

STUDENTS' COUNCIL VOTES & PROCEEDINGS

Tuesday April 6, 2006
Council Chambers 2-1 University Hall

VOTES & PROCEEDINGS (SC 2005-26)

2005-26/1

Trim File #SC26-01

CALL TO ORDER

The meeting was called to order at 6:05 p.m.

2005-26/2

Trim File #SC26-02

2005-26/2a

SPEAKER'S BUSINESS

Announcements – The final meeting of Students' Council for the 2005-2006 year will take place on Tuesday April 11, 2006.

2005-26/3

Trim File #SC26-03

APPROVAL OF THE ORDERS OF THE DAY

KIRKHAM/PAYNED MOVED TO approve the orders of the day.

APEROCHO/CHAPMAN MOVED TO suspend Standing Order 19.

Speaker's List (susp): Aperocho

Motion to Suspend Standing Order 19: CARRIED

KHANNA/LEWIS MOVED TO amend the main motion by adding item 2005-26/9k from the Late Additions to the order paper.

Amendment to the Main Motion: CARRIED

TOBIAS/APEROCHO MOVED TO amend the main motion by striking item 2005-26/9e

Speaker's List (am): Tobias

Amendment to the Main Motion: CARRIED

TOBIAS/PAYNE MOVED TO amend the main motion by striking item 2005-26/8b (i).

Speaker's List (am): Tobias, Chapman

Amendment to the Main Motion: CARRIED

KELLY MOVED TO amend the main motion by making items 2005-26/9a, 9b, 9c, 9g, 9h, 9j special orders.

Speaker: The chair doesn't think the argument meets the requirements of Special Orders.

KELLY/COUNCILLOR CHALLENGE THE CHAIR.

Kelly: I understand we have a lot to get through tonight but even if we don't get through all second readings we still have the ability to go through them next meeting. Whereas, the first readings do not have that option. Especially the nature of some first readings.

Speaker: Students' Council should essentially write in Standing Orders that at the second last meeting all first readings are special orders. This is short-circuiting an existing procedure. These second readings represent half a years work

**Shall the decision of the chair stand as the judgement of the assembly:
SUSTAINED**

KIRKHAM/PAYNE MOVED TO amend the main motion by amending item 2005-26/9d so it appears as Bill #41 which would read:

1. The current Faculty Student Fund for the Faculty of Law shall no longer be collected as of the 30th of April, 2007.
2. This will not affect any new Faculty Student Fund that the Faculty of Law proposes.

Speaker's List (am): Kirkham

Amendment to the Main Motion: CARRIED

Main Motion: CARRIED

2005-26/4

PRESENTATIONS

There were no presentations scheduled for this meeting.

2005-26/5

NOMINATIONS

There were no nominations this evening.

2005-26/6

REPORTS AND EXECUTIVE COMMITTEE REPORT

Reports can be found in the order paper.

2005-26/7

Trim File SC26-04

QUESTION PERIOD

Point of Order: Lewis – On Friday March 31 there was a violation of Bylaw 4000. An emergency Audit Committee meeting was called with less than 72 hours notice, in fact, it was called with less than 1 hours notice. I was not made aware or consulted of this meeting. The meeting was called improperly, without my permission and it was a clear violation of Bylaw 4000, decisions made at that

meeting should be null and void”.

Speaker: A good case to be argued in front of DIE Board.

2005-26/8

BOARD AND COMMITTEE REPORTS

2005-26/8a (i)

KIRKHAM/LEWIS MOVED THAT Students' Council read Bill #10 a second time.

