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Documents from the October 6, 1993 meeting of the Associated Students of the University of Montana (ASUM)

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ASUM SENATE AGENDA
October 6, 1993
Mt. Sentinel Room

1. Call Meeting to Order
2. Roll Call
3. Approval of Minutes - September 29, 1993
4. Public Comment
5. President's Report
 - a. Child Care Cleanup
 - b. Robert Natelson
 - c. Consensus Bargaining
 - d. WICHE Teleconference - October 21st
 - e. Breakfast Sign-up
 - f. Master Plan Charette and Uses
 - g. Nominations - J. V. Bennett, Jennifer Cormey, Pat McCleary
6. Vice President's Report
 - a. Committee Assignments
 - b. Senate Table
7. Business Manager's Report
8. Committee Reports
9. Unfinished Business
 - a. Resolution to Provide A Permanent Funding Source for UM Advocates and Consistent Funding for Escort Services - Tabled
 - b. Additions to Code of Conduct for Student Government - Tabled
 - c. Resolution of Goals for the ASUM Senate 1993-4
 - d. Resolution of Compromise - Tabled
 - e. Resolution for the Impeachment of J. P. Betts
 - f. Resolution to Financially Support Nicholson's Lawsuit Against Montanans for Better Government
 - g. Resolution to Support Faculty in UTU Negotiations - Tabled
 - h. Resolution to Change Existing Bylaws to Standing Rules of Order - Tabled
 - i. Resolution to Direct the Student Health Service Advisory Comm. - Tabled
 - j. Resolution for Senate Initiative of Referendum for a Recall Mechanism in ASUM Constitution
 - k. Resolution for a Student Referendum - Tabled
 - l. Resolution to Create the Alumni Career Consultant Program
 - m. Resolution to Change Article IV, Section 1, Items A-G of Bylaws to House Rules
 - n. Resolution to Place Oath of Office into House Rules/Bylaws
 - o. Resolution to Create House Rules
 - p. Resolution to Form a Joint Committee of ASUM Senate and Faculty Senate of The University of Montana
10. New Business
11. Comments
12. Adjournment

ASUM SENATE TALLY SHEET

DATE

October 6, 1993

copy of
conduct note
154
74SENATE MEMBERSROLL
CALL

JOSH ARNOLD

ELDENA BEAR DON'T WALK

DONIELLE BOYLE

JAMES BROWN

TIM CROWE

MOHAMMAD FAROOQUI

SHAWN FAST

ALLISON GRANT

BETTY GREGORY

JODY HAMMOND

EVAN KATZMAN

HILARY KUNTZ

JON LINDSAY

MICHELE MATHER

JENNIFER PANASAUKE

ALISON REDENIUS

BENJAMIN REED

TANA ROGERS

TERESA SCHLOSSER

LEWIS YELLOW ROBE

P	Y						
P	Y						
P	Y						
P	N						
P	N						
P	Y						
P	Y						
P	Y						
P	N						
P	Y						
P	N						
P	Y						
P	Y						
P	Y						
P	N						
P	N						
P	Y						
P	N						

ASUM OFFICERS

J. P. BETTS

President

JOLANE FLANIGAN

Vice-President

ED HOFFMAN

Business Manager

P	N						
P	-						
P	Y						

FACULTY ADVISORS

PROFESSOR AUSLAND

P	-						
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ASUM SENATE MINUTES

October 6, 1993

Mt. Sentinel Room

6:00 p.m.

Chair Flanigan called the meeting to order at 6:03 p.m. Present: Betts, Flanigan, Hoffman, Arnold, Bear Don't Walk, Boyle, Brown, Crowe, Farooqui, Fast, Grant, Gregory, Hammond, Katzman, Kuntz, Lindsay, Mather, Panasuk, Redenius, Reed, Rogers, Schlosser, Yellow Robe.

The minutes of the September 29 meeting were approved as written.

Public Comment

*Ron Kelly urged the Senators to give up the Betts issue and continue business. He encouraged the Senators to read the Constitution, learn from their mistakes and make changes for the future.

*Ross Best reiterated his opinion that Betts can be removed under the Constitution. He felt that Betts should do the job if he's staying in and not be asked to sign a compromise.

*Chris Miller introduced himself as an Elections Committee nominee.

President's Report

- a. Betts reported that Child Care will be making some changes in the playground area at McGill to come up to safety code and ADA requirements. He thanked Sigma Nu fraternity for donating time to clean up the grounds and prepare for the upgrade.
- b. Robert Natelson spoke to Senate and fielded questions about Citizens for Better Government and what they hope is accomplished by their petition that suspended HB571.

