



Associated Students Legislative Council Minutes

Wednesday, April 7, 2010

5:00pm, State St. Room, University Center

Call To Order

The Council was called to Order at 5:05pm, by the INTERNAL VICE PRESIDENT, Chris Wendle.

Roll Call

Chris Wendle
Jake Elwood
Brian Mays
Beth Goodman
Daniel Gradias
Abby Cordova
Araceli Acevedo
Jason Lopez
Adam Goldman
Barbara De La Torre
Fabian Gallardo
Stanley Tzankov
Alex Onodera
Chloe Stryker
Jamie Silverstein (proxy)
Tim Benson
Veronica Smith
Casey Capachi
Joel Mandujano (proxy)
Alex Marroquin
Sammy Maramba-Ferrell

Josue Aparicio recognized at 5:19pm
Mike Hewitt recognized at 5:06pm
Elizabeth Farrington recognized at 5:08pm
Jamie Silverstein recognized at 5:29pm

Absent

Jasmine Davenport

Acceptance of Excused Absences

MOTION made by Jake Elwood, **SECONDED** by Adam Goldman to excuse Joel Mandujano for the entire meeting, Jasmine Davenport for entire meeting, Tim Benson from 6-7pm, Daniel Gradias at 9pm, Chloe Stryker at 10pm, Abby Cordova at 10:30pm.

MOTION CARRIED BY CONSENT.

Acceptance of Proxies

MOTION made by Beth Goodman, SECONDED by Barbara De La Torre to accept Joel Mandujano's proxy Marleen Blas. MOTION CARRIED BY CONSENT.

MOTION made by Jake Elwood, SECONDED by Adam Goldman to accept Jamie Silverstein's proxy Roy Rodriquez. MOTION CARRIED BY CONSENT.

MOTION made by Alex Marroquin, SECONDED by Adam Goldman to accept Joel Mandujano's proxy Armand Amin from 6-9pm. MOTION CARRIED BY CONSENT.

Announcements

Nick Allen, EAB Co-chair: The Climate Conference is this Friday at Corwin Pavilion from 10am to 7pm, where we're bringing back what we learned at Copenhagen, it will have three panels that will bring together grassroots activism, business, and government, wince we noticed in Copenhagen the disconnect between these three parts of climate improvement, in order to try and form a more holistic solution. We've gotten a lot of publicity on this event. We're also holding a second day of the conference about sustainability, Saturday 9am to 3pm geared towards freshmen.

Andrew Trindle, Judicial Council Chair: I'd like to read the decision to you, for clarification the petitioners means Elections Committee, and the responded means Legislative Council.

"Andrew Trindle, Writing for the Majority. Joined by Alexa Greco, Ryan Malloy and Jordan Wolfe.

Petitioner ASUCSB Elections Committee alleges that respondent ASUCSB Legislative Council violated the Petitioner's jurisdiction by passing Directional Resolution 030310:87, "A Resolution to Keep Party Names on the Associated Students Election Ballot" (Petitioner's exhibit F). This resolution instructed Elections Committee to leave political party names on the ballot. Elections committee argued that this action violated their jurisdiction as established the *By-laws of Associated Students of UCSB (By-Laws)*, Article XIV, §1.A. The petitioners argued that the ballot falls under "all jurisdiction in regards to elections rules, policies, enforcement, and promotion at all times during the Associated Students election and campaign." Elections Committee also alleged that a conflict of interest, as defined by Policy 6 of *The Standing Policies and Procedures of the Associated Students of UCSB (Standing Policies)* existed because some members of Legislative Council had declared candidacy to run in the election.

Respondent Legislative Council argued that Article XIV, §1.A only granted Elections Committee "full" jurisdiction during the narrow period of the election and campaign. To establish this time frame, Legislative Council turned to By-Laws Article XIV, §3.A.2, which establishes the beginning of campaigning as 8:00 pm, the third

Sunday of Spring [Quarter], and continuing through the election, which is held “during week 4 of Spring Quarter” (By-Laws Article XIV, §3.A.3). Furthermore counsel for the respondent argued that Legislative Council acted within their legislative capacity as set out in Article V §1 of the *Constitution of the Associated Students of the University of California, Santa Barbara (Constitution)*. Council argued that the Directional Resolution met the requirements as set out in Policy 5 in the *Standing Policies*, and thus must be followed by Elections Committee. In response to Petitioner’s argument about the alleged conflict of interest, the respondent argued that Policy 6 was narrowly defined to “any Committee or Board,” and thus not applicable to Legislative Council. Respondents also argued that their votes were motivated in the best interest of the association.

