

STUDENTS' COUNCIL VOTES AND PROCEEDINGS

Tuesday January 8, 2013
Council Chambers 2-1 University Hall

VOTES AND PROCEEDINGS (SC 2012-17)

2012-17/1

SPEAKER'S BUSINESS

Meeting called to order at 6:07pm

2012-17/1a

Announcements – The next meeting of Students' Council will take place on Tuesday, January 22, 2013

SMITH/SUMAR MOVED to move item 2012-17/6p onto the main agenda

BABIC/SMITH called to question

Motion: CARRIED

Main Motion: FAILED

Chelen withdrew item 2012-17/7b

2012-17/2

PRESENTATIONS

2012-17/2a

Augustana Students' Association Faculty Association Membership Fee. Presented by Carlo Martin, ASA President and Naomi Finseth, ASA VP Academic. Sponsored by Dustin Chelen, SU VP Academic.

The Augustana Students' Association is the Campus Association representing students attending the University of Alberta, Augustana Campus in Camrose. It has collected a Faculty Association Membership Fee as a means of supporting its services and events over the past four years, and as per SU Bylaw 8200, is looking to renew its FAMF for another four years. This presentation will explain the purpose, collection mechanism, consultation surrounding, allocations, and management of the fee.

2012-17/2b

Executive Goals Update, Presented by Colten Yamagishi - President, Dustin Chelen - VP Academic, Saadiq Sumar - VP Student Life, Petros Kusmu - VP External and Andy Cheema - VP Operations and Finance. Sponsored by Colten Yamagishi, President.

Abstract: The Executive have now completed 2/3 of their term in office and will be updating Council on the progress that they have made on their goals. Each member will highlight the significant achievements that they have made this year and will note the projects that they will be working on this semester. The

presentation will afford Council the opportunity to ask questions regarding the future plans of the executives and will provide Council the opportunity to provide feedback on the work that they have completed so far.

SUMAR/SMITH MOVES TO suspend the relevant standing orders to allow for a motion pertaining to a presentation presented in the same meeting.

Motion: CARRIED

2012-17/2c

A Quick Presentation on Navigating the Bylaw Changes. Presented by Saadiq Sumar, Vice President Student Life. Sponsored by Saadiq Sumar.

Abstract: The VPSL is hoping to give council a quick overview on all the changes being made to bylaw according to the principles passed at the last few meetings of Students' Council. This will help council to better understand where changes are being made and what principle the bylaw changes originate from, as there are a significant number of changes being made to the Elections Bylaws.

2012-17/3

EXECUTIVE COMMITTEE REPORT

Saadiq Sumar, VP Student Life- Report

Petros Kusmu, VP External- Report

Colten Yamagishi, President- Report

2012-17/4

BOARD AND COMMITTEE REPORTS

Kelsey Mills, CAC Chair- Report

2012-17/5

QUESTION PERIOD

Question Period extended 15 minutes

2012-17/6

BOARD AND COMMITTEE BUSINESS

2012-17/6a

McGINN/CRONE move to rescind the Engagement Policy in first reading.

Speakers List: McGinn, Khinda, Kelly, Gensler, Chelen

Motion: CARRIED

Sumar, Champagne, Jackson abstain

Automatic Recess at 8:40 pm

Meeting called back to order at 8:55

2012-17/6b

SMITH/CHOUDHRY MOVES THAT, upon the recommendation of the Bylaw

Committee, Students' Council approve Bill # 3 in second reading and adopt the following changes to Bylaw 100 Section 19:

