY, ORDERED THAT Students' Council direct the Executive Committee to make all Students' Union owned and/or operated businesses non-smoking establishments no later than 1 April 2005.

BLATZ MOVED TO object to the consideration of the motion.

Motion to Consider: CARRIED

Speakers' List (mm): Kirkham.

KIRKHAM MOVED TO amend the main motion by striking "1 April 2005" and replace it with "April 15, 2005".

Amendment: CARRIED

Speaker's List (mm): Taylor (VPSL), Nicol.

Point of Order: Abboud – As an executive I feel the councilor is questioning my motivations as to why I, or the body I am a part of, the Executive Committee, wants to . . . He is first of all assuming we are opposed and second of all ascribing a motivation behind it.

Speaker: Point of order well taken! Questioning the motives of members is not permitted by Robert's Rules of Order.

COLPITTS/PANAS MOVED TO amend the main motion by striking "April 15, 2005" and replacing it with "May 1, 2005".

Speaker's List (am): Colpitts, Nicol, Law, Nicol.

Point of Order: Lewis – Number one, I have no idea what he's talking about and number two, I have no idea how this has anything to do with anything.

Speaker – Point of order well taken. The Councillor will please keep his comments germane to the amendment.

Speaker's List (am): Blatz.

Speaker orders for only one more speaker to the amendment.

Speaker's List (am): Kirkham.

Amendment: CARRIED

YUSUF/WICENTOWICH MOVED THE previous question on the main motion.

Motion to Move the Previous Question: CARRIED

Main Motion: CARRIED 23/1 (see division)

2004-26/10c

MOTION BY KIRKHAM/PATZ, ORDERED THAT the meeting schedule for the 2004/2005 academic year be amended as follows:

- a. The 22 March 2005 meeting of Students' Council be cancelled.
- b. The 5 April 2005 meeting of Students' Council be rescheduled for 29 March 2005.
- c. The 26 April 2005 meeting of Students' Council be reschedule for 12 April 2005.

KIRKHAM MOVED TO amend the main motion by striking items a and b.

Amendment: FRIENDLY

Speaker's List (mm): Kirkham, McLaughlin, Lewis, Law.

KELLY/PATZ MOVED TO amend the main motion by striking the date "April 12" and replacing it with "April 19".

Speaker's List (am): Kelly, Blatz.

Amendment: DEFEATED

Speaker's List (mm): Lettner.

MONTASSER MOVED TO amend the main motion by striking the date "April 12" and replacing it with "April 29".

Amendment: WITHDRAWN

BLATZ/LEWIS MOVED TO amend the main motion by adding a new section to read "there shall be an additional meeting of Students' Council scheduled for April 30, 2005".

Amendment: CARRIED

Main Motion: CARRIED

2004-26/10d

MOTION BY LAW/LEWIS, RESOLVED THAT the 'Students' Involvement Endowment Foundation' Financial Statements for April 30, 2003 to April 30, 2004 be approved by Students' Council as submitted by Watson Aberant.

Speaker's List (mm): Law, Mr. Smith.

BLATZ/LAW MOVED THE previous question on the main motion.

Motion to Move the Previous Question: CARRIED

Main Motion: CARRIED

- 2004-26/12b** **MOTION BY LAW/SAMUEL, RESOLVED THAT** Students' Council approve the 2003-2004 U of A Students' Union's Financial Statement as audited by Watson Aberant.
- Speaker's List (mm): Law.
- Main Motion: CARRIED unanimous**
- 2004-26/10f** **MOTION BY LAW/BLATZ, RESOLVED THAT** Students' Council amend the 2004-2005 Operating Budget to include the following department; 834.
- Speaker's List (mm): Law, Blatz, Lewis, Law, Mr. Smith, Blatz.
- Main Motion: CARRIED 18/1 (see division)**
- 2004-26/11** **LEGISLATION**
- 2004-26/11a** **MOTION BY SAMUEL/VANDERSLUIS, RESOLVED THAT** Students' Council repeal Article XIII of the Students' Union Constitution and this motion shall not become effective until May 1, 2005 (second reading).
- Speaker's List (mm): Samuel
- Main Motion: CARRIED unanimous**
- 2004-26/11b** **MOTION BY LAW/LEWIS, RESOLVED THAT** Students' Council, rescind Article V of the Students' Union Constitution and this motion shall not become effective until May 1, 2005 (second reading).
- Speaker's List (mm): Law.
- Main Motion: CARRIED unanimous**
- 2004-26/11c** **MOTION BY LAW/PANDYA, RESOLVED THAT** Students' Council, rescind Article XVI of the Students' Union Constitution and this motion shall not become effective until May 1, 2005 (second reading).
- Speaker's List (mm): Law.
- Main Motion: CARRIED unanimous**
- 2004-26/11d** **MOTION BY LAW/ABBOUD, RESOLVED THAT** Students' Council, rescind Article VIII of the Students' Union Constitution and this motion shall not become effective until May 1, 2005 (second reading).
- Speaker's List (mm): Law, Pandya.
- Main Motion: CARRIED 19/5**
- The Speaker makes items 11i – 11n special orders.
- 2004-26/11i** **Bill #11 - Student Group Membership Privileges Amendment (sponsor; DEBENHAM)**
Legislation (second reading)
1. this motion shall not become effective until May 1, 2005.