Upon submission of the arguments and evidence, Judicial Council deliberated over the issues presented.

With regard to the issue of jurisdiction, the Council agreed with respondent’s argument that Elections Committee retains “all” jurisdiction during the election and campaign, with the note that the Constitution, in Article IX §2 states that the “General Elections shall be completed by the fifth (5th) week of the Spring Quarter.” However, we find that there are contradictions within the Legal Code, which prohibit this Council from making a determination on jurisdiction, or the extent thereof, outside of the campaign and election timeline enumerated above. By-Laws Article X §15 C. 8, as mentioned in the Petitioner’s case brief and opening statement, establishes that the Chair of Elections Committee “shall have jurisdiction over all Associated Students elections related processes during the academic school year.” No arguments were made on this point, and Judicial Council was unable to render a decision based upon this point. Judicial Council recommends that Legislative Council, in full consultation with Elections Committee, work to clarify this discrepancy and others, so clear lines of jurisdiction can be drawn, and responsibilities of both parties be understood.

Elections Committee’s argument about the conflict of interest does bear some consideration. Elections Committee provided minutes from the March 3, 2010 Legislative Council meeting (Petitioner’s exhibit G) illustrating the vote of each Legislative Council representative regarding the Directional Resolution (exhibit F), as well as a list of the candidates running (exhibit I). Limited testimony was given regarding the issue of conflict of interest, but the issue remains relevant because it was mentioned in the Petitioner’s case brief, as well as their opening statement. Furthermore, Counsel for Legislative Council argued that Mr. Miles Freeman, a witness for the petitioner and a candidate running in the Spring General Election, was engaging in a conflict of interest because he assisted Elections Committee in preparing for the hearing. Yet counsel for Legislative Council argued on objection that Legislative Council could not be held to Policy 6 because Legislative Council is not a “committee or board” as stated in the Policy. Judicial Council finds that this argument is too literal a reading of the policy, and that conflict of interest encompasses any and all parts of the Association, whether they be Boards, Committees, Commissions, or Councils. Based upon this, rules governing conflict of interest would have applied to the vote to pass the directional resolution.

Counsel for the respondent also objected to the conflict of interest argument, stating that the Petitioner was speculating as to the motives of individual council members. However, Policy 6 does not contain any language pertaining to motive. Instead, Policy 6. A provides 3 separate conditions for determining a conflict of interest. Part B of the policy states that “if a conflict of interest is determined to exist, by the individual member(s) or the Committee or Board as a whole, the member(s) unable to objectively discharge his/her responsibility shall abstain from voting on said matter(s).” As demonstrated by the Cross examination of Mr. Freeman, persons running for a position in Associated Students that receive honoraria meet the requirement of a conflict of interest because of their “personal financial gain” (Policy 6, A. 1). Accordingly, those persons who are running in the Spring Election should have abstained from voting, yet the recording of the vote found in Petitioner’s exhibit G shows that there was only 1 vote that was listed as “pm”. When examined against exhibit I, the Council finds at least 4 representatives who refrained from abstaining who are also candidates in the Spring Election.

In conclusion, Judicial Council finds for the petitioner, in part. The disregard for the rules pertaining to conflict of interest affected the voting on the Directional Resolution (Exhibit F). Regarding the issue of jurisdiction, the Council affirms Respondent’s interpretation of By-Laws Article XIV, §3.A.3 to pertain to the 3rd, 4th, and 5th week of Spring Quarter, at least for the Spring General Election. The legal code is vague beyond this point and Judicial Council cannot render a ruling on the question of who retains jurisdiction outside of this time. To address this matter, we strongly urge Legislative Council to consult with Elections Committee to address the contradictions noted above. Directional Resolution 030310:87 “A Resolution to Keep Party Names on the Associated Students Elections Ballot” is hereby overturned."

Beth Goodman: Does that mean that Legislative Council still has jurisdiction?

Andrew Trindle: I can't comment on that, there was no evidence for us to make that definition.

Brittany Middleton: Committee on Committees is working very hard on publicizing open positions for next years, you've all seen the boards along the bike path, we're trying to get as many BCC members out for tabling next Tuesday in front of the Annex, so if you can tell committees to help us out, and if you could come by and help out if you can that would be great.

Public Forum:

Michael St. John: I'm disappointed to hear that party names are going to be taken off, and I'd like to respectfully disagree with this decision, since it would eliminate the significance of the parties, since the party name gives me a frame of reference to who follows in line with me politically, since I could side with a certain party to vote for those people that I don't know, and I don't think that is a unique way of voting, since people don't have a lot of time to research each individual candidate.