19. Conflict-of-Interest

- (1) No person shall use a Students' Union position that he/she holds to further personal business interests.
- (2) No person may hold a Students' Union position who
- (a) is party to any contract or agreement with the Students' Union, excepting contracts or agreements directly relating to that person's employment by the Students' Union; or
 - (b) has any interest in a contract or agreement with the Students' Union, excepting contracts or agreements directly relating to that person's employment by the Students' Union.
- (3) Does not apply to any person by reason only
- (a) of the receipt of any properly-approved honorarium, commission, or allowance from the Students' Union;
 - (b) of being a non-executive member of any registered student group which has any contract or agreement with the Students' Union; or
 - (c) of the sale of goods or services to the Students' Union in the ordinary course of business, at competitive prices, and in accordance with Students' Union procedures.
- (4) No member of Students' Council shall vote on a motion relating to a student group or organization of which he/she is a member unless that organization is a faculty association.
- (a) Membership in an organization shall be defined as
- (i) regular meeting attendance and voting and/or speaking privileges at meetings; or
 - (ii) holding office within that organization
- (5) If a councilor has a conflict of interest and votes on a motion in Students' Council or any one of its standing committees
- (a) they will report that immediately to the Speaker of the Association
 - (b) if unreported, any member of Students' Council may send a petition to DIE Board within four (4) months or before the conclusion of the session of Students' Council, whichever is longer. Petitions made are subject to Bylaw 1500.
- (6) In extraordinary circumstances a member of council should be allowed to retroactively change their vote to an abstention in the case of a conflict of interest. This would be done through a motion to Students' Council. Any member of Students' Council will have an option to petition DIE Board on the narrow issue of what constitutes extraordinary circumstances.

Speakers List: Smith, Nguyen, Sumar, Kelly

SUMAR/SMITH MOVED to amend the motion to read:

SMITH/CHOUDHRY MOVES THAT, upon the recommendation of the Bylaw

Committee, Students' Council approve Bill # 3 in second reading and adopt the following changes to Bylaw 100 Section 19:

19. Conflict-of-Interest

(1) No person shall use a Students' Union position that they holds to further personal business interests.

(2) No person may hold a Students' Union position who

(a) is party to any contract or agreement with the Students' Union, excepting contracts or agreements directly relating to that person's employment by the Students' Union; or

(b) has any interest in a contract or agreement with the Students' Union, excepting contracts or agreements directly relating to that person's employment by the Students' Union.

(3) Does not apply to any person by reason only

(a) of the receipt of any properly-approved honorarium, commission, or allowance from the Students' Union;

(b) of being a non-executive member of any registered student group which has any contract or agreement with the Students' Union; or

(c) of the sale of goods or services to the Students' Union in the ordinary course of business, at competitive prices, and in accordance with Students' Union procedures.

(4) No member of Students' Council shall vote on a motion relating to a student group or organization of which they are a member unless that organization is a faculty association.

(b) Membership in an organization shall be defined as

_____ (i) regular meeting attendance and voting and/or speaking privileges at meetings; or

_____ (ii) holding office within that organization

(5) If a councilor has a conflict of interest and votes on a motion in Students' Council or any one of its standing committees

(a) they will report that immediately to the Speaker of the Association

(b) if unreported, any member of Students' Council may send a petition to DIE Board within four (4) months or before the conclusion of the session of Students' Council, whichever is longer. Petitions made are subject to Bylaw 1500.

(6) In extraordinary circumstances a member of council should be allowed to retroactively change their vote to an abstention in the case of a conflict of interest. This would be done through a motion to Students' Council. Any member of Students' Council will have an option to petition DIE Board on the narrow issue of what constitutes extraordinary circumstances.

KHINDA MOVED TO amend the motion to read:

SMITH/CHOUDHRY MOVES THAT, upon the recommendation of the Bylaw

Committee, Students' Council approve Bill # 3 in second reading and adopt the following changes to Bylaw 100 Section 19:

19. Conflict-of-Interest

(1) No person shall use a Students' Union position to further personal business interests.

(2) No person may hold a Students' Union position who

(a) is party to any contract or agreement with the Students' Union, excepting contracts or agreements directly relating to that person's employment by the Students' Union; or

(b) has any interest in a contract or agreement with the Students' Union, excepting contracts or agreements directly relating to that person's employment by the Students' Union.

(3) Does not apply to any person by reason only

(a) of the receipt of any properly-approved honorarium, commission, or allowance from the Students' Union;

(b) of being a non-executive member of any registered student group which has any contract or agreement with the Students' Union; or

(c) of the sale of goods or services to the Students' Union in the ordinary course of business, at competitive prices, and in accordance with Students' Union procedures.

(4) No member of Students' Council shall vote on a motion relating to a student group or organization of which that individual is a member unless that organization is a faculty association.

(c) Membership in an organization shall be defined as

_____ (i) regular meeting attendance and voting and/or speaking privileges at meetings; or

_____ (ii) holding office within that organization

(5) If a councilor has a conflict of interest and votes on a motion in Students'

Council or any one of its standing committees

(a) they will report that immediately to the Speaker of the Association

(b) if unreported, any member of Students' Council may send a petition to DIE Board within four (4) months or before the conclusion of the session of Students' Council, whichever is longer. Petitions made are subject to Bylaw 1500.

