

STUDENTS' COUNCIL LATE ADDITIONS

Tuesday March 13, 2012
Council Chambers 2-1 University Hall

LATE ADDITIONS (SC 2011-21)

2011-21/1 SPEAKER'S BUSINESS

2011-21/2 PRESENTATIONS

2011-21/2a SU Executive & APIRG Board Election Results- Presented by: Zach Fentiman & Kenzie Gordon. Sponsored by: Rory Tighe

Abstract:

This presentation will outline to council in detail the results of the two elections noted above.

2011-21/3 EXECUTIVE COMMITTEE REPORT

2011-21/4 BOARD AND COMMITTEE REPORTS

2011-21/4a Ruling 2011-06 of the DIE Board (Dadani v. CRO)

Please see document LA 11-21.01

2011-21/5 QUESTION PERIOD

2011-21/6 BOARD AND COMMITTEE BUSINESS

2011-21/6a **CRONE/KHINDA MOVE THAT**, upon the recommendation of Policy Committee, Students' Council adopt the Health and Wellness Policy in first reading based on the following principles:

Health and Wellness Policy - First Reading

- ~~That the Students' Union advocates that the University provide an increase in mental health resources, with an emphasis on counseling services;~~
- That the Students' Union advocates that the University increase psychological and psychiatric services;

- That the Students' Union advocates that the University explore new ways in which to enhance students' mental health;
 - That the Students' Union advocates that the University enhance ~~provide~~ ~~an increase in~~ physical wellness space;
 - That the Students' Union advocates that the University ~~provide an increase in~~ enhance sexual health awareness for students ~~and education~~;
 - That the Students' Union advocates that the University ~~provide an increase to~~ increase interfaith ~~prayer, meditation, and/or~~ spiritual space on campus; and
 - That the Students' Union advocates that the University ~~provide resources that foster a culture of moderation in regards to alcohol consumption~~ encourage safe drinking practices for those who choose to consume alcohol;
- That this policy expire on April 30, 2014.

2011-21/6b

KHINDA/CRONE MOVE THAT, upon the recommendation of Policy Committee, Students' Council adopt the Smoke Free Environment Policy in second reading based on the following principles:

- That the Students' Union advocate that the University of Alberta restrict smoking on all of its campuses to appropriate and health promoting designated smoking areas;
- That the policy expire on April 30, 2015.

Please see document LA 11-21.02

2011-21/6c

CSORBA/POWER MOVE THAT, upon the recommendation of Policy Committee, Students' Council adopt the Food Policy in second reading based on the following principles:

- That the Students' Union advocates that the University increases the availability of diverse and healthy food and beverage options;
- That the Students' Union advocates that the University provides an increase of affordable food and beverage options;
- That the Student's Union advocates that the University provides and improves access to food preparation resources;
- That the Students' Union advocates that the University provides and improves access to water fountains and water bottle refilling stations;

- That the Students' Union advocates that the University encourages the sale of organic¹, local, or Fair Trade certified food and beverage options when competitively priced to reduce its adverse ecological and social impact;
- That The Students' Union advocates that the University reduces the ONEcard vendor levy to promote the expansion of its ONEcard service to vendors providing more choice for students who wish to eat on campus;
- That the Students' Union advocates that the University provide easily accessible nutritional information for all of its food and beverage products;
- That this policy expire on April 30, 2015.

Please see document LA 11-21.03

2011-21/7

GENERAL ORDERS

2011-21/7a

ISKANDAR MOVED THAT Students' Council approves Bill #15 in first reading based on the following principles:

1. The Executive Committee will inform council of any University proposal to create a new Mandatory Non Instructional Fees or to increase the cost of any existing Mandatory Non Instructional Fees beyond the Alberta Consumer Price Index. Students' Council will review all proposal brought forward and upon appropriate consultation, council will either vote to support a proposal for a Mandatory Non Instructional Fees or send the proposal to a plebiscite question.
2. This bylaw does not govern SU Dedicated Fee Units.

