I. Call to Order
II. Roll Call
III. Public Comment
IV. Reports from Liaisons—Oral reports to be given to the ASI Senate from our Academic Senate Representative and the University President's Designee (Discussion)
V. Business
   a) Reports from the AS Programs (Discussion)
      i. ASP
      ii. JUMP
      iii. Children's School
      iv. Student Government
   b) Additional consultation for the Student Center Fee submitted by Matthew Lopez-Phillips, Interim Vice-President of SAEM (Action)
      i. Discussion
      ii. Action
   c) Approval of the Memorandum of Understanding to add additional duties to the Executive Director, submitted by President Alex Boyar (Action)
      i. Discussion
      ii. Action
   d) Accepting of the 2010-2011 Audit for the Associated Students submitted by Erik Dickson, Executive Director (Action)
      i. Discussion
      ii. Action
   e) Reports from the AS Boards (Discussion)
      i. Legislative Affairs Board- Senator Havens
      ii. Representation and Engagement Board- Senator Burke
      iii. Internal Affairs Board- Senator Barker
   f) AS-I 07.11.12 Approval of the Minutes from 10.11.11 (Action)
      i. Discussion
      ii. Action
   g) AS-I 08.11.12 Approval of the Minutes from 10.18.11 (Action)
      i. Discussion
      ii. Action

VI. Questions on Reports—this item is an opportunity to ask questions of the officers about their submitted reports. (Discussion)
VII. Items for the Good of the Order
VIII. Adjournment

Posted on Friday, October 28, 2011 at the ASI Senate Office by Amanda Kosty, Chair of the Senate
Associated Students, Inc.
Sonoma State University

SENATE MEETING

Tuesday, November 1st, 2011
6:00 p.m., Erin Fisher Room, Student Union

MEETING NOTES

MEMBERS PRESENT: Amanda Kosty, Alex Barker, Collin Yballa, Katie Havens, Amanda Burke, Stephanie Parreira, Alex Barker, Emily Hurd, Tyler Stenzel, Laura Paneno, Paul Ramey, Tony Kerr, Kim Liaz, Jeff Young, Alex Boyar

MEMBERS ABSENT: None.

OTHERS PRESENT: Erik Dickson, Jason Fitzner (recording), Patrick Maloney, Neil Markley, Peter Neville, Anthony Gallino, Dr. Ben Ford, Matthew Lopez-Phillips Jude Rowe, Robbie Silverly, Kristine Hunter, Stan Weir, Nicole Gazzo, Jennie, Eubank, Briah Gere, Casey Witt

I. Call to Order – The meeting was called to order by Ms. Amanda Kosty, Chair of the Senate at 6:01 p.m.

II. Roll Call

III. Public Comment
    Jude Rowe informed the Senate about the petition to demand an election by paper ballot regarding the Student Center.

IV. Reports from Liaisons
    Ford – Dr. Purser is ill and will be attending this meeting in her absence. A resolution currently on the Senate’s agenda is to encourage the President to find a source of funds to cover the CAPS fee for students who are receiving the Pell Grant. The resolution has been sent back for revisions. Lopez-Phillips reported that a division town hall meeting for Student Affairs and Enrollment Management was held today with approximately 60 members to discuss the realignment within the division. Lopez-Phillips provided additional commentary about the fee regarding the CAPS fee. There are currently three resumes for the Director of MCC; four individuals will be on campus for the career counselor position; candidates for the Judicial Affairs/Orientation position should be identified shortly. Happy-hour sessions to speak about diversity related issues in the MCC have been held and will continue to be held.