Five-minute recess

- c. Jeanne Sinz, Career Services, and Bill Johnston, Alumni Office, spoke on the Career Consultant Program and how they hope to see it develop. They have identified \$10,000 from other sources and request that ASUM match them.
- d. There will be a video teleconference from 11 a.m. - 1 p.m. October 21 in the UC Ballroom to discuss First Amendment issues.
- e. Sign-up sheets were circulated among the Senators to sign up for a breakfast meeting with President Dennison and Dean Hollmann.
- f. There will be a public forum Oct. 18 regarding the Campus Master Plan.
- g. Betts nominated Jennifer Cormey (Legislative Affairs) and J. V. Bennett (Student Action) as SPA assistant directors and Pat McCleary as UTU representative. Senate approved.
- h. The collective bargaining consensus style was explained. It is an attempt to improve and expand the process (Exhibit A).

Vice-President's Report

- a. Flanigan nominated the following committee appointments, which were approved by Senate: Traffic Appeals Board - Darren Ogle; Elections Committee - Chris Miller; Board on Member Organizations - See Lih Lim; Traffic Appeals Committee - Ben Reed; Oscar J. Craig Circle of Scholars - Bill Heisel, Jennifer Panasuk; Diversity Advisory Council - Allison Grant, Sam Thompson, Lori LaPlante.
- b. A sign-up sheet for the Senate table was circulated.

Business Manager's Report

B & F approved an SPA line-item change of one month's wages saved due to late hiring of SPA Assistant Directors to travel.

Committee Reports

- a. Gregory reported that Board on Member Organizations sent out memos asking some groups for more information on their recognition form.
- b. Gregory and Katzman are co-chairs for Student Health Advisory project to send a form letter to similar institutions to gather information for improved insurance coverage.
- c. Crowe reported bids will be solicited for UC Renovations this month.
- d. Panasuk reported UC Board will meet from 8:15 a.m. to 10 a.m. Wednesdays but will not meet next week. If interested, attend.
- e. Please see Yellow Robe for information on Building Campus Community. He also reported the Board on Member Organizations denied recognition to a beer brewing study group.
- f. Mather of Interview Committee congratulated the new SPA assistant directors.
- g. SPA Director Johnson reported the group discussed Nicholson's lawsuit and declined a recommendation to Senate. They spoke to Mike Kadas about the special legislative session. Meetings are 4:45 p.m. Wed.

Unfinished Business

- a. **Betts-Arnold** moved to consider the Resolution to Financially Support Nicholson's Lawsuit Against Montanans for Better Government. The authors refused a friendly amendment (F. A.) by **Farooqui** to change the amount to \$4,000 and accepted one from **Hoffman** to change "lawsuit" (second to last line) to "defense". **Arnold-Brown** moved to return to committee. Division was called. Motion passed 12-8.
- b. Resolution to Provide a Permanent Funding Source for UM Advocates and Consistent Funding for Escort Services - tabled.
- c. Additions to Code of Conduct for Student Government (Exhibit B). A sentence was added at the end to read "This may include, but is not limited to, censure or impeachment." F.A. by **Crowe** to strike "misdemeanor" was refused. **Mather-Boyle** moved to amend the resolution by adding "by 2/3 vote" between "finds" and "the" in the second to last sentence of Article IX, Section 3. Previous question called by **Reed** passed 16-5 when division was called. Immediate vote on amendment passed. Previous question called by **Brown** passed. Upon immediate roll call vote of 15-7, Chair indicated resolution failed. **Lindsay** appealed the chair's decision and, upon majority approval, resolution passed.
- d. Resolution of Goals for the ASUM Senate 1993-4 - withdrawn.
- e. Resolution of Compromise - tabled.
- f. Resolution for the Impeachment of J. P. Betts - held in committee.
- g. Resolution to Support Faculty in UTU Negotiations - tabled.
- h. A request was made to consider the following resolutions as a package:
 - *Resolution to Change Existing Bylaws to Standing Rules of Order
 - *Resolution to Change Article IV, Section 1, Items A-G of Bylaws to House Rules
 - *Resolution to Place Oath of Office into House Rules/Bylaws
 - *Resolution to Create House Rules

Five-minute recess

Motion by **Redenius** to adjourn passed 9-6. Meeting adjourned at 10:03.

Carol Hayes

Carol Hayes
ASUM Office Manager

Exhibit A

October 6, 1993

Patrick McCleary
Box 7873
Missoula, MT 59807

J.P. Betts
ASUM
University of Montana
Missoula, MT 59812

J. P.:

Attached you will find an outline summary of the alternative collective bargaining process. For the most part, procedural issues have been resolved--there will be a meeting this Friday, October 8, to finalize everything.

