STUDENT COUNCIL MINUTES

********

Guests: Alex Gonzalez (student at large), Andrew Ha (Ubyssey), Keith Hester (Managing Director), Sheldon Goldfarb (Archivist & Clerk of Council), Joanne Pickford (Admin Assistant)

A) Call to order:

This special meeting of AMS Council was called to order at 6:03 pm.

B) Territorial Acknowledgement:

The Speaker:
- This meeting is taking place on unceded and stolen Musqueam lands.
- This acknowledgement is a helpful step forward.
- Consider what it means.
- It’s great to see people are trying to move towards decolonization.

C) Adoption of the agenda:

The agenda was adopted by consensus.

D) Statements from Students at Large

Alex Gonzalez:
- I am a previous Councillor and current Student Senator.
- I’m concerned about the proposed Bylaw changes, specifically the one that would allow proxy voting at annual general meetings (AGM’s).
- The AGM is something that engages the students directly.
- To allow someone to proxy for it would turn it into a Council meeting.
- It threatens the democracy of the Society.
- Also, how would we verify the proxies?
- How count them?
- How would they affect quorum?
- There are too many issue to make this a fair process.
- More generally, I also strongly support not bringing Bylaw changes to the AGM.
- It’s not ethical.
- It has not been widely publicized.
- It’s as if we’re doing this behind the students’ backs.
- It will be only 1% of the students attending, and during the pandemic, with students in various locations around the world, some may not be able to attend.
Cole Evans:
- Alex raises very good points about the AGM proxy changes.
- Work still needs to be done to flesh that proposal out: details would be in the Code later.
- On the more general point, I don’t think bringing these to the AGM is unethical, especially the ones already brought to referendum and seen for several years: students have engaged with them a lot.
- Partly we’ve done a poor job of making the Bylaw referenda accessible: they were buried among other questions.
- We do have a plan for rolling out this Bylaw package.
- There’s a new omnibus package now: we’ve made some changes based on feedback from the last Council meeting: removed the VPAUA changes.
- The rest of the changes are mostly procedural, modernization.
- The biggest decision tonight will be on AGM proxy voting.
- I’m very confident about presenting the rest of the changes to the membership.

Alex Gonzalez:
- It’s true that most of these changes have been coming for a long time.
- I just don’t agree that they should go to an AGM.
- And I don’t think AGM proxy voting should go forward.

E) Committee Motions:

1. MOVED SEBASTIAN COOPER, SECONDED COLE EVANS: [SCD206-21]

   “Be it resolved that AMS Council in accordance with Bylaw 19 propose the package of Bylaw amendments entitled ‘Past Proposed Changes’ for approval at the AMS Annual General Meeting on October 29th, 2020.”

The changes in summary are:

Bylaws 1, 2(2)(b), 4(3), and 21: Removal of Student Court
Bylaw 2(1)(a)(iii): Changing membership qualifications to include students ending a credit course in the fall semester
Bylaw 2(2)(a): Spelling error correction
Bylaw 3(2)(a): Updating notice requirements to comply with Societies Act and making expectations clearer.
Bylaw 4(2): Clarifying referendum question requirements
Bylaw 4(6): Requiring kept record of all successful referenda appended to Bylaws
Bylaw 5(2)(h) and 5(2)(i): Correction to refer to appropriate section.
Bylaw 5(3)(c)(iii): Prevents recalled Executive from running again in a by-election.
Bylaw 5(3)(c)(iv): Allows Council to select any member of the Society to interim replace Executive vacancy.
Bylaw 5(4)(b)(ii): Correction to refer to correct section
Bylaw 9(1)(d): Removal of university responsibilities from Ombudsperson section.
Cole Evans:
- The proposed amendments have been divided into four motions to give Council flexibility.
- The first motion is on past proposed changes, the ones brought to referendum in the past.
- They've been looked at the most.
- For the most part, they are unchanged from the way they were presented at referendum.

Jeanie Malone:
- Is the intention to vote on one package at the AGM?