V. Business
   a) Reports from the AS Programs (Discussion)
      i. ASP – Jackie Torres reported on recent activities and events for Associated Students Productions (ASP) including Homecoming events. Next year, they would like
i. ASP – Jackie Torres reported on recent activities and events for Associated Students Productions (ASP) including Homecoming events. Next year, they would like homecoming to not fall on Halloween weekend to help encourage students to attend events. ASP will be working on heritage lecture series events and are asking clubs and organizations to participate to make them more widely attended. Torres responded that current events are crowded due to the small venues that are currently available for events; students are often turned away. Discussion occurred about information for current and upcoming events and the current activities of ASP.

ii. JUMP - Kristine Hunter, Director of Tutoring and Mentoring reported on Join Us Making Progress’ upcoming programs and activities. Hunter provided a summary of current and upcoming programs within JUMP, including the information session for this year’s alternative break trips and Hunger and Homeless Week, which will start with a campus-wide food drive. Discussion occurred about information related to JUMP’s program, including current volunteer hours and details about current and upcoming programs.

iii. Children’s School – Lia Thompson-Clark and Jennie Eubank reported about the current activities of the Children’s School. After re-structuring within the school and combining the 2 and 3 year olds (Dandelions) has allowed for the facilitation of the “Community Garden”. The set-up of the Community Garden allows the children to be exposed to sharing of the space and provides a demonstration environment. The School is currently working on creating a rain garden to channel water from the roof for native plants, which will allow the children to be involved and understand the process.

iv. Student Government – Fitzmaurice reported about the Freshmen Leadership Program. Participants of FLP have been assigned to new officers. He also shared that applications are currently available for the Elections Commissioner.

b) Additional consultation for the Student Center Fee submitted by Matthew Lopez-Phillips, Interim Vice-President of SAEM (Action)

President Armiñana has initiated a process seeking additional consultation regarding the fee proposed to build the Student Center. Two students as part of the Organization Development program, housed within the Hutchins’ Dialogue Center facilitated the discussion. Gere and introduced the process for the facilitation and the purpose of the conversation with Gasso serving as recorder for the conversation. Two questions will be posed at once: 1) What are your thoughts feelings about the space and services proposed for the Student Center? and 2) What are your thoughts/feelings about the proposed fee & its effect on the SSU students? Discussion was held. Paneno encouraged members to think about all students and how they may benefit from the Student Center. Siverly shared information regarding the future of the Student Union building; the Sonoma Student Union Corporation Board of Directors hopes to have a plan in place by spring. Markley shared the bookstore and commons will likely be torn down; the University may build future classroom space on the site of the commons. Neville responded to questions regarding student jobs noting the actual number is uncertain at this current moment. Student Center would have increased operational hours and several additional meeting spaces than the current Student Union. To support those spaces, future student positions will need to be created. Further discussion was held. Gere presented the final question in the discussion: Any last thoughts or feelings you’d like considered by the President in regards to the Student Center? Discussion was held.
c) Approval of the Memorandum of Understanding to add additional duties to the Executive Director, submitted by President Alex Boyar (Action)

Boyar informed members of the Senate regarding two changes to the Memorandum of the Understanding. Kosty commented that clause 11 was unclear and interpretation of the clause in the MOU may be unclear. She interpreted the statement to read that after 90 days within the position the agreement could not be nullified versus providing nullification via written notice with 90 days in advance. Dickson suggested altering the language to articulate the intent of clause. Lopez-Phillips encouraged the Senate to look at the period of time allocated to the notification; 30 days is used as a professional standard. Parreira asked why the Associated Students President serves as the approval authority. Dickson noted as defined by the Bylaws, this authority is vested within the Chief Executive Officer, the Associated Students President. Clarification was provided on the 90 day time period in the clause to nullify the Memorandum of Understanding; the length of time proposed would allow to remove the Executive Director from the additional duties as well as allow the University time to fill the vacancy created by the nullification.

Boyar moved to change clause 11 in the MOU to read “This agreement may be nullified upon either of the following occurrences: a) By either party upon giving 90 days written notice to the other party; b) Upon breach of any provision of this Memorandum of Understanding”, 2nd provided by Barker

Ramey noted the revision to clause 11 does not allow the MOU to be nullified prior to the 90 days, which was the original intent of the item prior to its revision.

