

Legislative Council Minutes of Proceedings

November 2, 2005

Flying 'A' Room

The Council was called to order at 5:06 p.m., by the **INTERNAL VICE PRESIDENT**, Adam Graff

ROLL CALL

Jessie "Howie" Baker
Katie Bender
Sarah Burstein
Jason Everitt (Unexcused Absence)
Gina Fischer (Excused Tardy)
Romy Lea Frazier
Claudia Garcia
Ryann Gastwirth (Proxy: Samantha Nevels – Excused Tardy)
Sam Giles (Proxy: Maria Harutyunyan)
Jennifer Greeley
Amelia Holstrom
Felix Hu
Eva Kilamyan
Christina Leets
Sam Marks
Raymond Meza
Tuyen Nguyen
Etuajie Oiyemhonlan
Joel Rodriguez-Flores
Cordero Vigil
Adriana Wianeki (Excused Tardy)
Rachel Weight
Nathaniel Wood-Wilde

ACCEPTANCE OF PROXIES AND EXCUSED ABSENCES

- Adriana has a class conflict.
- Etuajie Oiyemhonlan needs to leave at 7 p.m.
- Christina has to leave at 6 for a sorority event.
- Maria Harutyunyan will be Sam Giles' proxy for the remainder of the quarter.

MS Motion to bundle up and approve all proxies and excused absences.

MS Motion to question.

MSC Motion is approved by consent.

ANNOUNCEMENTS

Felicia Cruz – She represented Lindsay Saito. LRC is having a meeting on Wednesday, November 9 at Embarcadero Hall at 7:30 p.m. The meeting will address any legal issues regarding Halloween.

Romy Frazier – SCORE will be having an Open microphone for self-expression. On November 22 and 29, Red Cross will be hosting disaster training.

Carolyn Buford – She wanted to thank A.S. for helping students be safer for Halloween. The signs were very effective.

Andres Mantilla – The Office of IV and UCSB Liasion will be putting on an event in the Multi-purpose room at IV Elementary on November 10th from 5-7 p.m. They still need volunteers.

Aaron Jones – Tomorrow night, there will be a meeting in CAB for students interested in volunteering for the Katrina Relief. The First Year Council meeting is tomorrow from 2-3 p.m. at the GSA Lounge. The Graduate Program Fair is tomorrow from 10-2 p.m. On Friday KCSB will be having its Pledge Drive Kick Off at 653 Paseo Nuevo at 7 p.m.

Cordero Vigil – Tonight at 7:30 p.m. there is a poetry contest. Entry is \$7.

PUBLIC FORUM

Auditors Report – Jeff Harris and Andy Simonsen

- A.S. UCSB 2004-2005 Financial Statement
- The Statement of Financial Position show what assets does A.S. control and what are they entitled to.
- They have a \$1.2 million asset.
- There is a long term investment in stock market. The stock market in general has risen 11% per year.
- Income statement – Registration fee increased due to summer quarter. Revenue increased over \$500,000 between 2003-2004. Sales of services and products also increased revenue. Ex: Concerts, Publications.
- A.S. is a \$4.8 million dollar business. Their responsibility is to make sure money is spent wisely.
- 2003-2004 overall income changed from 3 1/2 million to 4 1/2 million. There has been an increase in student programs and student support. There are more events and A.S. services.
- The lock-in increases contribute to the income change. Net assets are unrestricted. Majority is in bank accounts and investment accounts, which means less liability at the end.
- A.S. doesn't owe anyone any money.
- Revenue streams – registration fees make up majority of the revenue.

- Expense breakdown – student programs, program support, cost of sales, student salaries, staff salaries, administration overhead, A.S. grants, University support, depreciation.
- Goal – use money wisely to serve students. There is no way to get more revenue without increasing student fees.
- Changes in major expenses – University support and salaries and program support are biggest component.
- Management Comment Letter - All expenses are within budget.
- Organization needs to put some control but not too much control to make sure all expenses are reasonable.
- They need to follow procedures to make sure everything runs smoothly and need to make sure someone is paying attention and reporting the investments.
- Investment earning – what is earned in 2005 will be spent in average of 3 years.
- A.S. is a tax-exempt organization but it cannot campaign for any candidates and cannot do lobby in a major way. For example, if 20% of our money were to be spent on political activities then it would jeopardize the income. Tax-exemption would be violated if campaigning and lobbying funds exceed 5% of the annual budget.