MOTION made by Adam Goldman, SECONDED by Jake Elwood to give Michael St.John three more minutes. MOTION CARRIED BY CONSENT.

Michael St.John: Parties are involved in all national elections, and if they took parties off of those ballots there would be riots. Please don't approve any ballot without party names.

Abby Cordova: Are you trying to say that you'll vote for a group of people whether they're qualified or not?

Michael St.John: I'll vote for that party whose line I agree with.

Miles Freeman, Attorney General: I'd like to point out that the horse is dead, we've beaten this elections thing to the ground, my only issue is that this may establish a bad precedent, that anytime Elections Committee does something that Legislative Council doesn't like, then Legislative Council has that legislative veto, it's like tyranny. I agree with a phrase I heard once, that legislators should legislate.

AS Committee & Ex-Officio Reports

Pratish Patel, Finance Board Chair: You made the ASI allocation decision last week, there was some talk about what's going on with Program Board gaining back the money they gave to ASI, I talked to Kathleen and Marilyn, and Program Board will be making back what they put in, \$13,000, with an additional \$100 or so, if that's a concern, we can discuss it. Secondly, the unallocated funds are slowly dwindling, we have around \$77,000 left, we need to be updated if there's an increase in honoraria, because I don't know how it will affect our budget yet, and I would appreciate that information ASAP. I'm meeting on Friday night with Captain Farley to talk about the large security cost student groups have been asking for, since there's been a discrepancy for certain events and the number of officers that are required, and the Council of Chancellors has forwarded us a document created on 6 April 2009 that states no UC campus can determine how much security is required determined on who is speaking or the event, only the length of the event or the venue. I'll ask him what criteria they use.

Executive Director's Report: Marisela Marquez, Ph.D.

Marisela Marquez: I have a special presentation by Jean Suppen, a consultant for AS. AS had a strategic plan developed between 2006-2010 in anticipation of the need to react to all of the changes since the students initiative, and while Jean is here I wanted to have this plan presented to you so you're more aware of what I talk about, so she has a power point presentation for you.

Jeanne Suppen: Hello, I'm Jean Suppen, I work with nonprofit and public agencies, and I guess most importantly I'm a UCSB graduate. We've been working with you since October, so I'm going to summarize what we've done so far, and what other contributions

you can make. We've already talked to some student staff, and some of you, but it would be very beneficial to talk to the rest of you to get your take on how effective communication is with the full-time staff.

(PowerPoint Presentation)

4/14/10

Strategic Planning & Improvement



UCSB Associated Students Professional Organization
In Partnership with Watauga Consulting
Presented to Legislative Council April 7, 2010

Overall Project Goal

Goal:

Five-year future of excellence reflecting new and anticipated obligations, challenges and opportunities for AS Professional Organization

Emphasizing:

- 2006 Students' Initiative
- Collaborative, learning model
- AS -- powerful, mission-driven strengths

AS Role & Responsibilities

Provide **professional and administrative infrastructure** for student activities and student government & leadership
Support and **protect student interests** related to their own democratic process for electing government and pursuing activities
Abide by all **UCSB and UC rules**, regulations, statutes, requirements, and expectations
Provide **continuity year-to-year** as students matriculate and student governments change

2006 Student Initiative

AS Fees did not change since early 1970's

Successful 2006 Student Initiative:

- Dramatically expanded what AS can do
- Large increase in student fees and AS money available to students
- Budget jump from about \$3M to almost \$9M
- New, exciting initiatives and obligations

Strategic Plan & Improvement

- Scan & Assess
- Improve internal processes (like requisitions)
- Improve communication
- Improve support to students

Staff Retreat

Began to define the future:

- Examined AS functions & strengths
- Revisited agreements, obligations, and responsibilities
- Began to explore opportunities
- Built knowledge and momentum for future
- Brainstormed, not definitive agreed-upon answers!
- Concrete next steps

Student Interviews

- Elected executives
- AS student staff
- A couple of BCC participants

Assessment Observations

- Managers & Staff shared very similar views about everything – tremendous agreement
- Mission
 - Described similarly
 - No distinction between AS professional organization and AS students & student leadership
- Values
 - Described similarly
 - Not actually defined or written
 - No distinction between AS professionals and AS students

Customers & Stakeholders:

