

STUDENTS' COUNCIL VOTES & PROCEEDINGS

Tuesday January 10, 2006
Council Chambers 2-1 University Hall

VOTES & PROCEEDINGS (SC 2005-18)

2005-18/1

CALL TO ORDER

The meeting was called to order at 6:02 p.m.

2005-18/2

SPEAKER'S BUSINESS

2005-18/2a

Announcements - The next meeting of Students' Council will take place on January 24, 2006.

2005-18/2a (i)

Nomination forms are available for Executive, BoG, and Council positions for next year, and that the nom pack can be picked up from 2-900 SUB.

2005-18/2a (ii)

BSA and UASUS intend to create Faculty Association Membership Fees

2005-18/3

APPROVAL OF THE ORDERS OF THE DAY

PAYNE/JOHNSON MOVED TO approve the orders of the day.

TOBIAS/JOHNSON MOVED TO strike item 18/9c from the order paper

Speaker's List (strike): Tobias

Motion to strike item 18/9c: CARRIED.

KIRKHAM/PAYNE MOVED TO add item 9g from the Late Additions to the order paper.

Speaker's List (add): Kirkham

KIRKHAM/CHAPMAN MOVED TO suspend Standing Order #18.

Speaker's List (susp.): Kirkham

Motion to suspend: DEFEATED, 8/10

Motion to add item 9g from the Late Additions is out of order.

LETTNER MOVED TO strike item 4a from the order paper.

Motion to strike: FRIENDLY

LETTNER/KELLY MOVED TO make Question Period a special order.

Speaker's List: Schneider, Kelly

LEWIS MOVED TO amend the motion by moving Question Period to come after the Executive Committee Reports.

Amendment to the motion: FRIENDLY

Motion to make Question Period a Special Order: CARRIED

Motion to Approve the Orders of the Day: CARRIED

2005-18/6

REPORTS

2005-18/6a

Graham Lettner, President

2005-18/6b

Mathieu Johnson, Vice President (Academic)

2005-18/6c

Samantha Power, Vice President (External)

2005-18/6d

Jason Tobias, Vice President (Operations and Finance)

2005-18/8

QUESTION PERIOD

2005-18/7

BOARD AND COMMITTEE REPORTS

2005-18/7a

Discipline, Interpretation and Enforcement Board – December 7, 2005
Decision 9: Langstone vs. Students' Council

2005-18/7b

Executive Committee – January 5, 2006

TOBIAS/SCHNEIDER MOVED THAT Bill #23 be read a first time.

2005-18/7b (i)

Bill #23 – Responsibilities of Students' Council (sponsor; TOBIAS)
Principles (first reading)

- 1) All decisions pertaining to the governance of the Students' Union are ultimately the purview of Students' Council.
- 2) In its effort to serve students, Students' Council has a legal obligation to act in:
 - i. the best interest of the Students' Union
 - ii. accordance with The Alberta Post Secondary Learning Act
 - iii. accordance with all other applicable Federal and provincial laws or regulations
- 3) Any decision of Students' Council or Students' Union bylaw which does not meet the terms set out in point 2 is of no effect.

Speaker's List (mm): Tobias, Kirkham, Lettner, Khanna, Chapman, Lewis

LEWIS/KIRKHAM MOVED TO amend the main motion by striking point one.

Speaker's List (am): Lewis, Lettner, Sumar, Lewis, Chapman, Kirkham, Tobias

SHAMANNA/BLAIS MOVED THE previous question.

Motion to move the Previous Question: CARRIED

Amendment to the Main Motion: DEFEATED, 8/13

Speaker's List (mm): Kirkham, Power, Councillor

STEPHAN/PAYNE MOVED THE previous questions.

Motion to move the Previous Question: CARRIED

Main Motion: CARRIED, note roll call vote

2005-18/7c

Budget and Finance Committee

LEWIS/PAYNE MOVED THAT Bill #17 be read a first time.

2005-18/7c (i)

Bill #17 – Student Involvement Endowment Fund Fee Repeal (sponsor; LEWIS)

Principles (first reading)

1. That the Students' Union cease collection of the Eugene L. Brody and Student Involvement Endowment Fund fees.

Speaker's List (mm): Lewis, Shamanna

SHAMANNA/PAYNE MOVED TO amend the main motion by striking the words "of the Eugene L. Brody and".

