

STUDENTS' COUNCIL VOTES AND PROCEEDINGS

Tuesday November 8, 2011
Council Chambers 2-1 University Hall

VOTES AND PROCEEDINGS (SC 2011-14)

- 2011-14/1 **SPEAKER'S BUSINESS**
- 2011-14/1a Announcements – The next meeting of Students' Council will take place on Tuesday, November 22, 2011
- 2011-14/2 **PRESENTATIONS**
- 2011-14/2a Bill 12 Feedback - presented by Councillor Bellinger, sponsored by Councillor Bellinger
- Abstract:
- This short presentation will go through the summary of the feedback council gave on bill 12. More details can be found in the ERC report to council. It will include ERC's work on Bill 12 since it was sent back, and most importantly a question period.
- 2011-14/7 **GENERAL ORDERS**
- 2011-14/7a **KUSMU/LEPAGE FORTIN MOVED TO** appoint one (1) member of Students' Council to the Policy Committee.
- Nominations: Power, Kelly
- Nominations Closed
- Appointed: Power
- TIGHE/LUIMES MOVED TO** make item 2011-14/6c special order to be dealt with immediately
- Motion: CARRIED**
- 2011-14/6 **BOARD AND COMMITTEE BUSINESS**
- 2011-14/6c **NICOL/FERGUSON MOVE THAT** upon the recommendation of the Elections Review Committee, Students' Council approve Bill #12 to allow campaigning on voting days for the Executive, Students' Council, and General Faculties Council elections, as well as for Plebiscites, and Referenda in first reading based on the following principles:

- 1) No campaign activity shall take place within 6 meters of a polling station
- 2) No campaign materials shall be permitted within 6 meters of a polling station

Speakers List: Ferguson, Bellinger, Iskandar, Kelly, Sumar, Tighe, Yamagishi, Crone, Gulyas, Woods, Karuvelil, Cheema, Fehr, Luimes, Le, West, Mills, Eslanger, Csorba

WOODS/MILLS MOVED to amend the motion to read:

NICOL/FERGUSON MOVE THAT upon the recommendation of the Elections Review Committee, Students' Council approve Bill #12 to allow campaigning on voting days for the Executive, Students' Council, and General Faculties Council elections, as well as for Plebiscites, and Referenda in first reading based on the following principles:

- 1) No campaign activity shall take place within 6 meters of a polling station
- 2) No campaign materials shall be permitted within 6 meters of a polling station
- 3) No side manager, volunteer or candidates shall provide laptops or other devices to voters for the purpose of voting in any Students' Union elections and/or referendum or plebiscite.

TIGHE/ISKANDAR MOVED TO amend the amendment to read:

NICOL/FERGUSON MOVE THAT upon the recommendation of the Elections Review Committee, Students' Council approve Bill #12 to allow campaigning on voting days for the Executive, Students' Council, and General Faculties Council elections, as well as for Plebiscites, and Referenda in first reading based on the following principles:

- 1) No campaign activity shall take place within 6 meters of a polling station
- 2) No campaign materials shall be permitted within 6 meters of a polling station
- 3) No side manager, volunteer or candidates shall not use intimidation to coerce voters into voting in any Students' Union elections and/or referendum or plebiscite.

Amendment to amendment: FAILED

Main Amendment: FAILED

YAMAGISHI/ROBERTO CHARRON MOVED TO amend the motion to read:

NICOL/FERGUSON MOVE THAT upon the recommendation of the Elections Review Committee, Students' Council approve Bill #12 to allow campaigning on voting days for the Executive, Students' Council, and General Faculties Council elections, as well as for Plebiscites, and Referenda in first reading based on the following principles:

- 1) No campaign activity shall take place within 6 meters of a polling station
- 2) No campaign materials shall be permitted within 6 meters of a polling station
- 3) That voting days shall occur on the Tuesday and Wednesday of the week following the state of the campaign, the pre campaign period be extended into the first Monday of the former campaign period, and that the first day of the pre campaign period be struck.

CHEEMA/WOODS MOVED TO amend the amendment to read:
NICOL/FERGUSON MOVE THAT upon the recommendation of the Elections Review Committee, Students' Council approve Bill #12 to allow campaigning on voting days for the Executive, Students' Council, and General Faculties Council elections, as well as for Plebiscites, and Referenda in first reading based on the following principles:

- 1) No campaign activity shall take place within 6 meters of a polling station
- 2) No campaign materials shall be permitted within 6 meters of a polling station
- 3) That voting days shall occur on the Tuesday and Wednesday of the week following the state of the campaign which Shall be on a Tuesday.