- Described similarly
- Blurred together
- Goals:
 - Described similarly
 - Know them intuitively
 - Not clearly defined, measured, managed, communicated



- AS Professional Organization too invisible
- Mixed perception of AS
- Can improve AS communication, presence and internal operations



Next Steps



Firm AS Professional Organization

- Remember, this is the STAFF organization
- Make AS Professional Organization **visible**
- Distinguish between:
 - AS Professional and
 - AS Student Leadership and Student Participants
- Clarify AS Professional:
 - Mission
 - Values
 - Customers and stakeholders

Define Goals

- Broad 5 year goals
- Tactical 1 year goals

Improve Processes

- Elections
- Cash Handling
- Philanthropy
- BCC Recruitment
- Long Range Space Planning
- Finance Board
- Event Planning
- Orientation
- Communication
- New Business Ventures



Beef Up Professional Staff Organization Measurement

- Philosophy, system, tools
- Indicators and targets
- Alignment
- Flexible and invigorating
- Use data!
- Guide 1-year version of measurement process with AS student leadership

Outcomes

- Clearer AS professional staff identity, mission, roles
- Defined goals
- Improved internal processes
- Improved communication with students
- Ongoing measurement & improvement

We Want Your Input

- Based on your AS experience:
- What's worked well?
 - What's not worked so well?
 - What do you wish you knew last September that you know now?

Options

- Working meeting at a May Leg Council meeting
- Ad Hoc group
- Contact Us:
 - jeanne@supin.com
 - 828.773.3481
 - Elise.dale@cox.net
 - 805-705-1980

Executive Officer Reports

Charlie Arreola, *President*: Last quarter I met with Allen Kirby to look at the technical needs for where you all meet, which could be a special project for someone, we've got the go-ahead to install stuff in any room, and we'll get priority on using that room. If you're

interested I'm trying to get students on the minor events committee, which looks at events that have 2000 or less students, if you're interested in event planning or coordination. I'm exploring with Marisela the grant writing program to get UCSB student experience with writing grants while at the same time helping out local Goleta and Santa Barbara community organizations who need funding. Trying to get an event for constituents of the Chicano/Latino community, where everyone can come together and drop their affiliations and discuss what our community needs to improve on. Chicano/Latino culture week is the week of April 26th, want to create a mechanism such as a forum to talk about the necessity for Chicano/Latino students on campus, since we're almost an Hispanic serving institution. Student Regent selection committee is going to interview 9 candidates, I'll update you on that process. I sit on the Chancellor's Committee on Budget Strategy, discussing the instructional technology enhancement, one of the points in the proposal is discussing with other colleges to explore getting a fee. There's been some talk about IAC and Rec Sports merging, but there's some concern if that happens athletic students will be prioritized. Immigration Rally is tomorrow at noon at the Arbor, and at 8pm there's the Hate Crimes Forum about what happened at the later part of last quarter. The Multicultural leaders symposium is next Tuesday, April 15th at 5pm, you have to RSVP for that event.

Chris Wendle: *Internal Vice President*

None.

Clay Carlson: *External Vice President of Local Affairs:*

None.

Celina Ayala: *External Vice President of Statewide Affairs*

None.

Kelsey Fisher: *Student Advocate General*

None.

Group Project Reports

Mike Hewitt: Greeks Gone Green is selling canteens for \$10, we're continuing doing the audits on all the houses and setting up a recycling system with AS recycling so the houses don't have to sort their recyclables themselves. There was some discussion about undermining funding for families in IV who rely on money from returned CRV for cans, although it's illegal to go through people's recycling, we'll probably donate some money back to the community.

Alexandra Onodera: The t-shirt printing has come to a stop since there's an IV screen printing business who's doing really well, so if anyone needs help on a special project I don't have one anymore.

Barbara Goodman: If you haven't heard, the Board of Supervisors has closed the beach for Floatopia, and they said that they're prepared to close down the beach every weekend. There's a website up and it has all the information. The County tried to get Chris Par to legally hold Floatopia, and gave him all the insurance and permit information, but he

went full throttle and got thrown out of the board meeting by cops. It might not be right, but the county pays millions in damages for this event, and they have to cover their ass somehow.

Charlie Arreola: This would be the best time to utilize Clay's office, since he's in communication with Lt. Olmstead and IV Foot Patrol, and he'll be looking at the legality of them closing the beach every weekend.

Mike Hewitt: Is there any options for institutionalizing the event?

Beth Goodman: The only issue was that the insurance was too expensive to cover everything, even though the money they're going to spend closing the beach every week could probably cover that cost.