LEWIS/LETTNER MOVED THAT Bill #11 be read for a second time.

Speaker's List (mm): Lewis.

Main Motion: CARRIED unanimous

2004-26/11j

Bill #22 – Budget Process and Financial Procedures Reform Bill (sponsor; LAW)
Legislation (second reading)

1. this motion shall not become effective until May 1, 2005.

LEWIS/VANDERSLUIS MOVED THAT Bill #22 be read for a second time.

Speaker's List (mm): Lewis.

Main Motion: CARRIED

2004-26/11k

Bill #23 – Council Vacancies Bill (sponsor; Smith/Kirkham)
Legislation (second reading)

1. this motion shall not become effective until May 1, 2005.

COLPITTS/LETTNER MOVED THAT Bill #23 be read for a second time.

Speaker's List (mm): Lettner.

Point of Order: Lewis – I don't believe that's germane to the motion in any way.

Speaker: Point of order well taken.

Speaker's List (mm): Bazin.

Point of Order: Lettner – I'm just curious about the purpose of the second reading. If it's not to rehash what all the principles were and how they were laid out. I did go through each part because I believe that we haven't addressed this for a long time. It might not be very fresh in people's minds. I guess I'm questioning the worthiness of going through and checking if they correspond neatly to all the principles.

Speaker – Point of order is well taken. Debate is limited to technical drafting merits.

Speaker's List (mm): Samuel.

BLATZ/WICENTOWICH MOVED TO amend the main motion by striking the words "this motion shall not become effective until May 1, 2005".

Speaker's List (am): Blatz.

PATZ/LEWIS MOVED THE previous question on the amendment.

Motion to Move the Previous Question: DEFEATED

Speaker's List (am): Kirkham.

NICOL/LEWIS MOVED TO adjourn.

Motion to Adjourn: CARRIED 9:32 p.m.**ATTENDANCE (SC 2004-26)**

Faculty/Position	Name	1 st Roll Call	2 nd Roll Call	Item 10b	Item 10f
President	Jordan Blatz	√	√	√	√
VP Academic	Lisa McLaughlin	√	√	√	-
VP External	Alex Abboud	√	√	√	√
VP Finance	Alvin Law	√	√	√	√
VP Student Life	Duncan Taylor	√	√	√	√
BoG Undergrad Rep.	Roman Kotovych	X	√		-
Agriculture, Forestry and Home Economics	Leah Bennett	√	√	√	-
Agriculture, Forestry and Home Economics	Chelsy Shillington	√	√	X	-
Arts	Catrin Bergoff	√	√	√	√
Arts	John Chandler	√	X		
Arts	Gabrielle Donnelly	√	√	√	√
Arts	Aaron Johnson	X	X		
Arts	Tamara Larter	X	X		
Arts	Chris Laver	√	X	-	
Arts	Cameron Lewis	√	√	-	√
Business	Chelsea Baron	X	X		
Business	Nandini Somayaji	X	X		
Education	Sean Clovechok	X	X		
Education	Trevor Panas	√	√	√	√
Education	Lillian Patz	X	√	√	√
Engineering	Josh Bazin	√	√	√	X
Engineering	Graham Lettner	√	√	√	√

Engineering	Jamaal Montasser	√	√	√	√
Engineering	Gary Wicentowich	√	√	√	√
Law	Tara Thompson	X	X		
Medicine and Oral Health Sciences	Brock Debenham	X	X		
Native Studies (School of)	Matthew Wildcat	X	X		
Pharmacy	Erica Skopac	X	X		
Faculte Saint-Jean	Sarah Colpitts	√	√	√	-
Science	Justin Kehoe	X	√	√	√
Science	Stephen Kirkham	√	√	√	√
Science	Darren Lau	X	X		
Science	Scott Nicol	√	√	√	√
Science	Shawna Pandya	√	√	√	-
Science	Chris Samuel	√	√	√	√
Science	Kelli Taylor	√	√	√	-
Science	Keith Vandersluis	√	√	√	√
Science	Omer Yusuf	X	√	√	√
General Manager	Bill Smith	X	X		
Speaker	Gregory Harlow	√	√		