Trim File #SC26-05

Bill #10 – Students' Council Reform (sponsor; BERGHOFF)

Principles (second reading)

Consolidation

1. Bylaws 100, 400, 3100, 4000 and 8100 are to be consolidated into a single bylaw.

Update of Bylaw 100 (Respecting Students' Council)

2. If a Councilor is elected Speaker, their seat shall become vacant.
3. The Chair of the Council Administration Committee will be the deputy Speaker of Council.
4. The Deputy Speaker of Council will fulfill the duties of the Speaker in their absence.
5. The outgoing Speaker shall convene a meeting of the newly elected members to Council as soon after the General elections as possible for the purpose of:
 - (a) electing a Speaker;
 - (b) electing committee members, and;
 - (c) setting a schedule of meetings.
6. The current requirements of members of Council are repealed.
7. A letter of resignation from a member of Council takes effect either:
 - (a) Immediately upon its inclusion on the order paper, or;
 - (b) On the date specified in the letter.
8. Standing Orders shall take precedence over Roberts' Rules of Order.
9. The Chief Returning Officer will apportion Councilor seats between faculty on the basis of the Fall and Winter term registration statistics as compiled by the Registrar.
10. The Chief Returning Officer will re-apportion Councilor seats, once each year, prior to the general election for Councilors.
11. The Chief Returning Officer will table a report prior to the general elections containing the statistics used to apportion seats as well as the results of the re-apportionment.
12. The following items are removed from bylaw:
 - (a) The Oath of office to be used in the Installation Ceremony;
 - (b) The process by which Council will elect a Speaker, and;
 - (c) The style of the form that must be submitted to the Speaker for an eligible member of Council to appoint a proxy.

Update of Bylaw 400 (Legislation of the Students' Union)

13. The Standing Orders is a new categories added to SU Legislation
14. Miscellaneous Motions are renamed General Orders.
15. Standing Orders are ongoing instructions to councilors, officers and staff of Council and the Students' Union respecting the manner and execution of Council logistics.
16. Standing Orders of Council do not expire, but must be re-introduced on the Order Paper at the first meeting of each new Council.
17. Each political policy must contain a sunset clause.
18. For each political policy, the Executive must create an implementation plan and submit that plan to the relevant committee for feedback.

Update of Bylaw 3100 (Conflicts of Interest)

19. No substantive changed proposed.

Update of Bylaw 4000 (Standing Committees)

20. The relevant bylaw provision of the Awards Committee are transferred to his bylaw.
21. All non-voting members are removed from committees.
22. Committees may add non-voting members to their composition by passing regulations to that end in their respective standing orders.
23. The prohibition against proxies serving on committees is rescinded.
24. A Councilor can appoint another Councilor to serve as their proxy on a committee.
26. Incoming committees will meet after the elections and prior to the Installation ceremony to:
 - (a) elect chairs, and;
 - (b) establish meeting dates and times.
26. Established meeting schedules must cover the entire trimester.
27. In addition to the existing requirements the committee will also submit a document styled "Summary of Proceedings" that summarizes that activities of the committee.
28. The Council Administration Committee is responsible for nominating students to serve on the U of A Senate.

Update of Bylaw 8100 (Board of Governors Representative)

29. The provisions of bylaw 8100 are repealed
30. Of the two members of the Board of Governors that Council is entitled to nominate under the Post Secondary Learning act:
 - (a) One shall be the President, and;
 - (b) One shall be a student-at-large elected in the same manner as the voting members of the Executive Committee.
31. The student-at-large member elected to the Board of Governors will have access to sufficient administrative support to carry out the logistical requirements of their office.

Additional Update

32. Of the four members of the Senate that Council is entitled to nominate under the Post Secondary Learning act:
 - (a) One shall be the Vice-President (External) of the Students' Union, and;
 - (b) Three shall be nominated by Students' Council on the advice of the Council Administration Committee, which shall conduct interviews along with the Vice President (External).
33. Of the two member of the General Faculties Council that Council is entitle to nominate under the Post Secondary Learning Act:
 - (a) One shall be the Vice-President Academic, and;
 - (b) One shall be the Vice-President Student Life.

General Provisions

34. The bylaws will be amended to allow for any additional non-substantive changes necessary to make the bylaws as a whole compliant with each other.

Speaker's List (mm): Kirkham

LEWIS/BLAIS MOVED TO amend the main motion by striking the number "100" and replacing it with "1".

Point of Order: Kirkham – ".....principle passed in first reading".