Acceptance of Agenda

MOTION made by Elizabeth Farrington, SECONDED by to add Finance Board 4/5/10 minutes, AS Staff to Discussion 1, and Floatopia to Discussion 2. MOTION CARRIED BY CONSENT.

MOTION made by Jake Elwood, SECONDED by Adam Goldman to add Community Affairs Board 4/6/10 minutes and Isla Vista Tenants Union 4/6/10 minutes. MOTION CARRIED BY CONSENT.

MOTION made by Stanley Tzankov, SECONDED by Jake Elwood to add Bill to Change Hourly Rates for AS Summer Internships to New Business 4. MOTION CARRIED BY CONSENT.

MOTION made by Alexandra Onodera, SECONDED by Jake Elwood to accept the agenda as amended. OBJECTION TO CALL TO QUESTION made by Mike Elwood. CALL TO QUESTION WITHDRAWN by Adam Goldman. MOTION CARRIED BY CONSENT.

Acceptance of Minutes

MOTION made by Alexandra Onodera, SECONDED by Jake Elwood to bundle and approve all minutes; LC 3/31/2010, FB 4/5/2010, CAB 4/6/2010, and IVTU 4/6/2010. MOTION CARRIED BY CONSENT.

Action Items

1. IV Arts Ballot Language

Jake Elwood: The reason that this is on here is because Chris didn't get enough responses from the phone vote, in the future please respond to phone votes immediately.

Josue Aparicio: I contacted IV Arts and Laughology, Laughology would like to be part of it, but IV Arts says that they don't want IV Arts to be associated with offensive language, since they want IV Arts to have programs families can go to. I don't accept IV Arts response, because some of their Magic Lantern movies are definitely not family oriented, but they made it clear that even if Laughology were to ask for funding they wouldn't fund them.

MOTION made by Jake Elwood, SECONDED by Alexandra Onodera to approve IV Arts ballot language. MOTION CARRIED BY CONSENT. 6:46pm

2. Approval of Spring 2010 Ballot

Chris Wendle: Just to make the judicial ruling clear, the resolution for including party names in the ballot was overturned, but their decision didn't specifically say who has the call on whether party names are put on the ballot. Old Business 1 will be striking the line that gives authority to the chair of Elections Committee, which gives the chair jurisdiction over everything Elections Committee does, but if that passes tonight it doesn't come into effect until next year, it does not affect this year. We'll be bringing up the resolution for including party names on the ballot again, and I'm sorry I was supposed to allow you to abstain from voting if you have a conflict of interest on this vote. I talked to the staff and the executives have the right to interpret whether Legislative Council or Elections Committee has authority over this situation, and the Chair and Vice chair from Elections are coming into talk to us later. I will allow for abstentions as Judicial Council has ruled. For the proxies you're here, like Joel's proxy, you have to abstain if the person you're representing is running.

MOTION made by Elizabeth Farrington, SECONDED by Beth Goodman to approve the ballot tabled last week (with party names). AMENDMENT made by Fabian Gallardo to list EVPSA runners in alphabetical order by last name. FRIENDLY to Elizabeth Farrington and Beth Goodman.

Chris Wendle: I would recommend for everyone who is running to abstain, according to Judicial Council instructions, to avoid conflict of interest.

Charity Agomuo, AS Student Government Advisor: I want to remind everyone that Chris Wendle can't direct your vote, it's your choice, but you have to evaluate whether you should vote or not.

MOTION CARRIED BY CONSENT.

Veronica Smith: Don't we have to wait until the vote of the resolution to include party names before we pass the ballot anyway?

Chris Wendle: It's up to the council, it depends on how the ballot is passed.

Aaron Jones, Associate Director for Community Affairs: Just so everyone knows, names are electronically randomized on the ballot, but for the executive positions we can't do randomization, so we did a random selection of the executive orders.

MOTION made by Alexandra Onodera, SECONDED by Beth Goodman to change "Marge" Riazi to Marjan "Marge" Riazi, and change "Jake" Elwood to Andrew "Jake" Elwood and approve ballot with amendments. AMENDMENT made by Tim Benson to table ballot until 8:30pm to talk with Elections Committee. FRIENDLY to Alexandra Onodera and Beth Goodman. MOTION CARRIED BY CONSENT. 7:15pm

Old Business

1. (033110:90) A Bill to Restructure Elections Committee

MOTION made by Elizabeth Farrington, SECONDED by Sammy Maramba-Ferrell to table Bill (033110:90) for one week until author talks to Elections Committee. MOTION CARRIED BY CONSENT. 7:17pm

2. (033110:91) A Bill to Add a Legislative Aid to the Office of the President

Charlie Arreola: The point of this is to expand the staff of the president in order for them to do a fully good job, this position would be in charge of writing legislation to support events on campus or bills to restructure, and then ask a Legislative Council Reprehensive to bring it before the Council.