Cole Evans:
- The proposed changes will appear at the AGM as they appear tonight.
- If all four packages pass here, then all four will appear separately at the AGM.

Jeanie Malone:
- Student Court sometimes raises discussion.
- It may be best to remove it from this package.

Rachel Chan:
- Why is the definition of the term “Council Senator” being removed?

Cole Evans:
- It’s a cleanup change. We no longer use the term.

James Chen:
- Student Court should be separate.

Cole Evans:
- Sometimes we get more questions if we separate something out.
- Most people understand when this is explained.
- But if people want to remove Student Court, that’s fine.

Sebastian Cooper:
- On the ethics side, we have a duty to the AMS to make sure it’s a well run institution.
- These changes reflect how we actually do things, bringing the Bylaws into line with how things are done.
- If we don’t make the changes, then it means we won’t be following our Bylaws.

Jeanie Malone:
- Having been part of the past conversations and seeing things fail in the past, my sense is that it’s best to separate housekeeping from substantive changes, so I’d be happy to move to split off the Student Court proposal.
2. MOVED JEANIE MALONE, SECONDED COLE EVANS:

“That the motion be amended to add a clause saying:

Be it further resolved that changes to Bylaws involving Student Court be separated out at the AGM.”

... No objections

3. MOVED SEBASTIAN COOPER, SECONDED COLE EVANS:

“Be it resolved that AMS Council in accordance with Bylaw 19 propose the package of Bylaw amendments entitled ‘Past Proposed Changes’ for approval at the AMS Annual General Meeting on October 29th, 2020.

Be it further resolved that changes to Bylaws involving Student Court be separated out at the AGM.”

... Carried


4. MOVED SEBASTIAN COOPER, SECONDED COLE EVANS:

“Be it resolved that AMS Council in accordance with Bylaw 19 propose the package of Bylaw amendments entitled ‘Newly Proposed Changes’ for approval at the AMS Annual General Meeting on October 29th, 2020.”

The changes in summary are:

Bylaw 1: Updated definition for AMS Offices, removal of “Council Senators” and “Ubyssey”
Bylaw 2(1)(b): updated wording
Bylaw 3(1)(a)(ii)(4): Changing MD and President AGM Report from “School Year” to “Academic Year”
Bylaw 3(1)(b)(i)(2): Adjusting SGM petition requirement to threshold that equals quorum for SGM
Bylaw 3(2)(a)(ii): Removal of the Ubyssey from Bylaws and replacing with social media and campus publication.
Bylaws 3(2)(b), 17(1): Changing signatory duties from VPAUA to President
Bylaw 5(3)(d): Reformattting
Bylaw 5(3)(d)(v): Tweaks to VP External responsibilities, clarifying language.
Bylaw 5(4)(b)(i): Formatting correction
Bylaw 10(1)(iii): Change to MD responsibilities to reflect current practice.
Bylaw 11(2)(a)(ii): Removal of term “student government” from SUB R/R Fund
Bylaw 13(3)(9): Updated subsidiary submission requirement to reflect current practice.

Left unchanged:
Executive job duties EXCEPT for signatory changes and VP External tweaks
Definition of associate member.

Sebastian Cooper:
- There’s also a new clause on the duties of the VP Administration, requiring them to liaise with the Affiliates.
- But now that we are planning to create an ad hoc committee on the Affiliates, should we keep this?

Daniel Martin:
- I am pleasantly content with the ad hoc committee.
- We can come back to the Bylaws later.

Sebastian Cooper:
- Then we should remove the proposed Bylaw 5(3)(d)(iv)(4).

5. MOVED SEBASTIAN COOPER, SECONDED COLE EVANS:

“Be it resolved that AMS Council in accordance with Bylaw 19 propose the package of Bylaw amendments entitled ‘Newly Proposed Changes’ for approval at the AMS Annual General Meeting on October 29th, 2020.

Be it further resolved that AMS Council strike the proposed addition of Bylaw 5(3)(d)(iv)(4).”