2011-21/8

INFORMATION ITEMS

2011-21/8c

Rory Tighe, President- Report

Please see document LA 11-21.04

2011-21/8d

Farid Iskandar, VP External- Report

Please se document LA 11-21.05

2011-21/8e

Colten Yamagishi, VP Student Life- Report

Please see document LA 11-21.06

2011-21/8f

Andy Cheema, VP Operations and Finance- Report

Please see document LA 11-21.07

Discipline, Interpretation, and Enforcement (DIE) Board

Ruling of the Board

HEARING DETAILS

Style of Cause: Dadani v C.R.O.

Hearing Number: 2011-06

Hearing Date: March 8, 2012

DIE Board Panel Members: Megan Mickalyk, Chief Tribune (Chair)
Joanna Waldie, Associate Chief Tribune
Rena Chen, Tribune

Appearing for the Applicant: Aliza Dadani, Aditya Rao

Appearing for the Respondent: Zach Fentiman, Chief Returning Officer

Intervener(s): Jessica Zvonkovic, James Eastham

BACKGROUND:

Aliza Dadani, campaign manager for candidate Aditya Rao, alleged that a series of incidents occurred in Lister Hall, which contravened Bylaw 2200. Ms. Dadani claimed these alleged incidents were extremely prejudicial to candidate Rao. The specific facts are not relevant to the decision made by D.I.E. Board beyond the fact that the alleged events were potentially damaging and prejudicial to Rao's campaign, and, if proven, could have a serious impact on the integrity of the elections. The alleged contraventions occurred over a period of several days, beginning February 27th, 2012. Ms. Dadani was not made aware of these alleged incidents until March 7, 2012. S. 47(2) of Bylaw 2200 obligates the Chief Returning Officer to make a ruling on alleged contraventions when a complaint is "...received within 12 (twelve) working hours of the alleged contravention..." Ms. Dadani issued a complaint on March 7th, the same day she learned of the alleged contravention. However, this was outside of the timeframe that would obligate the Chief Returning Officer to issue a ruling.

ISSUE

Is the CRO obligated to make a ruling on a complaint brought outside the 12-hour time frame from when an alleged contravention occurred, as prescribed by s. 47(2) of Bylaw 2200?

RELEVANT LEGISLATIVE PROVISIONS

S. 47(2), Bylaw 2200

Where a complaint is received within twelve (12) working hours of the alleged contravention, and where the original complaint form is provided to the C.R.O., the C.R.O. shall rule on that complaint.

S. 29, Bylaw 1500

General Powers of Enforcement

If the Board finds an application for action or application for appeal requires action by the Board may make any order proscribing any remedy the Board considers appropriate and just in the circumstances.

DECISION

Although the CRO maintains discretion to decide whether to make a ruling on a complaint brought outside of the 12-hour window prescribed by s. 47(2), when a matter is of a sufficiently serious nature, there is an obligation on the CRO to investigate and make a ruling on the alleged contravention as a matter of fairness.

THE FOLLOWING ARE THE REASONS OF MICKALYK, CHIEF TRIBUNE

S. 47(2) requires the C.R.O. to make a ruling when a complaint is brought within 12 hours of the alleged contravention. Mr. Fentiman asserted and I agree that the appropriate interpretation of this section is that when matters are brought outside of the 12-hour window, the C.R.O. is not precluded from making a ruling. The provision gives the C.R.O. discretion to decide whether or not he ought to provide a ruling. However, when an alleged contravention is particularly egregious, there must be some onus on the C.R.O. to conduct a further investigation where necessary, and ultimately issue a ruling.

Section 29 of Bylaw 1500 provides D.I.E. Board with a general power of enforcement to prescribe any remedy it considers appropriate to the circumstances. Due to the serious nature of the complaint to the C.R.O. in this instance, there is an onus to conduct whatever further investigation is necessary, and ultimately come to a decision. This does not dictate what evidence he must consider, as that is within his discretion. The specific facts of the complaint to the C.R.O. are not relevant to our decision. The Board does not have the discretion to judge the accuracy of these facts based on the issues raised in the application. The only relevant consideration with respect to the facts is that the allegations made were of a serious nature, and therefore would warrant further investigation and a decision by the C.R.O.