(6) In extraordinary circumstances a member of council should be allowed to retroactively change their vote to an abstention in the case of a conflict of interest. This would be done through a motion to Students' Council. Any member of Students' Council will have an option to petition DIE Board on the narrow issue of what constitutes extraordinary circumstances.

Motion: CARRIED

Main Amendment: CARRIED

LE/MILLS MOVED to amend the motion to read:

SMITH/CHOUDHRY MOVES THAT, upon the recommendation of the Bylaw

Committee, Students' Council approve Bill # 3 in second reading and adopt the following changes to Bylaw 100 Section 19:

19. Conflict-of-Interest

(1) No person shall use a Students' Union position to further personal business interests.

(2) No person may hold a Students' Union position who

(a) is party to any contract or agreement with the Students' Union, excepting contracts or agreements directly relating to that person's employment by the Students' Union; or

(b) has any interest in a contract or agreement with the Students' Union, excepting contracts or agreements directly relating to that person's employment by the Students' Union.

(3) Does not apply to any person by reason only

(a) of the receipt of any properly-approved honorarium, commission, or allowance from the Students' Union;

(b) of being a non-executive member of any registered student group which has any contract or agreement with the Students' Union; or

(c) of the sale of goods or services to the Students' Union in the ordinary course of business, at competitive prices, and in accordance with Students' Union procedures.

(4) No member of Students' Council shall vote on a motion relating to a student

group or organization of which that individual is a member unless that organization is a faculty association.

(d) Membership in an organization shall be defined as

_____ (i) regular meeting attendance and voting and/or speaking privileges at meetings; or

_____ (ii) holding office within that organization

(5) If a councilor has a conflict of interest and votes on a motion in Students' Council or any one of its standing committees

(a) they will report that immediately to the Speaker of the Association

(b) if unreported, any member of Students' Council may send a petition to DIE Board within four (4) months or before the conclusion of the session of Students' Council, whichever is longer. Petitions made are subject to Bylaw 1500.

(6) In extraordinary circumstances a member of Council should be allowed to retroactively change their vote to an abstention in the case of a conflict of interest. This would be done through a motion to Students' Council. Any member of Students' Council will have an option to petition DIE Board on the narrow issue of what constitutes extraordinary circumstances.

Motion: CARRIED

SUMAR/SMITH MOVED TO omnibus items 2012-17/6b-2012-17/6m

Speakers List: Smith, Sumar, Kelly, Babic

Motion: CARRIED

2012-17/6d

SMITH/SUMAR move upon the recommendation of the Bylaw Committee that Council approve the Bill #4 in second reading based on the following principles:

1. The mandate of Bylaw 2100 reflect the contents of the bylaw.
2. Elections staff perform duties as described in all of the Elections Bylaws.
3. The term of the CRO should start in April and end in May and the term of the DRO should start in the Winter Semester and end in April.

Motion: CARRIED

2012-17/6e

SMITH/SUMAR move upon the recommendation of the Bylaw Committee that Council approve the Bill #5 in second reading based on the following principles:

1. The length of the campaign period be reduced to avoid voter and candidate burnout.
2. Two (2) campaign days shall be removed from the beginning of the campaign period.
3. The pre-campaign period be increased by two (2) days.

Motion: CARRIED

2012-17/6f

SMITH/SUMAR move upon the recommendation of the Bylaw Committee

that Council approve the Bill #6 in second reading based on the following principles:

Efforts to print on sustainable material on the part of the candidates not unnecessarily penalize candidates.

Motion: CARRIED

2012-17/6g

SMITH/SUMAR move upon the recommendation of the Bylaw Committee that Council approve the Bill #7 in second reading based on the following principles:

Printing will be limited to SU Businesses.

Motion: CARRIED

2012-17/6h

SMITH/SUMAR move upon the recommendation of the Bylaw Committee that Council approve the Bill #9 in second reading based on the following principles:

1. Candidates provide an expense report following the commencement of voting and prior to the end of voting.
2. Candidates be penalized up to disqualification for not reporting expenses

Motion: CARRIED

2012-17/6i

SMITH/SUMAR move upon the recommendation of the Bylaw Committee that Council approve the Bill #10 in second reading based on the following principles:

1. The definition for general election for the purposes of Bylaw 2500 include Students' Council and General Faculties Councilor Elections.
2. Referendum and plebiscite questions only run during the SU Executive and Board of Governors Elections.