Jodie Fleishnan – She was representing HELP (Helping Everyone Live Peacefully). The organization is having a talent event show to raise money for Hurricane Katrina during Parents Weekend. They missed the deadline to ask for funding from Finance Board. They will be donating everything they make so they are requesting for whatever can be offered. The event is this Sunday at 2 p.m. in Campbell Hall. All of their funding fell through. She is asking for Legislative Council to act as Finance Board to allocate money. They have cut out t-shirts and daily nexus expenses. The organization requested funds from After Dark, but the event did not qualify. Chancellor gave them \$150 and Vice Chancellor gave them \$300. They started asking for funding 3 weeks ago. The money is needed for equipment, labor, etc. They have \$450 and need \$500 in order to donate 100% of the money. Their advisor told them that the total funding they were requesting (\$2,000) would be guaranteed, but being a new organization they didn't know it was unrealistic. Most funding organizations don't do retroactive contributions. RHA does retroactive.

Robert Thorn – He wanted to speak on behalf of the Resolution urging for the withdrawal of UC investments from companies funding the Sudanese Government. There are 2 million refugees because of the war. In 2004, the U.S. declared that genocide was occurring in Sudan. UC has business with companies that get business from Sudan. If (U.S. or UC?) cut the business they conduct with those companies then the companies will have an incentive to lobby for the Sudan government to do something about the genocide. Stanford, Harvard, UCLA passed similar resolutions.

Brendan Finch – There will be two hub shows. Program Board also has weekly Storke shows and they give out free ice cream at Lounge Lawn shows. Damian Marley on Sunday is sold out. They also play movies at IV Theater. The movie playing next week is March of the Penguin. There is a bill being considered for Program Board to change positions. They are combining the Cultural Arts Coordinator and Electrical Coordinator.

A.S. COMMITTEE REPORTS & EX-OFFICIO REPORTS

James To – He is the advisor for Community Affairs Board and the First Year Council. Their meeting is tomorrow at 2 p.m. 90 freshman students signed up to participate in the council. Issues they deal with: more study space in library, safety issues for students, etc. The purpose of the council is to create opportunity for freshman students to get involved and to fill up available spaces in A.S. There will be a bill that creates a structure within the council that is similar to Legislative Council. There is no chair for COPS and CODA needs more members. The First Year Council will help bring students into A.S. Their new email address is First@as.ucsb.edu. If anyone has any suggestions or ideas, please let them know. Academic Affairs has no chair. The position helps coordinate issues that deal with students. For example, UC NY, an alternative program to UCDC and UC Sacramento. It also works on GE requirements, fees for adding/dropping classes. The committee currently has one member on the board.

Justian Pabian – According to the Legal Code, Academic Affairs Board has 2 Legislative Council representatives. It is just missing chair and vice-chair. BIK has 3-co-chairs appointed. COPS has no chair and no vice-chair. Public Worms has 4 people. Election Committee needs 5 at large representatives and 1 chair. Right now it has 3 at-large students and 2 legislative council representatives. Justian is now acting chair. Academic Senate and Advisory Committee have 4 appointments to be added to the agenda. There will be an appointment for Recreational Center Governance Board next week. Business Services has a chair and a few student members. Comm on Comm meetings are on Mondays at 10 at the A.S. Main Office.

EXECUTIVE DIRECTOR'S REPORT – Don Daves-Rougeaux

- The purpose of Auditor's report is to make sure the organization is running properly. To make sure there is no fraud, theft, etc. To make sure Legislative Council knows how the financial assets run. Legislative Council should take the recommendation from the auditors and implement proper control mechanisms. A.S. pays the auditors \$14,000 a year to make sure our financial operation goes well. It protects you from accusations made against you.
- A.S. Staff's job is to provide necessary information to the Legislative Council.
- A reminder that the A.S. Presidents Reunion is on April 7th.
- Nati's position is posted until Nov 14th. 3-5 candidates will be interviewed. There will be a Students Forum to meet the candidates and fill out feedback evaluations. The position plays a large role on how A.S. does business. The Committee consists of Adam, Chaz, Marilyn Dukes, Denise Renaldi, and Claudia Alphin. The committee will make their recommendations to Don.
- A.S. Bike Shop has submitted their intentions to be on the campus wide election for a fee measure to fund the temporary location of the Bike Shop.
- He has been working with Felicia on Prop 76.
- He was invited to attend the Peace Corps meeting. If anyone wants more information, go see him.