... Carried


Against: Emma Dodyk, Nadir Nurali

6. MOVED SEBASTIAN DODYK, SECONDED COLE EVANS:

“Be it resolved that AMS Council in accordance with Bylaw 19 propose the package of Bylaw amendments entitled ‘AGM Proxy Voting’ for approval at the AMS Annual General Meeting on October 29th, 2020.”

In summary: This change would alter Bylaw 3(3)(c) and Bylaw 3(3)(d) to allow votes by proxy at AGM’s; only Directors (i.e., voting members of Council) would be able to serve as proxies.

Emma Dodyk:
- I do not think we should approve this to go to the AGM.
- Students have not really had a chance to see it.
• There’s a lower threshold to pass this at an AGM than at a referendum.
• And the AGM won’t be accessible to many students.

Mathew Ho:
• This is a bit too contentious for an AGM.
• Could be done by referendum when there can be a more robust discussion.

Jeanie Malone:
• Alex raised some good points at the beginning of the meeting.
• I do wonder if we’ve considered all the logistics.
• If one person represents 27 people, I worry about duplicating Council.

Cole Evans:
• If most people are leaning to no, and not wanting to do it, we could just remove it.
• Or do a straw poll.

A straw poll showed a vote of 15-3 against bringing this to the AGM.

Cole Evans:
• It’s pretty clear.
• I recommend we strike this motion.

7. MOVED SEBASTIAN COOPER, SECONDED COLE EVANS:

“That this motion be struck.”

Mathew Ho:
• Can we pass a motion saying we will send this to a referendum?

Cole Evans:
• Something to send to Governance.
• There are other Bylaw changes that will come to referendum.

8. MOVED SEBASTIAN COOPER, SECONDED COLE EVANS:

“That this motion be struck.”

… No objections

9. MOVED SEBASTIAN COOPER, SECONDED COLE EVANS:

“Be it resolved that AMS Council in accordance with Bylaw 19 propose the package of Bylaw amendments entitled ‘AGM Proxy Voting’ for approval at the AMS Annual General Meeting on October 29th, 2020.”

… Withdrawn
10. MOVED SEBASTIAN COOPER, SECONDED COLE EVANS:

“Be it resolved that AMS Council in accordance with Bylaw 19 propose the package of Bylaw amendments entitled ‘Records Policy’ for approval at the AMS Annual General Meeting on October 29th, 2020.”

Note: This would add the following sentence to Bylaw 18(2):

*However, Council may establish a policy to designate certain records confidential where disclosure of those records would be harmful to the financial or economic interests of the Society, the security of the Society’s buildings or its computer or communications systems, as well as where disclosure would disrupt an ongoing investigation, violate solicitor-client privilege, or reveal in camera discussions.*

11. MOVED COLE EVANS, SECONDED SEBASTIAN COOPER:

“That the motion be amended to add the following language to the proposed amendment:

For greater certainty, records that are designated as confidential by Council due to their impact on the financial or economic interests of the Society must be related to one of these following categories:

(i) plans that relate to the management of personnel that have not yet been implemented, made public, or could result in financial harm to the Society;

(ii) information the disclosure of which could reasonably be expected to result in undue financial loss to a third party, or could violate terms of an agreement;

(iii) information the disclosure of which could harm the negotiating position of the Society; and

(iv) information that contains sensitive strategic or financial information relating to the Society’s businesses that could either reasonably inhibit the Society’s ability to be competitive or result in substantial financial harm to the Society.”

Cole Evans:
- I’m suggesting this addition because the original proposal might raise red flags.
- The additional language provides clarity about financial and economic interests.
- It’s taken from the Freedom of Information and Protection of Privacy Act (FIPPA).

12. MOVED COLE EVANS, SECONDED SEBASTIAN COOPER:

“That the motion be amended to add the following language to the proposed amendment:

For greater certainty, records that are designated as confidential by Council due to their impact on the financial or economic interests of the Society must be related to one of these following categories:

(i) plans that relate to the management of personnel that have not yet been implemented, made public, or could result in financial harm to the Society;

(ii) information the disclosure of which could reasonably be expected to result in undue financial loss to a third party, or could violate terms of an agreement;
(iii) information the disclosure of which could harm the negotiating position of the Society; and

(iv) information that contains sensitive strategic or financial information relating to the Society’s businesses that could either reasonably inhibit the Society’s ability to be competitive or result in substantial financial harm to the Society.”

