

CD-0220

GSA Regular Council Meeting – Saturday March 6th 2016, 6:00PM to 9:00PM, Location: GSA House / PLEASE PRINT YOUR OWN COPY

DRAFT AGENDA

0. Attendance Sheet verification at 5:30pm
1. Call to Order (1 min)
2. Adoption of the Agenda (5 mins)
3. Council Business (5 mins)
 - 3.1 Appointment of minute taker and chair
 - 3.2 Chair's remarks
4. Approval of February 20th 2016 meeting minutes
5. Informal Discussion (90 mins)
6. Business Arising from Minutes (75 mins)
 - 6.1 Callout for CRO
 - 6.2 Elections
 - 6.3 Elections Judicial committee
 - 6.4 CFS vs RAE vs GSA (Closed session preferable)
 - 6.5 Petition to amend the bylaws
 - 6.6 Appointments committee recommendations
 - 6.7 Councillors accountability
7. New Business
 - 7.1 Presentation by CSU - Daycare and Legal Information Clinic (Information)
 - 7.2 Upcoming Legal proceedings (Information)
 - 7.3 Date change for March Regular Council Meeting
 - 7.4 Fee levy adjustments
8. Other Business (4 mins)
9. Adjournment

Council Meeting March 6th, 2016 MINUTES CO-20160306

1. Call to Order

Chair-person: Ribal Abi Raad

Minutes Taker/meeting facilitator: Marina Chirchikova

Present

Councilors: Abigail Slinger (A&S), Ashley Michel (JMSB), Michael Perry Jr. (A&S), Vivek Khatri (ENCS), Keroles Riad (INDI), Nirmal Desai (ENCS), Sapandeep Randhawa (ENCS), Korosh Koochekian(ENCS), Rahul Kumar (ENCS), Narinder Singh Lota(ENCS), Stephi Stavropoulos (A&S)

Executives: Alex Ocheoha (President), Jawad Khan Mohammad (VP External)

Staff: Marina

Observers:

Absent:

Councilors: Amandeep Narula (ENCS), Aidan Macdonald (JMSB), Jasneet Kaur (ENCS), Caitlin Robinson (A&S), Aria Azami (ENCS), Carine W. Ouedraogo (A&S), Carolina Aponte (Fine Arts), Julie Arrowsmith (A&S)

Executives: Surekha Reddy Kolli (VP Internal), Bhavreet Gill (VP Mobilization)

Meeting called to order at 6:36

2. Adoption of the Agenda

Motion CO – 20160306 - 01

BIRT that the agenda be adopted with the following amendments:

-remove informal discussion

-add GSA internal affairs first item of Business from Minutes

Moved: Sapandeeep

Seconded: Korosh

For: Nirmal, Vivek, Rahul, Sapandeeep, Korosh, Ashley, Stefi, Michael

Against:

Abstain: Keroles

Motion passes.

Agenda with amendments:

0. Attendance Sheet verification at 5:30pm

1. Call to Order (1 min)

2. Adoption of the Agenda (5 mins)

3. Council Business (5 mins)

 3.1 Appointment of minute taker and chair

 3.2 Chair's remarks

4. Approval of February 20th 2016 meeting minutes

5. Business Arising from Minutes (75 mins)

 5.1 GSA internal affairs

 5.2 Callout for CRO

 5.3 Elections

 5.4 Elections Judicial committee

 5.5 CFS vs RAE vs GSA (Closed session preferable)

 5.6 Petition to amend the bylaws

 5.7 Appointments committee recommendations

 5.8 Councillors accountability

7. New Business

 7.1 Presentation by CSU - Daycare and Legal Information Clinic (Information)

 7.2 Upcoming Legal proceedings (Information)

- 7.3 Date change for March Regular Council Meeting
- 7.4 Fee levy adjustments
- 8. Other Business (4 mins)
- 9. Adjournment

3.1 Appointing Minute Taker/Chair -

Motion CO – 20160306 - 02 BIRT Marina be appointed as minute taker, Ribal as chair.

Moved: Stephi

Seconded: Nirmal

For: Nirmal, Vivek, Rahul, Sapandeeep, Korosh, Ashley, Stephi, Michael

Against:

Abstain: Keroles

Motion passes.

3.2 Chair's Remarks

4. Approval of Feb. 20th Minutes

Motion CO – 20160306 - 03 BIRT the minutes from February 20th be approved.