MOTION made by Alexandra Onodera, SECONDED by Adam Goldman to approve Bill (033110:91). OBJECTION TO CONSENT made by Araceli Aceredo. MOTION PASSED BY VOTE (20-0-2). 7:21pm

New Business

1. (040710:93) A Resolution to Support Sexual Assault Awareness Month

Veronica Smith: I'd like to amend the language to remove the "d" in "rape".

MOTION made by Sammy Maramba-Ferrell, SECONDED by Fabian Gallardo to approve Resolution (040710:93). MOTION CARRIED BY CONSENT. 7:24pm

2. (040710:94) A Resolution to Keep Party Names on the Associated Students Election Ballot

Chris Wendle: They need this by tomorrow morning, so we need a vote by tonight.

Beth Goodman: I know this was a contentious issue, and that it went to Judicial Council because Elections Committee didn't follow our directional resolution because of an error made by the chair, and we're bringing it back now to legally pass this directional

resolution through. Elections Committee is a BCC over which Legislative Council has authority, and we should keep the party names on the ballot because we already voted and passed this.

Elizabeth Farrington: We could tell them what to do, but Elections Committee was create to solve these problems and make these decision, it's no sense to undermine their choices, since in the long run it doesn't make much of a difference, and if they're not informed, then they're not informed.

MOTION made by Elizabeth Farrington, SECONDED by Jamie Silverstein to not pass Resolution (040710:94).

Jamie Silverstein: We shouldn't discuss this in terms of precedents, but we shouldn't put the party name on the ballot because in last year's elections a lot of people on OPP had so much success because of the money they spent, and people shouldn't be elected because of the t-shirts they hand out, the most qualified candidates should be elected, and students should be encouraged to look at the candidates, we shouldn't cheapen this election and bow down to apathetic voters, we should challenge them to be informed.

Mike Hewitt: There's already rules in place about spending issues, putting parties on the ballots would be a greater issue if there were independents running. How it stands right now the Elections Committee chair has jurisdiction in AS to make the decision to have party names.

Chris Wendle: The issue right now is that we have to decide if the EC chair has that authority or not, because Judicial Council didn't have enough evidence to say who has authority over this issue, and it's up to interpretation by the executive branch of government.

Beth Goodman: I just want to make this easier, we already passed this, even with the few that shouldn't vote because of a conflict of interest, but that shouldn't be a problem since we passed this with a majority before, I'm confused why there's so much contention. AMENDMENT made by Beth Goodman to pass Resolution (040710:94). NOT FRIENDLY to Elizabeth Farrington. VOTE TO AMEND THE MOTION PASSES (16-5). OBJECTION TO CALL TO QUESTION made by Mike Hewitt. CALL TO QUESTION NOT WITHDRAWN by Veronica Smith. VOTE-TO-VOTE PASSES (16-6).

Recess called by Chris Wendle. 7:49pm
Council called back to order. 7:56pm

Roll Call

Chris Wendle
Josue Aparicio
Jake Elwood
Beth Goodman

Mike Hewitt
Daniel Gradias
Abby Cordova
Araceli Acevedo
Elizabeth Farrington
Jason Lopez
Adam Goldman
Barbara De La Torre
Stanley Tzankov
Alex Onodera
Jamie Silverstein
Tim Benson
Veronica Smith
Casey Capachi
Alex Marroquin

Fabian Gallardo recognized at 8pm
Joel Mandujano (proxy) recognized at 8pm
Sammy Maramba-Ferrell recognized at 8pm

Absent

Brian Mays
Chloe Stryker
Jasmine Davenport

MOTION PASSED BY VOTE (7-7-7). 8:01pm

3. (040710:95) A Resolution to Support the U.C. wide Summit on Haiti on April 24, 2010

MOTION made by Sammy Maramba-Ferrell, SECONDED by Abby Cordova to approve Resolution (040710:95). MOTION CARRIED BY CONSENT. 8:03pm

4. (040710:96) A Bill to change the hourly rate for Summer Internships

MOTION made by Alex Marroquin, SECONDED by Barbara De La Torre to table Bill (040710:96) for one week. AMENDMENT made by Alexandra Onodera to table until Stanley Tzankov returns. FRIENDLY to Alex Marroquin and Barbara De La Torre. MOTION CARRIED BY CONSENT. 8:04pm