… No objections

13. MOVED SEBASTIAN COOPER, SECONDED COLE EVANS:

“Be it resolved that AMS Council in accordance with Bylaw 19 propose the package of Bylaw amendments entitled ‘Records Policy’ for approval at the AMS Annual General Meeting on October 29th, 2020.

Be it further resolved that the following language be added to the proposed Bylaw change:

For greater certainty, records that are designated as confidential by Council due to their impact on the financial or economic interests of the Society must be related to one of these following categories;

(i) plans that relate to the management of personnel that have not yet been implemented, made public, or could result in financial harm to the Society;

(ii) information the disclosure of which could reasonably be expected to result in undue financial loss to a third party, or could violate terms of an agreement;

(iii) information the disclosure of which could harm the negotiating position of the Society; and

(iv) information that contains sensitive strategic or financial information relating to the Society’s businesses that could either reasonably inhibit the Society’s ability to be competitive or result in substantial financial harm to the Society.”

James Chen:
- What’s the difference between this Bylaw change and the AMS Records Policy?

Cole Evans:
- The Bylaw was not amended before.
- We just created the Records Policy.

14. MOVED SEBASTIAN COOPER, SECONDED COLE EVANS:

“Be it resolved that AMS Council in accordance with Bylaw 19 propose the package of Bylaw amendments entitled ‘Records Policy’ for approval at the AMS Annual General Meeting on October 29th, 2020.

Be it further resolved that the following language be added to the proposed Bylaw change:

For greater certainty, records that are designated as confidential by Council due to their impact on the financial or economic interests of the Society must be related to one of these following categories;
(i) plans that relate to the management of personnel that have not yet been implemented, made public, or could result in financial harm to the Society;

(ii) information the disclosure of which could reasonably be expected to result in undue financial loss to a third party, or could violate terms of an agreement;

(iii) information the disclosure of which could harm the negotiating position of the Society; and

(iv) information that contains sensitive strategic or financial information relating to the Society’s businesses that could either reasonably inhibit the Society’s ability to be competitive or result in substantial financial harm to the Society.”

… Carried

For (23): Cole Evans, Georgia Yee, Sylvester Mensah Jr., Lucia Liang, Ruby Barnard, Lawrence Liu, Joshua Kim, Mathew Ho, James Chen, Ryan Wong, Alison St. Pierre, Nadir Nurali, Alexandra Arbelaez, Laura Beaudry, Sebastian Cooper, Rachel Chan, Christian Bailey, Elsabe Fourie, Jimmy Kim, Katherine Feng, Danny Liu, Agam Gill, Daniel Martin

Against (1): Emma Dodyk

Abstained: Chris Sundby

F) Other Business and Notice of Motions:

15. MOVED COLE EVANS, SECONDED GEORGIA YEE:

From the President
“Be it resolved that Council strike an Ad-Hoc Committee on Affiliate Institutions with a membership composition as follows:

a. AMS President
b. AMS VP AUA
c. AMS VP Admin
d. VST Representative
e. Regent College Representative
f. St. Mark’s Representative
g. One (1) Other AMS Councillor

Be it further resolved that the Ad-Hoc Committee on Affiliate Institutions provide Council with a report with recommendations on how to better support members from Affiliate Institutions by the first Council meeting of January.”

Cole Evans:
• This comes out of conversations with the Affiliate Institutions.
• There’s been discussion about how they relate to the AMS.
• The majority of AMS members are UBC students; it’s easy to forget that we represent students at other institutions as well.
• The committee can come back with recommendations for Council.
• We have to improve our relations with the student associations at these institutions.
• Need to improve our support for them.
• Proposing the VP Academic & University Affairs for the committee; they’re responsible for the academic needs of the membership.
• Also the VP Administration, who’s responsible for student groups.
• It’s also been suggested that the chair of Governance be on it and the Archivist (for historical support).
• We’ll also need a chair (who gets paid).