Moved: Nirmal

Seconded: Michael

For: Nirmal, Vivek, Rahul, Sapandeeep, Korosh, Ashley, Stephi, Michael

Against:

Abstain: Keroles

Motion passes.

Business Arising from Minutes

5.1 GSA Internal Affairs

Motion CO – 20160306 - 04

BIRT the GSA meeting move into closed session with only the councillors, chair, and minute-taker present.

Moved: Stephi

Seconded: Ashley

For: Nirmal, Vivek, Rahul, Sapandeeep, Korosh, Ashley, Stephi, Michael

Abstentions: Keroles

Motion passes

Council moved into closed session

The following are the results of the closed session that the council voted be added back into the public minutes (votes are by secret ballot and names of movers and seconders are removed)

Whereas as per article XI of the GSA bylaws that states that the hiring committee is responsible for hiring the personnel for staff positions.

Whereas the administrative assistant and the meeting facilitator cannot be hired without council approval. The president as the Chair of the hiring committee overruled the consensus of the hiring committee and went on with the hiring process without the ratification of the council. (Related to article XI)

Whereas members of the hiring committee voiced their concerns regarding the hiring process, and specifically, the president pushing his opinions onto them in a harassing manner (in the past).

Whereas the president called candidates to be interviewed on his own accord without consulting the hiring committee (when article XI clearly states otherwise).

Whereas the president has repeatedly overlooked and overruled motions passed in council meetings. Example, the GSA cafe, motion of VP Mob having access to the website, updating of the GSA website, hiring of chair and researchers, internal account.

Whereas the council has asked in a friendly manner, as well as in letter form, for the president not to do as stated above on numerous occasions but has been ignored by him.

Whereas according to the "Corporate, Insolvency and Competition Law Policy" for non-profit corporations it is stated explicitly that the executives should provide information upon request, as well as be consistently transparent— ie "being transparent, including communicating to members, stakeholders and the public and making information available upon request ". This may be read in the following (link:

<https://www.ic.gc.ca/eic/site/cilp-pdci.nsf/eng/cl00691.html>)

Whereas the also stipulates that "A federal not-for-profit corporation must keep minutes of all meetings of its members, directors and the executive committee. Directors have the right to vote on the approval of the minutes of all previous meetings of the board of directors and to voice any objections to them. Directors also have a right to inspect the minutes of all meetings as part of their right to access and inspect the corporation's books and records. If the corporation has established committees, the board of directors has the right to receive copies of the minutes of each committee's meetings. This allows directors to fulfill their responsibility to exercise overall management of the corporation." (link: <https://www.ic.gc.ca/eic/site/cilp-pdci.nsf/eng/cl00694.html>)

Whereas the federal policy also stipulates that "The full board should be briefed on decisions made and actions taken by the executive committee at the earliest possible opportunity. In some cases, the executive committee may want to make an interim decision on a matter, which is effective only until the full board considers the matter. If the executive committee has any doubt about its authority to deal with a matter, it should seek legal advice on the scope of its power and/or refer the matter for consideration either by the full board or by the membership, as appropriate." (link: <https://www.ic.gc.ca/eic/site/cilp-pdci.nsf/eng/cl00695.html>)

Whereas [in relation to the above articles from the federal policy] the president does not provide minutes of the executive council meetings, does not inform about day to day affairs, yet demands decisions to be made by council by providing last minute information thus resulting to hindrance in the association's affairs. Furthermore, when asked for information, the president either refuses to provide, or provides falsified information which the council usually verifies much too late. An prominent example of the above is when the president did not inform the council of the staff resigning and yet came to council asking that the council members vote for hiring callout.

Whereas the "Corporate, Insolvency and Competition Law Policy" (federal policy) states that "Although a committee can be designated by board resolution to oversee management of the not-for-profit corporation, its authority should be considered as more limited than that of a committee mandated by bylaw. For instance, giving it a general power to bind the corporation may be challenged as improper. When this type of oversight committee is appointed by resolution, it should be called something other than an "executive committee" to avoid confusion or the danger of third parties relying inappropriately on its apparent authority." which makes the existence of the Oversight Committee we had earlier this year perfectly legal. (link: <https://www.ic.gc.ca/eic/site/cilp-pdci.nsf/eng/cl00691.html?Open&pv=1>)

Whereas the President provided false information regarding the Oversight Committee formed at the beginning of this council's mandate and repeatedly requested that it be dissolved claiming that it is illegal according to the federal policy, thus providing very specific and very false information.