THE FOLLOWING ARE THE REASONS OF WALDIE, ASSOCIATE CHIEF TRIBUNE

I concur.

THE FOLLOWING ARE THE REASONS OF CHEN, TRIBUNE

I concur.

SMOKE FREE ENVIRONMENT POLICY - Second Reading

WHEREAS The Students' Union is committed to the health and wellness of all its employees and its members;

WHEREAS The Students' Union is committed to initiatives promoting sustainability on campus;

WHEREAS The University of Alberta is a world leading institution in health and cancer research;

WHEREAS Environmental tobacco smoke (ETS) ~~is a~~ contains many known carcinogens, and poses a serious preventable health risk;

WHEREAS cigarette butts and ETS pose a considerable hazard to the local ecosystem;

WHEREAS the reduction of cigarette butts and litter on campus has the potential to reduce maintenance and disposal costs;

WHEREAS ~~the Government of Alberta does not allow smoking: in public buildings, on children's playgrounds, on patios or porches of restaurants, or within 5m of any entrance to such buildings;~~ the University of Alberta is subject to, but not limited to, provincial and municipal legislation regarding smoking;

WHEREAS the University of Alberta defined campuses are: Campus Saint-Jean, Enterprise Square, North Campus, South Campus, and Augustana;

WHEREAS a campus-wide ban ~~would have a high potential of~~ could potentially placing place members of the campus community in ~~risky~~ unsafe situations;

WHEREAS ~~it is important to consider both smokers and non-smokers in defining appropriate smoking areas;~~

BE IT RESOLVED THAT the Students' Union advocate that the University of Alberta restrict smoking on all of its campuses to appropriate and health promoting designated smoking areas.

Food Policy - Second Reading

WHEREAS access to food preparation resources on campus is currently limited;

WHEREAS nutrition ~~plays a vital role in the health and wellness of students and therefore can have a~~ can significantly impact on their academic success;

WHEREAS nutrition plays a vital role in the health and wellness of students;

WHEREAS access to a variety of healthy food and beverage options ~~available~~ on campus is currently limited;

WHEREAS food and beverages sold on campus do not meet the needs of students with a ~~variety of~~ dietary restrictions;

WHEREAS nutritional information provided for food products sold on campus is currently limited;

WHEREAS the purchase of food and beverages incurs a significant financial cost to students;

WHEREAS students living in Lister Centre are required to purchase a mandatory meal plan that can only be used to purchase food and beverages from specific food vendors on campus who accept ONEcards as payment;

WHEREAS the production, transportation, distribution, and/or consumption of food and beverages can have adverse social and/or environmental impacts;

BE IT RESOLVED THAT the Students' Union advocates that the University increases the availability of diverse and healthy food and beverage options;

BE IT FURTHER RESOLVED THAT the Students' Union advocates that the University provides an increase of affordable food and beverage options;

BE IT FURTHER RESOLVED THAT the Student's Union advocates that the University provides and improves access to food preparation resources;

BE IT FURTHER RESOLVED THAT the Students' Union advocates that the University provides and improves access to water fountains and water bottle refilling stations;

¹“Organic agriculture is a production system that sustains the health of soils, ecosystems and people. It relies on ecological processes, biodiversity and cycles adapted to local conditions, rather than the use of inputs with adverse effects. Organic agriculture combines tradition, innovation and science to benefit the shared environment and promote fair relationships and a good quality of life for all involved.” International Federation of Organic Agriculture Movements (IFOAM) . “Organic Agriculture’s Role in Countering Climate Change.” http://www.ifoam.org/growing_organic/3_advocacy_lobbying/eng_leaflet_PDF/Climate_Change.pdf (2007).