PRESIDENT'S REPORT – Chaz Whatley

- Last weekend she had her film interview representing A.S. for the high school recruitment video.
- A.S. Congress went well. They came up with 2 goals, CODA and Student IV Commission.
- She talked to James. There are many committees that aren't filled up and don't have chair because people don't have time to be on the committees. She wants to have an A.S. activities fair to do a big mass recruitment.

INTERNAL VICE PRESIDENT'S REPORT – Adam Graff

- He wanted to need to know ASAP who will be going to Berkeley meeting.
- There will be many additions to the agenda: 5 appointments, approval of the audit report, request for money for Katrina, Romy and Katie's committee swipe.

EXTERNAL VICE PRESIDENT FOR LOCAL AFFAIRS' REPORT – Kelly Burns

- IV Commission met to increase public transportation.
- For Halloween, 28 people went to hospital. 1 person fell off the cliff, 1 suicide attempt, 200 arrest, 72 were UCSB students, 47 cars towed, 90 CSO escorts.
- Improbability was full.
- A.S. signs were put up everywhere. One of the problems they had was random people in IV that didn't have a place to stay.
- There will be a vote to change the Community Center project name.
- There was some music ordinance complaints. For four days, residents couldn't have bands and couldn't bring down radios.
- ESOP will coordinate classes for units.
- She is working with James to get A.S. members paid.
- IV Commission will be having a discussion this Friday at Java Jones to respond to Halloween. It is for institutional memory. They want student perspective about what worked and what didn't.

EXTERNAL VICE PRESIDENT FOR STATEWIDE AFFAIRS' REPORT – Felicia Cruz

- She handed out the UCSA nonpartisan voters guide.
- For USSA, she was in Washington lobbying for Budget Reconciliation, the bill that would cut \$9 billion on financial aid was changed to \$16 billion for student aide and loans. They are pretty sure it will pass in Senate. The bill will last for 7 years. USSA is lobbying in House. For the Call in Days and Fax in Days there was 500 calls nationwide.
- They are having a BYOB (Bring your own budget) event. They will have a House party only for representatives that vote against the bill.
- They are Call in and Fax in Day on Monday Los speak against the student fee increase. November 16-17 is the Regents meeting. They are planning to increase fees

8% for undergraduate and 10% for graduate student. Fees increased 100% for the past few years for graduate and professional students.

- They are trying to return aid to 6 million dollars.
- There will be an informational meeting on Thursday at 5 p.m. at the MCC Theater. There are 112 students expressing interest to attend the Regents meeting. Legislative Council and Executives will be leaving on Wednesday. Other students will be leaving on Thursday.
- There were 4,730 UCSB students registered to vote this Fall.
- 3 action items for USSA passed– student initiative outreach, student fees and financial aid, get out the vote.
- Issues at the UC Regents meeting: union workers, Sudan government, and student fees.
- UC Merced is having an affordability hearing to learn about student fees and how we fund our programs. She will be testifying on that campus.
- UC Hastings has a separate Board of Directors. They wanted to join UCSA. All UCs are part of UCSA. They hired a Legislative Director for UCSA.
- The Student of Color Conference is on April 8 and 9 at UCI.
- UCSB is not part of USSA. UCLA, UCR, UCD ran referenda for USSA. Fees to join USSA would have to come from unallocated funds.
- USSA wants to create an Access Yearbook to talk about student fees and financial aid. They will take pictures of students and include testimonials. The yearbook will be presented to the Regents.

ACCEPTANCE OF AGENDA

- Add the appointments of Neil Diapola to Ombuds Committee and Pamela Valle, Jeremy Lingvall, Patrice Rooks, and Richard Solven to UCen Governance Board.
- Add minutes from SPF 10/17/05 and 10/24/05, Queer Comm 10/24/05, CODA 10/26/05, CAB 11/01/05, and Woymn Commission 10/26/05.