Motion: CARRIED

2012-17/6j

SMITH/SUMAR move upon the recommendation of the Bylaw Committee that Council approve the Bill #11 in second reading based on the following principles:

Primary volunteer is defined as a person registered as part of a candidate's campaign who has been selected by that candidate to serve as primary volunteer for the purposes of the Elections Bylaws.

Motion: CARRIED

2012-17/6k

SMITH/SUMAR move that upon the recommendation of the Bylaw Committee Students' Council approve the Bill #12 in second reading based on the following principles:

1. The mandate of Bylaw 2400 reflect the contents of the bylaw.
2. Candidates running for a position on both Students' Council and General Faculties Council in the same election can combine their campaign material, with expenses staying below the budget limit in each race.

3. The CRO cast a ballot in instances where a tie exists between candidates and the CRO is eligible to vote in that race.

Motion: CARRIED

2012-17/6l

SMITH/SUMAR move that upon the recommendation of the Bylaw Committee Students' Council approve the Bill #13 in second reading based on the following principles:

1. References to DIE Board rulings be removed from the Elections Bylaws, except
 - a. A reference that stipulates that all members have the right to appeal rulings of the CRO through the provisions of Bylaw 1500
 - b. That Bylaw 1500 be included in nomination packages.
2. The Scope of Bylaw 1500 be expanded to include
 - a. DIE Board's power to hear appeals of rulings of the CRO
 - b. The requirement that DIE Board hear cases related to elections within twelve working hours of receiving a request for a hearing
 - c. That rulings of a DIE Board Panel of First Instance on appeals of rulings of the CRO are not subject to appeal
3. Rulings from the CRO may be made following the commencement of voting.
4. Election results will not be released until all elections-related questions before DIE Board at the close of voting are resolved, with the exception of those arising out of voting and election results.
5. Instances where bylaw is referenced include the bylaw number.

Motion: CARRIED

2012-17/6m

SMITH/SUMAR move that upon the recommendation of the Bylaw Committee Students' Council approve the Bill #14 in second reading based on the following principles:

1. The CRO shall determine, announce, and post the preferred names of candidates to be used in the case of similar or identical names within forty-eight (48) hours of the nomination deadline.
2. The CRO shall post their preferred names or the candidate to be used on the ballot within forty-eight (48) hours of the nomination deadline.

Motion: CARRIED

2012-17/6n

SMITH/BABIC MOVES that upon the recommendation of the Bylaw committee Students' Council approve the referendum question based on the following principles.

Do you support the establishment of The Gateway Online and Multimedia Fund, subject to the following conditions:

- a) The fee shall be assessed to both full and part time students at a rate of \$2.83 per term*;
- b) The fee shall be initiated in the Fall 2013 term*;
- c) The fee shall only apply to full and part time students in the Fall and Winter terms*;

- d) The fee shall increase annually at a rate equal to the Alberta Consumer Price Index;
- e) The fee shall expire on April 30, 2018, or at such a time that a successful referendum is conducted to rescind the fee;
- f) The fee will be used to assist The Gateway with its online, multimedia and otherwise digital content, strategies and staff; and
- g) Students may opt out of this fee online and unconditionally. The opt out deadline will be advertised.

*As defined by the 2012/2013 University of Alberta academic calendar.

Speakers List: Smith, Mills, Yamagishi, Khinda, Nguyen, Le, Cheema, Bromsgrove, Hodgson, Babic, McGinn, Champagne, Gansler, Hong, Chelen, Sumar

KHINDA MOVED TO postpone item 2012-17/6n until the next meeting of Students' Council

Out of Order

CHELEN/KHINDA MOVED TO postpone item 2012-17/6n until the next meeting of Students' Council

SUMAR/NGUYEN MOVED TO amend the motion to read:

CHELEN/KHINDA MOVED TO postpone item 2012-17/6n and item 2012-17/6o until the next meeting of Students' Council.

Motion: CARRIED

Main Motion: CARRIED

2012-17/7

GENERAL ORDERS

2012-17/7a

SUMAR/BABIC moves that Student's Council direct the Bylaw Committee to draft a referendum question based on the following:

Do you support the continuation of a Universal Bus Pass (U-Pass) subject to the following conditions?