BE IT FURTHER RESOLVED THAT the Students' Union advocates that the University encourages the sale of organic¹, local, or Fair Trade certified food and beverage options when competitively priced to reduce its adverse ecological and social impact;

BE IT FURTHER RESOLVED THAT The Students' Union advocates that the University reduces the ONEcard vendor levy to promote the expansion of its ONEcard service to vendors providing more choice for students who wish to eat on campus;

BE IT FURTHER RESOLVED THAT the Students' Union advocates that the University provide easily accessible nutritional information for all of its food and beverage products;

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March 9, 2012

To: Students' Council

Re: Report to Council

Board of Governors

The Comprehensive Institutional Plan (CIP) has been making its way through General Faculties Council and Board Committees for approval. It will be approved on March 15 at the Board meeting. The CIP includes the University budget as well as the Academic chapter, which focuses on academic goals of the academy. I am generally supportive of the document but remain opposed to the use of the CoSSS fee in the University budget.

The Board will also be approving the elimination of deferred exam fees, which is a great step forward in creating a more compassionate institution. I am fully in support of this motion and will likely be one of the movers.

Space

As you all know the PAW Centre Agreement is complete and when the Graduate Students' Association approves it as well (this week) we will sign the final agreement.

We have had a few conversations with Facilities & Operations about the future of the Power Plant over the past couple of weeks. We will be meeting with them again prior to the end of the month. My intention remains to have a renewed lease by the end of April.

Fall Reading Week

Over the past couple of weeks, the University Governance and Advocacy Advisor and I have met with all of the Deans to ascertain their opinion on the Fall Reading Week proposal. I am considering creating a very specific political policy on this initiative through Council to ensure that we remain consistent next year in our lobbying. This project is looking like it won't be done by the end of my term but I hope to have a finalized proposal and approval path before I leave office.

CASA

The Vice President (External) and I will be away all week at the Canadian Alliance of Student Associations Annual General Meeting in Halifax. We will have much to report upon our return.

If you have any further questions, suggestions, or concerns, please do not hesitate to follow-up with me, either in person at SUB 2-900, by phone at 780-492-4236, or by email at president@su.ualberta.ca.

February 17th, 2012

To: Students' Council

Re: VPX Report to Council

Hello Council,

This report will be short, as I have been working for two business days since the last report.

CASA Annual General Meeting

The Canadian Alliance of Students Associations (CASA) is having its third and last General Assembly Meeting of the year. The first is Policy and Strategy in July, and the second is Lobby Conference in November. Annual General Meeting is used as a way to finalize the work of CASA board and committees that started in Policy and Strategy. I have spent some time today catching up on all the readings that I need to prepare for the final showdown. CASA will hopefully pass the 3 years Strategic Plan, that I have helped work on all this year. CASA will also pass a few political policies. One of which I will be strongly speaking against regarding making educational tax credits refundable on a yearly basis (while replacing the existing policy which advocated to get rid of educational tax credits and move that money into needs based grants instead). If you don't know why I will be opposing that than you haven't been reading my previous reports.

CAUS Lobby Conference

The Council of Albert University Students will be having a small scale Lobby Conference this year due to how close the election is getting called (my uneducated guess for writ drop is March 26th). I have invited Petros Kusmu, VPX elect, to the conference as it is a great learning experience. Our priorities are the same ones we have been advocating for all year so far, although we will be really pushing for Non-Instructional Fees in the meeting with the Minister.

Transition

I have already set up a Transition schedule with incoming VPX, Petros. We blocked off six hours a week to go through all the "ins and outs and what-have-yous" (Big Lebowski fans will get this). I have spent some time this weekend to prepare the content and organizational structure of our meetings, although I will be spending a lot more time on it once I'm back from CASA. Council needs to understand the significance of the time and effort needed for an executive transition. The spirit of Transition will be one of maximizing playmaking and minimizing playtaking.

Cheers,
Farid

Prepared by: Colten Yamagishi, Vice President (Student Life)

To: Students' Council 2011/12

Hello Council. I do not have much to share with you today as I have been out of the office for the past three weeks but I do have a few updates on what is coming in the near future.