Speaker: This is in the purview of second readings.

Speaker's List (am): Lewis, Berghoff

Amendment to the Main Motion: DEFEATED

JOHNSON/KEHOE MOVED TO amend the main motion by striking the word "by" in section 18(2) and replace with "as ex-officio representatives of".

Speaker's List (am): Johnson

Amendment to the Main Motion: FRIENDLY

KEHOE/BLAIS MOVED TO amend the main motion by inserting "and chair" between "convene" and "the" and inserting "except any portion of the meeting in which the outgoing Speaker is running for re-election" after "completed" in Section 6(3).

Speaker's List (am): Kehoe

Amendment to the Main Motion: CARRIED

KEHOE/PAYNE MOVED TO amend the main motion by striking "(4)" and replacing with "(5)" in Section 6(6)

Speaker's List (am): Kehoe

Amendment to the Main Motion: CARRIED

KAWANAMI/BLAIS MOVED TO amend the main motion by striking point 18(1)b and replace with "three shall be nominated by Students' Council on the advice of the Council Administration Committee, which shall conduct interviews along with the Vice President (External)"

Speaker's List (am): Kawanami, Lewis, Kirkham, Berghoff

Amendment to the Main Motion: WITHDRAWN

Main Motion: CARRIED

2005-26/8a (ii) KIRKHAM/PANE MOVED THAT Students' Council read Bill #17 a second time.

Trim File #SC26-06 Bill #17 – Student Involvement Endowment Fund Fee Repeal (sponsor; LEWIS) Principle (second reading)

1. That the Students' Union cease collection of the Student Involvement Endowment Fund fee.

Speaker's List (mm): Kirkham

Main Motion: CARRIED

2005-26/8a (iii) KIRKHAM/PAYNE MOVED THAT Students' Council read Bill #20 a second time.

Trim File #SC26-07

Bill #20 Non-Academic Fee Principles (sponsor; LEWIS)

Principles (second reading)

1. Plebiscites or referenda pertaining to non-academic fees levied on SU members by the University must reflect a control corresponding to the financial contribution.
2. A permanent advisory committee will be created to oversee and direct all aspects of the use of the non-academic fee.
3. The composition of this advisory committee will reflect the financial contribution by Students Union members in the form of a proportional number of voting seats.
4. Any facility or service funded by the non-academic fee must provide universal access to any SU member contributing to that fee.
5. This Bill will come into effect May 1, 2006

Speaker's List (mm): Kirkham

Main Motion: CARRIED

2005-26/8a (iv)

KIRKHAM/LE MOVED THAT Students' Council read Bill #21 a second time.

Trim File #SC 26-08

Bill #21 - Duties of the Speaker of Students' Council (sponsor; KIRKHAM)

Principle (second reading)

1. The Speaker shall represent Students' Council before the Discipline, Interpretation, and Enforcement Board.

Speaker's List (mm): Kirkham

KEHOE/BLAIS MOVED TO amend the main motion by adding "or designate"

Point of Order: Kirkham – "This violates principle"

Speaker: The chair feels that this doesn't violate in accordance with Standing Orders

Point of Order – Withdrawn

Amendment to the Main Motion: WITHDRAWN**Main Motion: CARRIED**

2005-26/8a (v)

KIRKHAM/BLAIS MOVED THAT Students' Council read Bill #22 a second time.

Trim File #SC26-09

Bill #22 - Strictly Confidential Requirements for Contracts (sponsor; KIRKHAM)

Principles (second reading)

1. Any contract or agreement that the Students' Union enters into, hence forth, and needs to be marked as Strictly Confidential, will require the approval of Students' Council.
2. Students' Council shall be provided with a complete copy of the final draft of the contract or agreement.
3. Upon the recommendation of Students' Council, Council Administration Committee will mark the contract or agreement as Strictly Confidential.

Speaker's List (mm): Kirkham

Main Motion: CARRIED

2005-26/8a (vi) **KIRKHAM/CHANDLER MOVED THAT** Students' Council read Bill #23 a second time.