MOTION made by Alexandra Onodera, SECONDED by Mike Hewitt to suspend the orders of the day, go to Acceptance of Agenda, add COSWEB appointments to Action Item 3. MOTION CARRIED BY CONSENT. 8:05pm

3. COSWEB appointments

MOTION made by Alexandra Onodera, SECONDED by Stanley Tzankov to approve Carly Soltman as COSWEB Treasurer, Keaton Savage as COSWB External Coordinator, Elizabeth Hooghkirk as COSWEB External Coordinator, Kristina Wong as COSWB Internal Coordinator. MOTION CARRIED BY CONSENT. 8:06pm

MOTION made by Alexandra Onodera, SECONDED by Mike Hewitt to reinstate the orders of the day. MOTION CARRIED BY CONSENT. 8:07pm

4. (040710:96) A Bill to change the hourly rate for Summer Internships

Stanley Tzankov: This changes the AS Summer Internships to have a constant pay scale, and a cap of hours they can work.

Jamie Silverstein: This is a good idea, but the limit is way too low, if the max is 90 hours, that's only 3 hours a day an intern can work, and if you have to live in Santa Barbara that doesn't make a lot of fiscal sense, and won't attract as many students.

MOTION made by Jason Lopez, SECONDED by Alexandra to table Bill (040710:96) for one week. MOTION CARRIED BY CONSENT. 8:22pm

Recess called by Chris Wendle. 8:22pm

Council called back to order. 8:31pm

Roll Call

Chris Wendle

Josue Aparicio

Jake Elwood

Brian Mays

Beth Goodman

Mike Hewitt

Daniel Gradias

Abby Cordova

Araceli Acevedo

Elizabeth Farrington

Jason Lopez

Adam Goldman

Barbara De La Torre

Fabian Gallardo

Stanley Tzankov

Alex Onodera

Chloe Stryker

Jamie Silverstein

Tim Benson

Veronica Smith

Casey Capachi

Joel Mandujano (proxy)

Alex Marroquin

Sammy Maramba-Ferrell

Absent

Jasmine Davenport

Sanjeet Gill, Elections Committee Chair: The legislation passed this year has directly affected Elections Committee, and it would have been best if you came to talk to us, to sit in our meetings and tell us what you think. We got the recommendation to take party names off to make it more fair and we talked about this for a while, and instead of just taking us to Judicial Council it would have been a lot more supportive if you came to our meetings.

Chris Wendle: Judicial Council only overturned the resolution to put party names on the ballot because there were Legislative Council representatives who voted but had a conflict of interest, it wasn't intended to take power away from Elections Committee, but Judicial Council did not define who has jurisdiction on who makes the decision to include party names, and they recommended that the two of us discuss that.

Aaron, Elections Committee: Isn't a LC directional resolution just a policy, and since the rights of Elections Committee as a BCC are listed in the legal code, don't the rights of Elections Committee go over a directional resolution?

Sanjeet Gill: We believe that parties still help out by supporting those running, but we want to do this for the future, to create an opening for independents and give everyone a fair chance.

Josue Aparicio: Isn't it unfair that you make this decision just a week before campaigning, you collected our party forms, and at the party meeting said the party names would be on the ballot, this change of rules of the election are unfair.

Sanjeet Gill: We did what they bylaws said, and we brought up the possibility of no party names to you a few times.

MOTION made by Jake Elwood, SECONDED by Fabian Gallardo to suspend the orders of the day, go to acceptance of proxies, accept Daniel Gradias' proxy Michael St. John. OBJECTION TO CONSENT made by Veronica Smith. MOTION PASSED BY VOTE (15-5-2). 8:55pm

MOTION made by Jamie Silverstein, SECONDED by Sammy Maramba-Ferrell to end discussion with Elections Committee. MOTION CARRIED BY CONSENT. 9:00pm

2. Approval of Spring 2010 Ballot

Josue Aparicio: It states in the legal code that in the case of a tie vote, the Internal Vice President has the tie breaking vote, and you didn't make a decision on the directional resolution because there was a tie.

Chris Wendle: I vote no, because if this goes back to Judicial Council, this association will be in a huge, huge mess, and the students on this campus do not need this.