MS Motion to add changes to the agenda.

MSC Motion is approved by consent.

- Add the removal of Jason Everitt from Legislative Council to action item #3.
- Add the approval of the Auditor's report to action item #4.
- Add the approval of Katie appointed to Public Worms and Romy to A.S. Program Board to action item #5.

MS Motion to add changes to action item. (Felix)

MSC Motion is approved by consent.

MS Motion to change wording of the resolution. (Nathaniel Wood)

- Change “companies funding the Sudanese Government” to “companies supporting the Sudanese Government.”

- Add “U.S. Department reports have documented that there are numerous refugee eyewitness accounts describing government troops and aircraft involved in the destruction.”
- Change “numerous humanitarian agencies have accused the Sudanese government of hindering aid to those affected by this crisis” to “numerous humanitarian agencies including the U.N. have indicated that the Sudanese government is hindering aid to those affected by this crisis.”
- Delete “Whereas: divesting University of California money from Sudan would do no significant harm to the students.”
- Change “those companies who help fund the genocidal” to “those companies who help support the genocidal additional funding to Student Advocate to action item #6.”

MS Motion to add to action item #6 to consider giving additional funding to Student Advocate. (Howie Baker)

MSC Motion is approved by consent.

MS Motion to add HELP to the agenda. (Romy Frazier)

Objection made by Raymond Meza.

MS Motion to withdraw amendment to add HELP to agenda. (Romy Frazier)

MS Motion to add HELP t agenda. (Nathaniel Wood)

MSF Motion fails. (1/16/2)

MS Motion to amend her resolution New Business #2. (Tuyen Nguyen)

- Change “November 7, 2000” to “November 7, 20005.”
- Change title to “To Oppose H.R.609 and the Following Budget Reconciliation.”

MS Motion to add the word “the” to make the statement “will enact many of the changes decided.” (Cordero Vigil)

Motion friendly by Tuyen.

MS Motion to change ASUCB to ASUCSB, to change “formally oppose H.R.609” to “formally opposes H.R.609,” and to correct the spelling of further. (Felix Hu)

Motion friendly by Tuyen.

MS Motion to change “urge Representative Lois Capps” to “urges Representative Lois Capps.” (Amelia Holstrom)

Motion is friendly by Tuyen.

MS Motion to amend changes to the agenda.

MSC Motion is approved by consent.

ACCEPTANCE OF MINUTES

- IVCRC 10/17/05, IVTU 10/17/05, CAB 10/25/05 and 11/01/05, FB 10/24/05, EAB 10/17/05, SCORE 10/18/05 and 10/25/05, CODA 10/19/05 and 10/26/05, ASPB 10/24/05 and 10/31/05, LC 9/28/05, 10/05/05, 10/12/05, 10/19/05, SPF 10/17/05 and 10/24/05, Queer Comm 10/24/05, Woymn Commission 10/26/05.

MS Motion to bundle up and approve all minutes. (Adriana Wianecki)

MSC Motion is approved by consent.

ACTION ITEMS

1) Appointment of Neil Diapola to Ombuds Committee.

MS Motion to approve action item #1.

MSC Motion is approved by consent.

2) Appointments of Pamela Valle, Jeremy Lingvall, Patrice Rooks, Richard Sloven to Ucen Goverance Board.

MS To bundle up and approve all action items except #3 and #6. (Tuyen Nguyen)

MS Motion to question. (Maria Harutyunyan)

MSF Objection made by Amelia Holstrom.

MS Motion to question.

MSC Motion is approved by consent.

3) Removal of Jason Everitt from Legislative Council.

- He has missed 4 Legislative Council meetings and 3 Finance Board meetings. The motion is an automatic procedural vote.

MS Motion to remove Jason Everitt. (Amelia Holstrom)

MSC Motion is approved by consent.

MS Motion to reconsider. (Maria Harutyenyan)

MSF Motion failed. (2/15/3)

4) Auditor's Report

Approved by previous motion.

5) Katie appointed to Public Worms and Romy to A.S. Program Board.

Approved by previous motion.

6) Fund Student Advocate

MS Motion to give the Student Advocate \$350 and give an additional \$200 from Legislative Council budget back to Finance Board.

MSF Motion fails because of the lack of second.