Motion to change clause 11 in the MOU to read “This agreement may be nullified upon either of the following occurrences: a) By either party upon giving 90 days written notice to the other party; b) Upon breach of any provision of this Memorandum of Understanding”, approved 13-0-0.

Ramey reiterated that as written, neither the University nor the Associated Students could terminate the MOU without the 90-day notification period. Lopez-Phillips commented that instead of using time, which specifies a certain amount of time, it may be beneficial for both parties to identify a mutual agreeable date that allows activities to continue.

Boyar moved to amend item “a” of clause 11 to include “or a date that is mutually agreed upon by both parties”, 2nd provided by Havens.

Ramey noted that while better, the language still doesn’t provide the leverage to lessen the time to terminate this agreement. Dickson asked about the actual concern with the language and the duties of the Executive Director, suggesting language could be added to include a third party to allow the agreement to be terminated. Neville noted that this should be a difficult matter; salary affects the individual and their family’s life-style. In deciding this matter, it is important not to forget the human factor, thinking about the person who is involved in this agreement. The element of time is an important aspect of the agreement and Neville feels it to be reasonable.

Motion to amend item “a” of clause 11 to include “or a date that is mutually agreed upon by both parties”, approved 13-0-0.
Dickson noted that the introductory paragraph should be changed to reflect the recent amendment; he further suggested removing the commencement date.

Parreira moved to change item 8 in the introductory paragraph to item 11 and to replace the implementation date with “will commence upon signature of the Memorandum of Understanding by both parties”, 2nd provided by Kerr.

Motion to change item 8 in the introductory paragraph to item 11 and to replace the implementation date with “will commence upon signature of the Memorandum of Understanding by both parties”, approved 13-0-0.

Kosty asked Dickson to clarify the implementation process. Dickson stated that once the MOU has been signed, meetings would need to take place with the CFO for the Associated Students as well as the University to determine the overload duties. Dickson clarified the item approved by the Senate was to allow the University add duties in overload to his position as Executive Director of the Associated Students. Boyar reminded the Senate that he has been adamant in communicating to the University; the additional duties will not commence until the MOU has been signed. Ramey expressed concern over the language of the MOU in the case where a change will need to take place sooner than the 90 day period specified. Discussion was held.

Ramey moved to add “e” to item 11 to read “Or in an exceptional circumstance as negotiated by a third party mediator”, 2nd provided by Paneno.

Lopez-Phillips suggested naming the 3rd party mediator.

Ramey moved to amend the amendment to change by a third party mediator, to read “by the President of the University”, 2nd provided by Havens.

Lopez-Phillips asked who will be informed the President of this responsibility. Dickson noted that by naming President Armñana, the MOU is now subject to the purview of the University President and may waive the MOU at his discretion.

Motion to amend the amendment to change by a third party mediator, to read “by the President of the University”, failed 3-10-0.

Dickson noted that it is important to consider the other party in the contract and if there is a level of trust, members should be ok with the language in the document, otherwise stronger language should be added to the language of the document. Dickson noted that adding items to the MOU is a one-sided negotiation and rather than continue to do so, re-address this item during the next meeting.

Motion to add “c” to item 11 to read “Or in an exceptional circumstance as negotiated “by a third party mediator”, approved 13-0-0.

Parreira moved to table to the next Senate meeting, 2nd provided by Liaz.

Motion Withdrawn.
Ramey and Havens asked if the President Boyar could finalize negotiation and approval of the document. Upon review of prior meeting notes, the Senate must approve the item. Lopez-Phillips suggested President Boyar communicate the alterations of this document with the University prior to reviewing it before another meeting.

Kerr moved to table Approval of the Memorandum of Understanding to add additional duties to the Executive Director to the first business item during next week’s Senate meeting, 2nd provided by Barker.