MOTION made by Alexandra Onodera, SECONDED by Adam to remove the alphabetical organization of those running for EVPSA (stay with same randomization as before), strike Brandon Bouldin, Terron Wilkerson, and Nancy Gama-Rodriquez (because they are no longer candidates) and renumber candidates accordingly, change "Marge" Riazi to Marjan "Marge" Riazi, and change "Jake" Elwood to Andrew "Jake" Elwood, and pass as it has been revised (with party names). OBJECTION TO CALL TO QUESTION made by Elizabeth Farrington. CALL TO QUESTION NOT WITHDRAWN by Jamie Silverstein. VOTE TO VOTE PASSES (20-2). OBJECTION TO CONSENT made by Elizabeth Farrington. MOTION PASSED BY VOTE (17-2-3). 9:09pm

MOTION made by Beth Goodman, SECONDED by Adam Goldman to end discussion. MOTION CARRIED BY CONSENT. 9:19pm

Discussion

1. AS Staff

Elizabeth Farrington: We should set up a discussion with the staff to help the consultant who came today, like she suggested.

MOTION made by Elizabeth Farrington, SECONDED by Adam Goldman to end discussion. MOTION CARRIED BY CONSENT. 9:23pm

2. Floatopia

Josue Aparicio: There should be a discussion, obviously, about the county shutting down the beach every weekend, we should fight this.

Jake Elwood: Clay's already discussing this with the county, we would just be doubling the work, we should just help him if he needs help, and come back next week with a resolution.

MOTION made by Chloe Stryker, SECONDED by Beth Goodman to end discussion. MOTION CARRIED BY CONSENT. 9:27pm

Representative Reports

MOTION made by Beth Goodman, SECONDED by Jason Lopez to email representative reports. AMENDMENT to give 30 seconds for each representative report. FRIENDLY to Beth Goodman and Jason Lopez. OBJECTION TO CALL TO QUESTION made by Mike Hewitt. CALL TO QUESTION WITHDRAWN by Adam Goldman. OBJECTION TO CONSENT made by Elizabeth Farrington. MOTION PASSED BY VOTE (15-7-2).

Alexandra Onodera: Finance Board is running out of money, if your BCCs aren't using

their funds give it to us. My IAUPC meeting is this month.

Chloe Stryker: CoC boards are up, we're tabling at Spring Insight, CBL isn't meeting.

Beth Goodman: Pass.

Jake Elwood: There's a lot of IVCRC funding requests.

Josue Aparicio: Yield, all committees said already.

Adam Goldman: CODE wants to make a donation.

Michael St.John: I want to thank you for sitting through these meetings, you don't get thanked enough.

Tim Benson: IVTU forum tomorrow night with Doreen Farr for tenants rights.

Barbara De La Torre: Yield.

Stanley Tzankov: LRC is going good.

Araceli Aceredo: BIKES is having another bike auction.

Elizabeth Farrington: EAB has a giant red urn costume man that's walking around, Coastal Fund isn't getting any applicants.

Casey Capachi: The Bottom Line is meeting Tuesdays at 7pm, RHA approved money for EOP and RHA elections.

Sammy Maramba-Ferrell: SAC is working on Spring Splash May 16th.

Armand Amin: The National Census bus is going to be on Pardall Friday 3-6pm.

Jamie Silverstein: Program Board working on Spring Insight, IAC meets tomorrow.

Abby Cordova: Working with Elections Committee stuff.

Jason Lopez: Yield.

Veronica Smith: It's sexual assault awareness month, having a lot of events this month, and tabling handing out purple break the silence t-shirts. Take Back The Night dinner is April 24th. Put up purple flags on the bike path to represent the 500 cases of sexual assault on campus and in IV each year.

Alex Marroquin: The guy I wanted to bring for diversity training only talks about racism, not sexism or anything else, but he's still good I recommend you all go.

Fabian Gallardo: Yield.

Mike Hewitt: I'm going out to clean up with adopt-a-block after Floatopia.

Brian Mays: Yield.

MOTION made by Elizabeth Farrington, SECONDED by Adam Goldman to have a working meeting on April 28, 2010 with AS staff and consultants to talk about staff and student representative communication. OBJECTION TO CALL TO QUESTION made by Brian Mays. CALL TO QUESTION WITHDRAWN by Beth Goodman. MOTION CARRIED BY CONSENT. 9:39pm

Administrative Assistant's Report

None.

Remarks

Elizabeth Farrington: I would hope that we don't take any of the arguing from tonight personally.

Adjournment

MOTION made by Adam Goldman, SECONDED by Abby Cordova to adjourn.
MOTION CARRIED BY CONSENT. 9:42pm