Laura Beaudry
• What about Carey College?

Daniel Martin:
• I believe this is a distance school.

Sheldon Goldfarb:
• They are mostly distant ed, but that doesn’t mean they’re not AMS members.
• However, they have no student association, and they’ve never reached out to us, asking to join.
• The other three colleges held referendums to join the AMS.
• But our Bylaws do say the students at the Affiliated Institutions are AMS members.

Cole Evans:
• We can’t make them members unless they ask.

Daniel Martin:
• I couldn’t find anyone to talk to at Carey.

Laura Beaudry:
• What about Green College and St. John’s?

Sheldon Goldfarb:
• Those are residences, not teaching colleges.

Daniel Martin:
• The same with St Andrew’s Hall.

Chris Sundby:
• Re Carey: we can always try to be in a conversation with them.
Alison St. Pierre:
- Green College and St John’s College are covered by the GSS.

16. MOVED COLE EVANS, SECONDED RYAN WONG:

“That the motion be amended to replace the other Councillor with the Chair of the Governance Committee and to add the Archivist & Clerk of Council as a non-voting member.”

… No objections

17. MOVED COLE EVANS, SECONDED GEORGIA YEE:

**From the President**

“Be it resolved that Council strike an Ad-Hoc Committee on Affiliate Institutions with a membership composition as follows:

- a. AMS President
- b. AMS VP AUA
- c. AMS VP Admin
- d. VST Representative
- e. Regent College Representative
- f. St. Mark’s Representative
- g. Chair of the Governance Committee
- h. Archivist and Clerk of Council (non-voting).

Be it further resolved that the Ad-Hoc Committee on Affiliate Institutions provide Council with a report with recommendations on how to better support members from Affiliate Institutions by the first Council meeting of January.”

Daniel Martin:
- Some background on the Affiliate Colleges:
- The University Act requires BC universities to be non-sectarian, so the theological colleges had to be separate.
- We have our own Acts.
- But we’ve been trying to integrate with the AMS, so we don’t hear about surveys we didn’t get a chance to take part in.

Mathew Ho:
- No students at large on the committee?

Cole Evans:
- Ad hoc committees don’t typically have them.
- We could add one from an Affiliate, but might have difficulty finding one.
- We still need a chair.
- Shall we designate the VST rep (Daniel) as chair?
Daniel Martin:
  - Chris has agreed to chair.

18. MOVED COLE EVANS, SECONDED GEORGIA YEE:

“That the motion be amended to make the representative from Regent College chair of the committee.”

... No objections

19. MOVED COLE EVANS, SECONDED GEORGIA YEE:

From the President

“Be it resolved that Council strike an Ad-Hoc Committee on Affiliate Institutions with a membership composition as follows:

  a. AMS President
  b. AMS VP AUA
  c. AMS VP Admin
  d. VST Representative
  e. Regent College Representative
  f. St. Mark's Representative
  g. Chair of the Governance Committee
  h. Archivist and Clerk of Council (non-voting).

Be it further resolved that the Ad-Hoc Committee on Affiliate Institutions provide Council with a report with recommendations on how to better support members from Affiliate Institutions by the first Council meeting of January.

Be it further resolved that the representative from Regent College be chair of the committee.”

... Carried

For (24): Cole Evans, Georgia Yee, Sylvester Mensah Jr., Ruby Barnard, Lawrence Liu, Joshua Kim, Mathew Ho, James Chen, Ryan Wong, Alison St. Pierre, Emma Dodyk, Nadir Nurali, Alexandra Arbelaez, Jackson Schumacher, Laura Beaudry, Ryan Cheng (proxy for Annika Szarka), Sebastian Cooper, Rachel Chan, Chris Sundby, Jimmy Kim, Katherine Feng, Danny Liu, Agam Gill, Daniel Martin

G) Next Meeting:
   Next Meeting: October 14, 2020

H) Adjournment:

There being no further business, the meeting adjourned at 7:15 pm.
## Vote Records

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<th>Name</th>
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