Trim File #SC26-10

Bill #23 – Responsibilities of Students' Council (sponsor; TOBIAS)
Principles (second 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): Kirkham, Kawanami

Main Motion: CARRIED

2005-26/8a (vii) **KIRKHAM/PAYNE MOVED THAT** Students' Council read Bill #24 a second time.

Trim File #SC26-11

Bill #24 - Budget Process (sponsor; LEWIS)
Principles (second reading)

Operating Budget

1. The Project Allocation shall be not be more than \$50,000 per year
2. Expenditures from the Project Allocation below \$5,000 must be approved by the Executive Committee.

Signing Authority

1. Consignment Cheques issued by SUBTitles do not require the signature of an elected officer.

Budget Process

1. The Budget Process currently described in bylaw shall be replaced by this bill.
2. The fiscal year of the Students' Union shall begin May 1 and end April 30.
3. Budget Principles describe in words the priorities to be enshrined in the final budget.
4. The Budget process shall be described in the Standing Order of Students' Council
5. A final operating and capital budget must be approved by Council prior to the beginning of each fiscal year.
6. A preliminary budget document must be approved by Council at a meeting of prior to the approval of a final operating and capital budget
7. In the event that a final operating and capital budget is not passed before the beginning of the fiscal year, the previous year's budget may be used as an interim substitute.

Speaker's List (mm): Kirkham, Lewis, Kirkham

KIRKHAM/TOBIAS MOVED TO amend the main motion by inserting "except in cheques issued to individuals selling items on consignment through the Students' Union" between "contracts" and "must" in Section 10.

Amendment to the Main Motion: FRIENDLY

Speaker's List (mm): Khanna, Lewis

Main Motion: CARRIED, unanimous consent

2005-26/8a (viii)
Trim File #SC26-12

KIRKHAM/PAYNE MOVED THAT Students' Council read Bill #26 a second time.

Bill #26 – *Changes to Gateway Student Journalism Fund Fees* (sponsor; CELEN)

Principles (second reading)

1. The amount for part-time students is amended to \$2.73 per student per Fall or Winter term.
2. The amount for students in the Spring and Summer terms is amended to \$0.36 per student per Spring or Summer term

Speaker's List (mm): Kirkham

TOBIAS MOVED TO amend the main motion by striking "P2.37" and replace with "P2.73".

Amendment to the Main Motion: FRIENDLY**Main Motion: CARRIED**

2005-26/8(vix)

KIRKHAM/SCHNEIDER MOVED THAT Students' Council read Bill #28 a second time.

Trim File #SC26-13

Bill #28 *Effective Political Policy Reform* (sponsor; POWER)

Principles (second reading)

1. The existing legislative provisions regarding political policy are repealed.
2. Political policies are directives from students' council to the exec committee outlining where students' unions advocacy efforts should be directed.
3. For each political policy passed the exec committee is required to develop an implementation plan, which will outline the actions to be taken and resources required in a given year.
4. Are adopted, amended or rescinded by two simple majority votes of students' council occurring not less than 7 days apart.

Speaker's List (mm): Kirkham

Main Motion: CARRIED, unanimous consent

2005-26/8a (x)

KIRKHAM/KELLY MOVED THAT Students' Council read Bill #30 a second time.

Trim File #SC26-14

Bill #30 – *Repeal of Bylaw 700* (sponsor; TOBIAS)

Principle (second reading)

1. The outdated or redundant provisions of Bylaw 700 (A Bylaw Respecting the Privileges of Students' Union Members) are repealed.

Speaker's List (mm): Kirkham

Main Motion: CARRIED

2005-26/8a (xi)

KIRKHAM/SCHNEIDER MOVED THAT Students' Council read Bill #31 a second

time.

Trim File #SC26-15

Bill #31 – *Repeal of Bylaw 3200* (sponsor; TOBIAS)

Principle (second reading)

1. The provisions of Bylaw 3200 (A Bylaw Respecting the Honoraria and Salaries paid by the Students' Union to Term and Elected Employees) are repealed.