Motion to table Approval of the Memorandum of Understanding to add additional duties to the Executive Director to the first business item during next week’s Senate meeting, approved 13-0-0.

d) Accepting of the 2010-2011 Audit for the Associated Students submitted by Erik Dickson, Executive Director (Action)
Kerr provided context to members of the Senate regarding the purpose of the audit; the audit presents a review by the auditor stating compliance with current state and federal regulations. Kosty asked the members of the Internal Affairs Board if they had any findings during their review; Barker noted that a file was missing from the Children’s School that was likely lost in transfer as it was combined with a sibling’s file. Files will be signed out to account for those documents in future instances as they are being transferred from current files into archives. Dickson noted this is known as a “management” finding.

Havens moved to accept the 2010-2011 Audit for the Associated Students, 2nd provided by Barker.

Dickson noted the Senate has the responsibility to acknowledge acceptance of the information provided by the contents of the audit.

Motion to accept the 2010-2011 Audit for the Associated Students, approved 13-0-0.

e) Reports from the AS Boards (Discussion)
   i. Legislative Affairs Board- Havens reported the Legislative Affairs Board discussed their direction during the meeting on Monday. Members are researching various topics to formulate several resolutions.

   ii. Representation and Engagement Board- Burke reported 3 comment/suggestion boxes have been created; the board is seeking permission to place them in various locations on campus for a trial period before determining if they will have a consistent presence on campus. The board will also be following-up with the revisions to smoking policy and is looking into creating an educational campaign. Members had a follow-up discussion about the career center. The board spent time discussing communication efforts. Dickson informed the Senate Armifiana has assigned Vice-President Schlereth the policy. Boyar noted that REB is responsible for disseminating resolutions of the Senate and referenced a resolution regarding availability of capstone courses.

   iii. Internal Affairs Board- Barker reported about the approval of a club grant for the Sports Business Club, approved the commencing of marketing/informing the campus regarding the vacant Senator positions. A marketing plan and discrepancies amongst
documents was also discussed. Boyar asked about progress on the marketing plans as well as when the Senate could expect revisions of the Bylaws and codes to be presented to the Senate. Barker and members of the Internal Affairs Board responded.

f) AS-I 07.11.12 Approval of the Minutes from 10.11.11 (Action)
Hurd noted that under Public Comment Rowe is listed as a Biology student and it should read Physics. Kosty noted that also under Public Comment Gallino was spelled incorrectly.

Burke moved to approve AS-I 07.11.12 Approval of the Minutes from 10.11.11, 2nd provide by Havens.

Motion to approve AS-I 07.11.12 Approval of the Minutes from 10.11.11, approved 12-0-0.

g) AS-I 08.11.12 Approval of the Minutes from 10.18.11 (Action)
Parreia moved to amend AS-I 08.11.12 Approval of the Minutes from 10.18.11, Business item A to read “to add duties” in the language of the motion, 2nd provided by Yballa.

Motion to add Parreia moved to amend AS-I 08.11.12 Approval of the Minutes from 10.18.11, Business item A to read “to add duties” in the language of the motion, approved 13-0-0.

Parreia moved to approve AS-I 08.11.12 Approval of the Minutes from 10.18.11, 2nd provided by Havens.

Motion to approve AS-I 08.11.12 Approval of the Minutes from 10.18.11, approved 13-0-0.

VI. Questions on Reports
Parreia asked Havens a question from her 10.25.11 regarding Pell Grants, regarding family size. Paneno thanked Yballa for his comment regarding her running. Boyar asked Lopez-Phillips a question from Havens 10.25.11 report regarding AB 620 and campus climate for LGBT students in the campus discrimination policy.

VII. Items for the Good of the Order
Parreria – free bowling night is this Thursday, contact her if you are going so she can ride over. Dickson asked those who are able to participate in no-shave November to bring awareness to male health issues.

VIII. Adjournment - The meeting was adjourned by Ms. Amanda Kosty, Chair of the Senate at 9:29 p.m.

Approved by the Associated Students Senate: November 8, 2011

Amanda Kosty, Chair of the Senate