After Friday, future meetings will focus upon substantive issues. Of course, ASUM has been looking at various issues under the general heading of "legislative" action. This usually implies following events from the Board of Regents and the Legislature and Governor, if appropriate. As we have discussed, this new collective bargaining process will include representatives from the Board of Regents, Commissioner's Office, and Governor's Office in addition to the traditional participation by campus administration, the University Teacher's Union, and ASUM. Consequently, issues which traditionally have been decided solely by legislative mechanisms from the outside may very well be outlined in a contract negotiation which also carries the force of law. As I know you are aware, this presents a tremendous opportunity for ASUM to participate in such decisions on the front end of a long process with a much stronger voice than in traditional legislative formats.

How then might ASUM best come to the bargaining table with as clear an understanding of its positions as possible? While I do not feel there is any one right way, I do believe certain principles best serve the organization. First, as much as possible, parochial or personal politics should not cloud the organization's positions. In other words, the decision-making process should be as open and inclusive as possible, countering any possible question of motives. Second, the decision-making process should be well publicized and seek participation, not merely invite participation. Finally, the positions reached by ASUM should be consensus-seeking, in keeping with the spirit espoused in this alternative bargaining.

With these thoughts in mind, I have also outlined, in general terms, the process by which ASUM might seek to formulate its positions on issues which will inevitably arise. Understanding that this process will move relatively fast and that, potentially, ASUM will maintain a much stronger role than in the past, I am suggesting a revision of the traditional S.P.A.-Senate dialogue. Let me know what you think and, if appropriate, distribute my thoughts to interested Senators. We'll Talk Soon.

Paul

**CONSENSUS PROCESS-FACULTY, STUDENT, ADMINISTRATION
Representation**

Faculty: 3
Administration: 3
Commissioner: 2
Students: 1 plus one observer
Governor: 1
Regents: 2

Openess of Process

Limited Access; No Publicity

Timeframe/Location

Every Other Week; on Campus

Procedural Research

Other Parties Comfortable with own knowledge and Mediator's experience

Minutes

Secretary-University Sponsored

Resources(Subcommittees)

Shared by all; Joint research recommended

Caucuses

Strongly discouraged; Process makes useless

Mediator

Yes; will finalize on Friday, October 8.

Press

Joint Press Releases; Invited

Constituent Communication

Determined by participants

Time Frame

Complete by Mid-February

Consensus?

Yes.

Where Are Formal Negotiations

Suspended, not terminated. Can be renewed if party(ies) feel necessary.

Other Faculty Negotiations(other campuses)

*U. M. the precedent; other negotiations will flow from U.M.

*Faculty, students-important to communicate with other campuses

Support for agreement

Constituent communication vital + measure of publicity.

PROPOSED ASUM PROCESS

Representation

- *S.P.A. + Invited/Interested Students. S.P.A. coordinates publicity and scheduling.
- * Participant and Observer decided within ASUM

Adoption of Proceedings

- *Synopsis during Senate Meeting(President's Report)
- *Adoption of Minutes-previously distributed
- *Dialogue/information may fall behind regular negotiations;
Consensus bargaining shall be an ongoing dialogue.

Time Frame:

- *Every other week-between regular negotiations.

Substantative Issues:

- *issues traditionally not discussed during Faculty contract negotiations are open. ASUM shall develop broad policy goals and include those within the negotiations.

ADDITIONS TO CODE OF CONDUCT FOR STUDENT GOVERNMENT

WHEREAS, ASUM Senators and Executives are elected to represent the student body and should strive to do so professionally and with respect for the organization,

WHEREAS, persons elected to public office, such as representatives to ASUM, are constantly under the scrutiny of the public eye,

WHEREAS, there is currently an in-chamber senate conduct code in place, and ASUM recognizes a need for a conduct code that reaches beyond the senate chambers,

Therefore, be it resolved, that the following changes be made to the ASUM Bylaws:

Article IX, Section 3:

A senator or executive convicted of a misdemeanor or felony anytime during his/her term of office shall be subject to review by the Senate. If the Senate finds ^{the} ~~the~~ offender's actions to be harmful to the operation or reputation of ASUM, they shall deal with the matter accordingly. *This may include, but is not limited to, censure or impeachment*
Article IX, Section 3 becomes Article IX, Section 4.

Article IX, Section 4 becomes Article IX, Section 5.

Sponsored by

Senator Alison Redenius

Senator Jennifer Panasuk