1) The U-Pass would provide unlimited usage of regular transit service through Edmonton Transit System, St. Albert Transit and Strathcona County Transit during the Fall, Winter, Spring and Summer Terms only to undergraduate students enrolled in at least one course for credit within the participating municipalities' service area during the Fall, Winter, Spring or Summer Terms.

2) The cost of the U-Pass to each student would be mandatory to any student enrolled in at least one course and would follow the price structure below:

2013-2014: \$147.50

2014-2015: \$155.00

2015-2016: \$162.50

2016-2017: \$170.00

3) The following Spring/Summer students may opt-out of the U-Pass:

- a) Student enrolled in work-experience, co-op, or a practicum outside of the participating municipalities service area for a majority of a term;
- b) Students unable to make use of ordinary transit services by reason of disability; and
- c) Students employed by Edmonton Transit System, St. Albert Transit, or Strathcona County Transit.

4) Students enrolled at Augustana are exempt from the U-Pass

Speakers List: Sumar, Yamagishi, Gensler, Mills, Kelly

GENSLER/REYNOLDS MOVE TO Postpone item 2012-17/7a until the next meeting of Students' Council

NGUYEN/CHAMPAGNE called to quesdtion

Motion: CARRIED

Main Motion: FAILED

SUMAR/BABIC MOVED TO amend the motion to read:

SUMAR/BABIC move that Student's Council direct the Bylaw Committee to draft a referendum question based on the following:

Do you support the continuation of a Universal Bus Pass (U-Pass) subject to the following conditions?

1) The U-Pass would provide unlimited usage of regular transit service through Edmonton Transit System, St. Albert Transit and Strathcona County Transit during the Fall, Winter, Spring and Summer Terms only to undergraduate students enrolled in at least one course for credit within the participating municipalities' service area during the Fall, Winter, Spring or Summer Terms.

2) The cost of the U-Pass to each student would be mandatory to any student enrolled in at least one course and would follow the price structure below:

2013-2014: \$122.92

2014-2015: \$129.17

2015-2016: \$135.42

2016-2017: \$141.67

- 3) The following students may opt-out of the U-Pass:
- a) Student enrolled in work-experience, co-op, or a practicum outside of the participating municipalities service area for a majority of a term;
 - b) Students unable to make use of ordinary transit services by reason of disability; and
 - c) Students employed by Edmonton Transit System, St. Albert Transit, or Strathcona County Transit.
- 4) Students enrolled at Augustana are exempt from the U-Pass

LE/MCGINN MOVED TO amend the amendment to read:

SUMAR/BABIC move that Student's Council direct the Bylaw Committee to draft a referendum question based on the following:

Do you support the continuation of a Universal Bus Pass (U-Pass) subject to the following conditions?

- 1) The U-Pass would provide unlimited usage of regular transit service through Edmonton Transit System, St. Albert Transit, and Strathcona County Transit during the Fall, Winter, Spring, and Summer Terms only to undergraduate students enrolled in at least one course for credit within the participating municipalities' service area during the Fall, Winter, Spring, or Summer Terms.
- 2) The cost of the U-Pass to each student would be mandatory to any student enrolled in at least one course and would follow the price structure below:

2013-2014: \$122.92

2014-2015: \$129.17

2015-2016: \$135.42

2016-2017: \$141.67

- 3) The following students may opt-out of the U-Pass:
- a) Student enrolled in work-experience, co-op, or a practicum outside of the participating municipalities service area for a majority of a term;
 - b) Students unable to make use of ordinary transit services by reason of disability; and
 - c) Students employed by Edmonton Transit System, St. Albert Transit, or Strathcona County Transit.
- 4) Students enrolled at Augustana are exempt from the U-Pass.

Motion (friendly): CARRIED

Main Amendment: CARRIED

Main Motion: CARRIED
Gensler abstain

2012-17/7c

YAMAGISHI/CHELEN moves that Students' Council amend the Fall Reading Week Policy based upon the following principles in first reading:

- The policy will be streamlined and reworded to increase the accuracy of its statements (Irrelevant clauses will be removed)
- Any reference to instructional days and/or instructional days being removed will be eliminated
- The Fall Term "Classes End" date will be extended by two working days

Speakers List: Yamagishi, Sumar

Motion: CARRIED

Meeting adjourned at 10:45pm