Speaker's List (am): Tobias, Schneider, Lewis, Kelly, Kirkham, Khanna

PAYNE/SCHNEIDER MOVED THE previous question.

Motion to move the Previous Question: CARRIED

Amendment to the Main Motion: CARRIED

Main Motion: CARRIED

LEWIS/PAYNE MOVED THAT Bill #9 be read a first time.

2005-18/7c (ii)

Bill #9 "Election Funding for Councillors" (sponsor; Pandya)

Principle (first Reading)

1. Candidates budgets will be increased for the Councilor Elections.
 - a. Candidates may accrue \$50 in expenses;
 - b. Plus \$10 for every additional 1000 students in the faculty beyond 3000

Speaker's List (mm): Lewis, Kirkham, Patz, Tobias, Aperocho

JOHNSON/PATZ MOVED TO amend the main motion by adding principle 2 "slate budgets will increase in a similar fashion".

Speaker's List (am): Johnson

Amendment to the Main Motion: CARRIED

Speaker's List (mm): Lettner

Main Motion: CARRIED

2005-18/7d

Student Affairs Committee – November 22, 2005

2005-18/7d (i)

APEROCHE/PATZ MOVED THAT Students' Council approve the changes to the Political Policy "Tobacco Ban".

Speaker's List (mm): Eruvs

Main Motion: CARRIED

2005-18/7e

Bylaw Committee

TOBIAS/PAYNE MOVED THAT Bill #12 be read a second time.

2005-18/7e (i)

Bill #12 – Administrative Assistant to Council Reporting Structure (sponsor; POWER)

Principle (from first reading)

1. The Administrative Assistant to Students' Council report directly to the Executive Assistant, and that the President report to the Speaker with respect to all Council business.

Speaker's List (mm): Tobias, Kirkham

Main Motion: CARRIED

KIRKHAM/LEWIS MOVED THAT Bill #3 be read a second time.

2005-18/7e (ii)

Bill #3 – Members of Council Legitimacy (sponsor; KIRKHAM)

Principles (from first reading)

1. The speaker will request a report from the Office of the Registrar and Student Awards on a semesterly basis that confirming that all student, those positions that require the individuals to be students, meet the necessary requirements to hold office.
2. The report from the Office of the Registrar and the Student Awards will be received by the President, and the Speaker.
3. The Speaker shall cause to be tabled with Students' Council a report outlining the Registrar's findings at his or her earliest convenience.

Speaker's List (mm): Kirkham, Johnson, Khanna

KUSTRA/PAYNE MOVED TO refer Bill #3 back to the Bylaw Committee

Speaker's List (ref): Kustra

Motion to refer: CARRIED, 12/7

KIRKHAM/TOBIAS MOVED THAT Bill #14 be read a second time.

Bill #14 - Access to Students' Union Information (sponsor; KIRKHAM)
Principles

1. Every Students' Union document or record is strictly confidential that has been specifically designated as such in the Standing Orders of Students' Council.
2. Strictly confidential information is available to those individuals specifically designated in the Standing Orders of Students' Council.
3. No member of Students' Council, the Executive Committee, the Discipline, Interpretation, and Enforcement Board, or a committee thereof may access confidential or strictly confidential information until they have signed a non-disclosure agreement.

Speaker's List (mm): Kirkham

Main Motion: CARRIED

Speaker makes Page 9 of the D.I.E. Board Report a Special Order.

KIRKHAM/CHAPMAN MOVED THAT Students' Council approve the following question:

Do you support that Students' Union bars charge \$2.00 for all pints* of draught beer effective May 1, 2006 through April 30, 2007 subject to the following conditions?

1. Draught beer will be sold in pint* volumes whenever alcohol is served.
2. Other volumes of draught beer may be sold at any price.
3. The existing selection of draught beer will continue to be carried.
4. Where the wholesale price of a pint* of draught beer is in excess of \$2.00, its price will be set at wholesale cost rounded up to the nearest dollar.

*A pint is 16 fluid ounces (473 ml).