SUMAR call to question

Motion: CARRIED

Amendment to Amendment: FAILED

Main Amendment: FAILED

YAMAGISHI/BELLINGER MOVED TO recess for 10 minutes

Motion: FAILED

POWER/WOODS MOVED TO amend the motion to read:
NICOL/FERGUSON MOVE THAT upon the recommendation of the Elections Review Committee, Students' Council approve Bill #12 to allow campaigning on voting days for the Executive, Students' Council, and General Faculties Council elections, as well as for Plebiscites, and Referenda in first reading based on the following principles:

- 1) No campaign activity shall take place within 6 meters of a polling station
- 2) No campaign materials shall be permitted within 6 meters of a polling station
- 3) Students be given the opportunity to change their vote any time during the voting period.

Motion: FAILED

BELLINGER/CRONE called to question

Motion: CARRIED

Main Motion: CARRIED

Automatic Recess at 7:35 pm

Meeting called back to order at 7:50 pm

2011-14/3

EXECUTIVE COMMITTEE REPORT

Farid Iskandar, VP External- Oral Report

Emerson Csorba, VP Academic- Oral Report

Colten Yamagishi, VP Student Life- Oral Report

2011-14/4

BOARD AND COMMITTEE REPORTS

Kim Ferguson, CAC Chair- Oral Report

2011-14/5

QUESTION PERIOD

Question Period extended 15 minutes

2011-14/6

BOARD AND COMMITTEE BUSINESS

2011-14/6a

WOODS/KARUVELIL MOVE THAT upon the recommendation of the Bylaw Committee, Students' Council approve Bill #8 in second reading based on the following principles:

1. A motion to impeach a member of the Executive or the Board of Governors Representative must be made in good faith, and only for one or more of the reasons which follow:

i) A significant or multiple breaches of Students' Union Bylaw, or Political Policy. It is required that such contraventions of Students' Union Legislation be supported by D.I.E. Board Rulings.

ii) Charges levied against the respondent for violation of the Code of Student Behavior, Provincial or Federal Law.

iii) Performing without the care, diligence and skill that a reasonably prudent person would exercise in comparable circumstances.

2. A motion to begin impeachment procedures shall be submitted to the Speaker of Students' Council via a motion by petition, which shall require the endorsement of at least one third of the voting members of Council

3. At least nine business days before impeachment proceedings begin, the accused member shall be informed in writing of the allegations being levied against him or her.

4. A motion to impeach shall require two readings. The second reading may not occur at the same council meeting as the first reading.

5. Debate on a motion to impeach shall be conducted in camera.

6. The first reading will include a presentation where the respondent shall be given the opportunity to defend themselves, and the appellate shall be given the opportunity to present their case for removal.

7. Each reading will require a 2/3rds majority to pass.

8. After the passage of the 1st reading, the respondent shall be placed on a paid suspension until the second reading occurs. This will relieve the accused of their ability to act in any official capacity on behalf of the Students' Union

9. Upon the passage of the second reading the office of the respondent shall be declared vacant.

Speakers List: Woods, Tighe, Bellinger, Ferguson, Cheema, Crone, Iskandar, Laing, Kelly

BELLINGER MOVED TO amend the document to read:

(6)The respondent shall be informed of the allegations being levied against him or her, in writing by the Speaker, at least nine (9) business days before a motion to impeach can appear in first reading.

Motion: friendly CARRIED

FERGUSON/LEUMIS MOVED TO amend the document to read:

(8)All debate on a motion to impeach shall only occur *in camera*

Motion: CARRIED

CHEEMA/TIGHE MOVED TO make and omnibus amendment to amend the motion to read:

(2) A motion to impeach the President, a Vice President, or the Undergraduate Board of Governors Representative must be made in good faith and only for one or more of the following reasons:

- (a) A significant breach or breaches of Students' Union Bylaw, or Political Policy. It is required that that such contraventions be supported by D.I.E. Board Rulings.
- (a) Charges levied against the respondent for violation of the University of Alberta Code of Student Behavior, Provincial law, or Federal Law.
- (b) Performing without the care, diligence and skill that a reasonably prudent person would exercise in comparable circumstances.

(3) A motion to impeach must be submitted to the Speaker through a petition submitted by the appellant. The motion shall require signatures of at least one third of the voting members of Students' Council.

(4) A motion to impeach shall require two (2) readings, where each reading requires a two thirds (2/3) majority of Students' Council to pass.

(5) The second reading may not occur at the same Students' Council meeting as the first reading.

(6) The respondent shall be informed of the allegations being levied against him or her, in writing by the Speaker, at least nine (9) business days before a motion to impeach can appear in first reading.

(7) The first reading will include a presentation where the respondent shall be given the opportunity to defend himself or herself, and the appellant shall be given the

opportunity to present their case for impeachment.