Speaker's List (mm): Kirkham

Main Motion : CARRIED, unanimous consent

2005-26/8a (xii) **KIRKHAM/PAYNE MOVED THAT** Students' Council read Bill #32 a second time.

Trim File #SC26-16

Bill #32 – *Repeal of Bylaw 3300* (sponsor; TOBIAS)

Principle (first reading)

1. The provisions of Bylaw 3300 (A Bylaw Respecting the General Manager of the Students' Union) are repealed.

Speaker's List (mm): Kirkham

Main Motion: CARRIED, unanimous consent

2005-26/8b (ii) **KIRKHAM/SCHNEIDER MOVED THAT** Students' Council direct the Executive Committee to lobby the University of Alberta for funds to facilitate Augustana councillors attending meetings of Students' Council.

Trim File #SC26-17

Speaker's List (mm): Kirkham, Kawanami, Chapman, Crossman, Berghoff

Main Motion: CARRIED

2005-26/9

GENERAL ORDERS

2005-26/9a

KAWANAMI/BLAIS MOVED THAT Bill #33 be read a first time.

Trim File #SC26-19

Bill #33 - *Executive Accountability* (sponsor; KAWANAMI)

Principles (first reading)

1. The Executive Committee and/or members thereof should be required to resign upon a motion to that effect being passed by Students' Council.
2. The Executive Committee and/or members thereof should be required to resign upon the submission of a petition to that effect being submitted by any members as would be required to submit a valid petition for a referendum.
3. This Act will come into effect on 1 May 2006.

Speaker's List (mm): Kawanami, Berghoff

TOBIAS/BLAIS MOVED TO amend the main motion by inserting "or members of Council" after "thereof" (in both principles).

Speaker's List (am): Tobias

Amendment to the Main Motion: CARRIED

ERUVS/SHAMANNA MOVED TO amend the main motion by striking (from principle 1) "by Students' Council" and replace with "with a 2/3rd majority vote

at 2 consecutive meetings of Students' Council"

Amendment to the Main Motion: FRIENDLY

Speaker's List (mm): Lettner, Kawanami, Kirkham, Crossman

KHANNA/HUSSEIN MOVED TO amend the main motion by striking principle 2.

Speaker's List (am): Khanna, Shamanna, Johnson, Khanna

Amendment to the Main Motion: CARRIED

Speaker's List (mm): Power

POWER/KIRKHAM MOVED TO postpone the motion indefinitely.

Speaker's List (pp): Power, Schneider, Kirkham, Kawanami

Motion to Postpone Indefinitely: CARRIED, 16/9

2005-26/9b

KAWANAMI/PAYNE MOVED THAT Students' Council read Bill #34 a first time.

Trim File #SC26-20

Bill #34 – DIE Board Reference Initiation Restriction (sponsor; KAWANAMI)
Principle (first reading)

1. Only Students' Council may initiate a reference question to DIE Board on the meaning of Students' Union Legislation.

Speaker's List (mm): Kawanami

CHAPMAN/CHANDLER MOVED TO amend the main motion by inserting "Students' Council members and their CRO" after "Council" and between "may"

Speaker's List (am): Chapman, Kawanami, Berghoff

Amendment to the Main Motion: CARRIED, 12/11

Speaker's List (mm): Schneider, Crossman, Hussein, Eruvs, Berghoff

Main Motion: CARRIED, 18/6

2005-26/9c

TOBIAS/BLAIS MOVED THAT Students' Council read Bill #35 a first time.

Trim File #SC26-21

Bill #35 – Schedule of Fee Update For Faculty DFU's (sponsor; TOBIAS)
Principle (first reading)

1. The schedule of fees in Bylaw 3100 will be updated to reflect the Faculty Dedicated Fees collected under the authority of the Students' Union.

Speaker's List (mm): Tobias

Main Motion: CARRIED, unanimous consent

2005-26/9d

KIRKHAM/COUNCILLOR MOVED THAT Students' Council read Bill #41 a first time.