Speaker's List (mm): Kirkham (Kustra), Tobias

Point of Order: Lewis – "This particular petition question violates Bylaw 2400, Section 5 "fiduciary obligation""

Point of Order on the point of order: Kirkham – "Bylaw 2400, section 5 we're not in violation of it by having a motion on the floor, all this allows us to do is when we go to a vote we actually have a reason to vote no instead of forcing us to vote yes. No one can rise on a point of order because violating section 5, it gives us a reason to vote no".

Speaker: The reason we can vote no on this is because Robert's Rules of Order says that any main motion that violates the law is out of order, it's out of order based on fiduciary obligation and it's on that basis that this if getting tossed. On the original point of order the chair feels that this would violate our fiduciary obligation and on those grounds rules the question out of order.

Point of Order: Kirkham – "It's highly irregular to be asking members that aren't even voting members to be making decisions. We have a DIE Board ruling, the ruling is referring to Petition Questions. It's not being submitted via the CRO or coming from the Bylaw Committee. There's nothing in there that says it has to be declared at this point".

Speaker: When D.I.E. Board made it's ruling they did not take into consideration the new rules and regulations that have been imposed on these. As a result their ruling isn't really up to date.

KUSTRA/LEWIS MOVED TO recess for five minutes.

Motion to Recess: CARRIED

KIRKHAM/CHAPMAN APPEAL THE decision of the chair.

Kirkham: Council needs to decide if this is a breach of fiduciary obligation. Council needs to vote on this. This question is not illegal, we got legal advice and it did not explicitly state whether this was illegal or not. It's not breaching fiduciary obligation because we have ways out.

BANIULIS/PAYNE MOVED THE previous question.

Motion to move the Previous Question: CARRIED, 14/3

Shall the decision of the chair stand as the judgement of the assembly?: CARRIED, 18/4

KUSTRA/BLAIS MOVED TO adjourn.

Motion to Adjourn: CARRIED

The meeting was adjourned at 9:55 p.m.

ATTENDANCE (SC 2005-18)

Faculty/Position	Name	1 st Roll Call	2 nd Roll Call	Beer Q.
President	Graham Lettner	✓	✓	✓
VP Academic	Mathieu Johnson	✓	✓	✓
VP External	Samantha Power	✓	✓	✓
VP Finance	Jason Tobias	✓	✓	✓
VP Student Life	Justin Kehoe			
BoG Undergrad Rep.	Adam Cook			
Agriculture, Forestry and Home Economics	Miranda Baniulis	✓	✓	✓
Agriculture, Forestry and Home Economics	Amanda Rajotte	✓	✓	✓
Arts	Catrin Berghoff			
Arts	John Chandler			
Arts	Michelle Kelly	✓	✓	✓

Arts	Bryce Kustra	√	√	X
Arts	Cameron Lewis	√	√	√
Arts	Tim Schneider	√		
Arts	Shad Thevenaz			
Arts	Al-Amyr Sumar	√	√	√
Augustana	Jonathan Friesen			
Business	Chris Young			
Business	Ryan Payne	√	√	√
Education	Lillian Patz	√	√	√
Engineering	Brian Ceelen			
Engineering	James Crossman	√	√	
Engineering	Prem Eruvs	√	√	√
Engineering	Jamaal Montasser	√	√	√
Law	Kyle Kawanami	√		
Medicine and Oral Health Sciences	Suneil Khanna	√	√	√
Native Studies	Matt Wildcat	√	√	√
Nursing	Nadia Ickert			
Faculté Saint-Jean	Joseph Blais	√	√	√
Open Studies	Sabine Stephan	√	√	√
Physical Education and Recreation	Philip Goebel			
Science	Sheena Aperocho	√		
Science	Jack Gordon			
Science	Abbeir Hussein			
Science	Stephen Kirkham	√	√	X
Science	Sylvia Shamanna	√	√	X
Science	Omer Yusuf			
Science	Yuan Hao			
Science	Chris Le	√	√	√
Science	Theresa Chapman	√	√	X
General Manager	Bill Smith			

Speaker	Gregory Harlow	√	√	
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Guests of Council:

Position	Name
Chief Returning Officer	Rachel Woynorowski
The Gateway	Ross Prusakowski