Motion: CARRIEED

ISKANDAR/BELLINGER MOVED TO divide the amendment

Motion: CARRIED

CHEEMA/TIGHE MOVED TO make and omnibus amendment to amend the motion to read:

(a) A significant breach or breaches of Students' Union Bylaw, or Political Policy. It is required that that such contraventions be supported by D.I.E. Board Rulings.

FERGUSON/WEST MOVED TO amend the amendment to read:

(a) A significant breach or multiple breaches of Students' Union Bylaw, or Political Policy. It is required that that such contraventions be supported by D.I.E. Board Rulings.

Amendment to Amendment: CARRIED

Main Amendment: CARRIED

CHEEMA/TIGHE MOVED TO make and omnibus amendment to amend the motion to read:

(2) A motion to impeach the President, a Vice President, or the Undergraduate Board of Governors Representative must be made in good faith and only for one or more of the following reasons:

- (b) A significant breach or multiple breaches of Students' Union Bylaw, or Political Policy. It is required that that such contraventions be supported by D.I.E. Board Rulings.
- (a) Charges levied against the respondent for violation of the University of Alberta Code of Student Behavior, Provincial law, or Federal Law.
- (b) Performing without the care, diligence and skill that a reasonably prudent person would exercise in comparable circumstances.

(3) A motion to impeach must be submitted to the Speaker through a petition submitted by the appellant. The motion shall require signatures of at least one third of the voting members of Students' Council.

(4) A motion to impeach shall require two (2) readings, where each reading requires a two thirds (2/3) majority of Students' Council to pass.

(5) The second reading may not occur at the same Students' Council meeting as the first reading.

(6) The respondent shall be informed of the allegations being levied against him or her, in writing by the Speaker, at least nine (9) business days before a motion to impeach can appear in first reading.

(7)The first reading will include a presentation where the respondent shall be given the opportunity to defend himself or herself, and the appellant shall be given the opportunity to present their case for impeachment.

Motion: CARRIED

CHEEMA/POWER MOVED TO amend the document to read:

(b)Charges levied against the respondent for violation of the University of Alberta Code of Student Behavior, provincial law, or federal law.

(7)The first reading will include a presentation where the respondent shall be given the opportunity to defend this himself or herself, and the appellate shall be given the opportunity to present his or her case for impeachment.

Motion: CARRIED

CHEEMA/FEHR MOVED TO amend the document to read:

(8)All debate on a motion to impeach shall occur *in camera*

Motion: CARRIED

BELLINGER/FEHR MOVED TO amend the motion to read:

(6)The respondent shall be informed of the allegations being levied against them self, in writing by the Speaker, at least nine (9) business days before a motion to impeach can appear in first reading.

(7)The first reading will include a presentation where the respondent shall be given the opportunity to defend them self, and the appellant shall be given the opportunity to present his or her case for impeachment.

(8)All debate on a motion to impeach shall only occur *in camera*

(9) Once a motion to impeach has passed in first reading, the respondent shall be placed on paid suspension until the second reading occurs.

(a) While the President, a Vice President, or the Undergraduate Board of Governors representative is placed on suspension under Section 6 (9),they will be relieved of the responsibilities of their office as set out in the Bylaw 1100, and cannot act in any official capacity on behalf of the Students' Union.

(b) Notwithstanding Section 9 (a), the President, or a Vice President shall remain members of Students' Council until the motion to impeach is passed in second reading.

(c) The Undergraduate Board of Governors Representative shall remain a member of Students' Council until the motion to impeach is passed in second

reading.

FERGUSON MOVED TO amend the document to read:

(6)The respondent shall be informed of the allegations being levied against themselves, in writing by the Speaker, at least nine (9) business days before a motion to impeach can appear in first reading.

(7)The first reading will include a presentation where the respondent shall be given the opportunity to defend themselves, and the appellant shall be given the opportunity to present his or her case for impeachment.

Motion:(friendly) CARRIED

Main Motion: CARRIED

2011-14/6b

ISKANDAR/FEHR MOVE THAT upon the recommendation of the Discipline, Interpretation, and Enforcement Board Selection Committee, Students' Council appoint Rena Chen, Eve Coppinger, Becky Gormley, and Roy Ho to the Discipline, Interpretation, and Enforcement Board.

ISKANDAR/FEHR MOVED TO amend the motion to read:

ISKANDAR/FEHR MOVE THAT upon the recommendation of the Discipline, Interpretation, and Enforcement Board Selection Committee, Students' Council appoint Rena Chen, Eve Coppinger, Becky Gormley, Drew Maharaj, and Roy Ho to the Discipline, Interpretation, and Enforcement Board.

Amendment: CARRIED

Main Motion: CARRIED

Meeting adjourned