On a side note I would like to thank all of you that supported my campaign to serve you as next year's SU President. I am extremely thrilled to spend another year with the SU and although I am overcoming a post-elections sinus infection I feel a new wave of energy to finish this year strong and begin next year even stronger. My congratulations go out to all those who participated in the elections whether you were a candidate, campaign manager, or volunteer. Everyone did an excellent job this year and I have been amazed by your ability to persist through some of the most hard-fought elections that I have ever seen. I am ecstatic to be working with such a strong team next year, both those who were elected and those who were not as I know that you will all continue your tremendous leadership careers on and off campus.

Lastly, I want you to know that I will not let you down. The coming year is filled with many opportunities for our Students' Union and I and our team plan to capitalize on every prospect.

Programming

Concerts, Shows, Movies, Galore:

The UASU programming department has outdone themselves again! In the coming months we will be host to USS on Friday March 23, The White Panda on Saturday March 24, Christian Hansen and the Autistics on March 30, and we accepting entries into the Open for Lights competition to bring Lights to our school (more details can be found at www.openforlights.ca). We will also be hosting two movie nights, the first of which will be Sherlock Holmes: A Game of Shadows on March 27 in the Horowitz.

Services:

Many of our services are undergoing hiring over the next few weeks. We have received some excellent applications so I am very excited to see what these new candidates have to offer for the upcoming year! I would also like to give a few quick shout-outs: Congrats to the CFB on a tremendously successful Mac and Cheese Affair, congrats to SFAIC and the CFB on their new space, and congrats to all of the services staff who worked so hard to make The No Talent show absolutely outstanding! I had a great time.

Advocacy

Pandas Field Hockey:

As I am sure you are all aware, the Pandas Field Hockey program was recently axed by UofA Athletics and the Faculty of Phys Ed and Rec. The President briefly investigated the issue while I was on my leave of absence and has found that there was a serious lack of student consultation

done on the issue before the decision was made. We are further investigating our relationship to the program through means such as the Golden Bears and Pandas Legacy Fund.

RHA and the LHSA:

The Lister Hall Students' Association has recently passed a motion through their council to hold a referendum to leave their paid membership from the Residence Halls Association. The reason for this decision is claimed by the LHSA to be a lack of services that the RHA provides to Lister residents that the LHSA does not already cover. The referendum will be completed this Friday and could have a significant impact on both organizations as RHA fees from Lister residents currently cover approximately \$9000 of the RHA budget.

Opportunities for you to get involved:

Run for council. You only have a few hours left to get your nom packs in!
If you aren't running please encourage others to do it!

Summary:

Got to run to a meeting! See you all soon.

If you have any other questions ask during council, stop by the office, or send me an email at vp.studentlife@su.ualberta.ca.

Colten Yamagishi
780-299-3076

March 13, 2012

To: Students' Council

Re: Report to Council

Hello Council,

After a nearly three-week leave of absence I am glad to be settling back into the office and catching up on everything. The election was a refreshing change of pace from deskwork and a great opportunity to informally consult many students while thinking about priorities for the next year. It is an honour to have been re-elected, and I look forward to another productive and progressive year.

Budget

I spent this morning reviewing the latest draft of the budget with management. Much of it has been assembled and I'll deliver it to BFC at an upcoming meeting. Council's ultimate approval is needed by the end of the fiscal year.

Capital Project Planning

With the successful referendum, we will move full steam ahead with SUB renovation preparations. The next steps will include meetings with the project manager and our architects, detailed planning and a conversation about the role of the steering committee in this new phase of the project. The next 12 months will be marked by stakeholder discussions, student consultation, design work and financing decisions.

Sustainability

The university has agreed to install air barriers above the east doors in SUB, which allow much warm air to escape the building during the winter (case in point: the bottle refill station froze this winter, due to cold air). This will reduce energy loss through those doors by at least 75%.

Transition

The process to transition my incoming is complete.

Miscellaneous

This week has me writing a deferred exam, catching up on emails and doing miscellaneous tasks.

Should you have any questions, comments or concerns, feel free to get in touch at 780-492-4236 or vp.finance@su.ualberta.ca. If you wish to discuss any topics in depth, I would welcome the opportunity to meet in person.

Cheers,



Andy Cheema