Trim File #SC26-22

Bill #41 - Faculty of Law Student Fund (sponsor; KIRKHAM)

Principles (first reading)

1. The current Faculty Student Fund for the Faculty of Law shall no longer be collected as of the 30th of April, 2007.
2. This will not affect any new Faculty Student Fund that the Faculty of Law proposes.

Speaker's List (mm): Kirkham, Berghoff

BERGHOFF/SHAMANNA MOVED TO postpone the motion indefinitely.

Speaker's List (pp): Lewis, Kawanami, Kirkham

Motion to Postpone Indefinitely: CARRIED

2005-26/9f

KIRKHAM MOVED THAT Students' Council rescind the "Tobacco Ban" political policy.

Trim File #SC26-23

Main Motion: WITHDRAWN

2005-26/9g

TOBIAS/COUNCILLOR MOVED THAT Students' Council read Bill #37 a first time.

Trim File #SC26-24

Bill #37 - *Schedule Fee Update for Faculty of Augustana* (sponsor; TOBIAS)

Principle (first reading)

1. The schedule of fees in Bylaw 3100 will be updated to include a fee equal to that currently charged by the Students' Association of the Faculty of Augustana and to establish that fee under the authority of Bylaw 8451.

Speaker's List (mm): Tobias, Chapman, Berghoff, Tobias, Lewis, Chapman

Main Motion: CARRIED, unanimous consent

2005-26/9h

KEHOE/SCHNEIDER MOVED THAT Students' Council read Bill #38 a first time.

Trim File #SC26-25

Bill #38 - *Budget Compliance Amendment* (sponsor; KEHOE)

Principle (first reading)

1. All references to the Academic Guidance Centre are removed.

Speaker's List (mm): Kehoe

KEHOE/APEROCHO MOVED TO amend the main motion by adding principle 2 "Bylaw 7000 is repealed".

Speaker's List (am): Kehoe

Amendment to the Main Motion: CARRIED

Main Motion: CARRIED, unanimous consent

2005-26/9i

JOHNSON MOVED THAT Students' Council, in conjunction with the Registrar's Office, collect the Engineering Students' Society Faculty Association Membership fee for both the fall and winter semesters annually until renewal in 2010.

Trim File #SC26-26

Main Motion: WITHDRAWN

2005-26/9j

HENRY/CHAPMAN MOVED THAT Students' Council read Bill #39 a first time.

Trim File #SC26-27

Bill #39 Faculty Association Thresholds (sponsor: Kelly)

Principles (first reading)

1. That the threshold for de-recognition petitions be reduced to 1/3 the total population of students that a faculty association represents.
2. That the de-recognition of a Faculty Association, when triggered by application of another student group, be approved by:
 - a. Council
 - b. The Council of Faculty Associations (CoFA)

Based upon a presentation by the applicant student group, with the provision that the applicant student group, if successful, must assume the responsibilities of the Faculty Association

Speaker's List (mm): Henry

LEWIS/JOHNSON MOVED TO amend the main motion by striking "when triggered by application of another group".

Speaker's List (am): Lewis

Amendment to the Main Motion: FRIENDLY**JOHNSON/SCHNEIDER MOVED TO** postpone the motion indefinitely.

Speaker's List (pp): Johnson

Motion to Postpone Indefinitely: CARRIED

2005-26/9j

APEROCHE/KEHOE MOVED THAT Students' Council read Bill #40 a first time.

Trim File #SC26-28

Bill #40 – Removal of the Student Affairs Committee (sponsor; APEROCHE)

Principle (first reading)

1. Combine the mandates of Student Affairs Committee and University Policy Committee into one committee.

Speaker's List (mm): Aperocho, Schneider, Kawanami, Patz

Point of Privilege: Patz – " I don't think it's right for the Speaker to be offering his own opinion in our debate"

Speaker: Your point is well taken.

Main Motion: CARRIED**LEWIS/LETTNER MOVED TO** adjourn.

Trim File #SC26-29

Motion to Adjourn: CARRIED