Whereas according to the "Duty of Diligence" as written in the "Corporate, Insolvency and Competition Law Policy" stipulates that the council must take action when such extreme discrepancies take place (link: <https://www.ic.gc.ca/eic/site/cilp-pdci.nsf/eng/cl00692.html>).

Whereas according to the GSA by-laws and all mentioned above, the Councillors believe that the president's actions have been detrimental to the GSA's honour and its functioning.

Motion CO – 20160306 - 05

BIRT the motion of impeachment of the president be sent to an impending GA.

For 7

Abs 3

Motion passes

Motion CO – 20160306 - 06

BIFRT the president does not engage into any affairs of the GSA for the next thirty(30) calendar days and is suspended from his duties, or until the next GA meeting.

For 8

abs: 2

Motion passes

Motion CO – 20160306 - 07

BIFRT all necessary information (passwords, access codes, keys, files, etc...) for the functioning of the GSA be transmitted to the remaining executives of the GSA .

For: 9

abs: 1

Motion passes

Motion CO – 20160306 - 08

BIRT Motion to not send the closed session minutes to anyone outside council, chair and minute taker and BIFRT the resolutions + vote count (without the names of the mover and seconder) adopted in the closed session be put in the minutes of the main meeting.

for : 6

abs: 3

Motion passes

Motion CO – 20160306 - 09 Motion to move out of closed session:

for: 7

abs: 2

Motion passes

Council has moved out of closed session.

Motion CO – 20160306 - 10

Motion to rescind the following BIRTs:

BIFRT the president does not engage into any affairs of the GSA for the next thirty(30) calendar days and is suspended from his duties, or until the next GA meeting.

BIFRT all necessary information (passwords, access codes, keys, files, etc...) for the functioning of the GSA be transmitted to the remaining executives of the GSA

Moved: Michael

Seconded: Rahul

For: Michael, Stephi, Korosh, Abigail, Ashley, Vivek, Sapandeeep

Abstentions: Rahul, Nirmal

Motion passes with 2/3

Motion CO – 20160306 - 11

BIRT that the first item on the next regular council's agenda is a discussion concerning the possible suspension of the president where sufficient time will be allocated for the president and council to have a reasonable degree of procedural affairs.

Moved: Ashley

Seconded: Rahul

For: Ashley, Rahul, Abigail, Sapandeeep, Vivek, Stephi,

Abstention: Nirmal, Keroles, Korosh

Motion passes

5.2 Callout for CRO

Motion CO – 20160306 - 12

**Whereas last year general elections campaign was called out very late
Whereas this made the CRO work for lots of hours in a very short period of time
BIRT the callout for the CRO be sent out as soon as possible and
BIFRT that election regulations and by-laws section I-a and I-b be removed and
that “a hiring committee shall be struck consisting of members of council or
executives who will not be running for elections or the CRO position” be added to
the regulations and
BIFRT that the hiring committee consist of five or more members: Michael, Stefi,
Ashley Vivek, Rahul, Alex.**

Moved: Stephi

Seconded: Abigail

For: Vivek, Ashley, Rahul, Abigail, Sapandeep, Nirmal, Stephi

Against:

Abstain: Keroles, Korosh

Motion passes

The following motion was brought up for discussion, it was decided that council would vote on it in the following meeting:

Whereas Article XVIII – Eligibility for Office states that “A person is eligible to sit on the G.S.A. Council or become a member of the Executive if she or he is a G.S.A. member in good standing (as per the criteria laid forth in Article III) for the full duration of her/his term in office.

Whereas the Election policy does not clearly specifies it and it has been observed that this issue needs to be addressed as it has been repeatedly observed people leaving in the half way of their current mandate.

BIRT Candidates should have minimum 16 credits left to complete in their respective program to be eligible to run for either director or executive in GSA.

Motion CO – 20160306 - 13

**BIRT that the next regular council meeting be held Sunday March 20, at 6pm
(instead of March 26)**

moved: Stephi

seconded: Vivek

For: Kerosh, Michael, Stephi, Sapandeep, Abigail, Korosh, Rahul, Ashley

abs: Keroles

Motion passes

Quorum lost at 8:28 pm.