MS Motion to table indefinitely the allocation of money. (Raymond Meza)

MSC Motion is tabled indefinitely.

OLD BUSINESS

1) Updating A.S. Program Board Duties. Authors: Katie Bender and Adriana Wianecki.

MS Motion to approve. (Romy Frazier)

MS Motion to question.

MSC Motion is approved by consent.

NEW BUSINESS

1) A Resolution urging for the withdrawal of UC investments from companies funding the Sudanese Government. Authors: Nathaniel Wood and Romy Frazier.

MS Motion to approve resolution.

MSC Motion is approved by consent.

2) Resolution in Opposition to Budget Reconciliation. Authors: Tuyen Nguyen and Raymond Meza.

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MS Motion to approve motion as amended. (Amelia)

MS Motion to question.

MSC Motion is approved by consent.

MS Motion to discuss voting procedures. (Joel Rodriguez-Flores)

MSC Motion is approved by consent.

DISCUSSION:

1) A.S. Congress Goals – How to implement.

Samantha Nevels – She thought A.S. would get into groups and implement goals.

Amelia Holstrom – For Student Commission they are having a meeting on Friday. Their first goal was to make it a credible commission. They are getting people on the list of things to do. Kelly will organize it.

Tuyen Nguyen – For other groups they can get together and discuss what are their goals.

MS Motion to move to discussion item #2. (Romy Frazier)

MSC Motion is approved by consent.

2) Voting Procedures

Joel Rodriguez-Flores - There are some confusion with how the runner-up system works.

Adam Graff – In the Legal Code on page 12 section 4, candidate must receive total vote at least 10% of the amount of vote respective of their predecessor.

Howie Baker – Did anyone receive 10%?

Joel Rodriguez-Flores - Jen was the only person that got 10%. Every person's vote is 6 different votes because they can vote for 6 candidates.

Adam Graff - That is not correct. If no one received 10% of the vote than the decision moves to Ad-hoc.

MS Motion to end discussion. (Amelia Holstrom)

MS Motion to question

Objection by Joel

MSP Motion passes. (16/1/2)

GROUP PROJECT REPORTS

Amelia Holstrom – Dia De Los Muertos photo booth was successful.

REPRESENTATIVE'S REPORTS

Jennifer Greeley – A.S. Bikes got their web site up and stickers printed.

Adriana Wianecki – Student Lobby passed out some stuff. She wants to propose a potluck at the end of next Wednesday's meeting.

Samantha Nevels – It was fun working with the kids.

Sam Marks – RHA met.

Amelia Holstrom - IV Youth and Family Network meet on the second Tuesday of every month.

Eva Kilamyan – Finance Board had the shortest meeting ever.

Howie Baker – IVTU didn't meet. For FB, no groups came and no money was given out.

Katie Bender - Media Relations is having trouble with meetings. She wants to put information about A.S. in a newsletter.

Felix Hu – Parking Committee dissolved because of the lack of interest. Students are planning a Thanksgiving dinner committee for all the international students.

Adriana Wianecki – Damien Marley is sold out. A.S. allow 4 free tickets for Legislative Council members. First come, first serve. Please contact Lindsay. The movie next week is March of the Penguin.

Romy Frazier – The SCORE gathering is tomorrow 7 p.m. at the MCC.

Gina Fischer - Woymn's Commission had a good rally today. They have 2 publications of Her Story. Woymn Commission will be having a walk in IV to inform people about the election starting at 11 on Saturday and Sunday.

Tuyen Nguyen – IVCRC meeting went well.

Raymond Meza – He will be flying to the SF meeting. Anyone who wants to participate in the public comment at the Regents meeting needs to contact him.

Codero Vigil – LRC is still recruiting.

SECRETARY'S REPORT

- none

Remarks

Rachel Weight – Is anyone interested in a holiday potluck after next week's meeting?

Sam Nevels – Anyone collecting Halloween things?

Sam Marks – Does anyone want to join him in writing bills about A.S. Congress goals?

Adam Graff – We've been there for 3 hours and 45 minutes. He wants to congratulate everyone for their patience.

ADJOURNMENT

MS Motion to adjourn at 8:44 p.m. (Amelia Holstrom)

MSC Motion is approved by consent.