



AMS Assembly Minutes
Thursday, November 2, 2017
Sir. John A MacDonald Hall 001

The meeting was convened at 19:03 EDT

Miguel Martinez shall henceforth be known as *Speaker*

Speaker Martinez: *Land recognition statement was read.*

Motion #1: Moved by: Secretary Sengupta, Seconded by: AMS President Li.

Motion for the AMS Assembly to approve the agenda for the meeting of November 2, 2017.

No debate, vote proceeds.

FOR: Unanimous

AGAINST: None

ABSENTIONS: None

Motion carries.

Motion #2: Moved by: Secretary Sengupta, seconded by: AMS President Li.

Motion for the AMS Assembly to approve the Minutes of the Meeting of October 19, 2017.

No changes to the minutes.

No debate, vote proceeds.

FOR: Unanimous

AGAINST: None

ABSENTIONS: None

Motion carries.

Speakers Business

Speaker: Nothing to add but I hope everyone's week has been going great so far.

President's Report

AMS President Li: Nothing further to add. Happy to take questions.

AMS Vice President's Report

AMS VP-OPS Hollidge: Nothing to add. Happy to take questions.

AMS VP-UA Lockridge: Nothing to add as well. Happy to take questions.

Board of Director's Report

Chairperson Blair: Nothing to add. Happy to take questions.

Undergraduate Student Trustee's Report

Trustee Chappell: Nothing to add. I would like to draw attention to an invite via email to an event this weekend. The University Council is meeting and following that, everyone is welcome to come to Queen's Pub and join us in networking with some alumni. This should be going on after 9PM.

Student Senator's Report

Chairperson Corey was not present at Assembly at the time.

Rector's Report

Rector Yung was not present at Assembly.

Statements by Students

Director Myszko: The club ratification process has been happening over the last couple of weeks. There are 42 clubs that are listed as ones that we will be ratifying but there are also four other clubs that we are still reviewing. So, there may be more that may be ratified in the future.

CESA President Dowling: I wanted to announce that our elections are finished. The new first year representative to the AMS is Trinidad Mena. I am looking forward to working with her over the next few months.

Speaker: Welcome, all new members, to Assembly.

NSS President Palmeri: Would like to introduce our new members of the NSS who have come today. This is Debra, our Presidential Intern; Nicole, our VP of Operations intern; and Victoria, our VP of University Affairs intern. They are excited to learn more about student government, and we're happy to have them here. Also wanted to mention that in my report, my inspirational graphic got lost so I wanted to show everyone. It says: "Speed doesn't matter, forward is forward". I also have candy and will be sending it around so help yourself.

ENGSOB President Wong: The Science Formal open house is this Saturday from 12PM - 3PM. All donations will be going to the United Way and just wanted to encourage everyone to drop by. I also want to express gratitude for Subway as dinner. Finally, I forgot to tell my intern to come today but would like to introduce Andrew Farley, our first-year representative who is here today.

PHEKA President Murray: I just wanted to introduce our intern, Morgan, who is here tonight. She is excited to learn about the AMS.

Secretary Sengupta: It's wonderful to see a full room at Assembly – interns keep it up and keep coming, hopefully you will enjoy it. Would also like to say congratulations to the AMS elections team; we had a 26.5% voter turnout for the referendum which is 4.9% above last year. We exceeded our goal from last year and will continue to look for improvements on turnout. We are also continuing consultations and review of the Elections policy, and we should have a policy developed later this semester.

ASUS VP Negus: Wanted to say that we have our final numbers for ASURF, our research fund, which came in at just over \$70,000. So, if there is anything or anyone that you can think of, I encourage everyone to apply.

Commissioner Hollands: Would just like to report to Assembly on Homecoming aftermath. This year was especially impactful on adjacent communities which has caused tension in the Kingston community. The AMS is working with adjacent community associations to inform them on what the AMS is doing in terms of clean up for the Reunion Street Festival and within the University District. We are also working with all external stakeholders, including a recent police meeting at the police station and working collaboratively with city councillors to provide alternative programming for emergency services on events like Homecoming and St. Patrick's Day. Typical complaints include the strain on emergency services during these events. For example, the vandalising of ambulances and disrespect for paramedics as well as the doubling numbers of fines handed out during Homecoming. We are also working with city councillors to remedy that influx of students bombarding services during these events. Kingston appreciates the AMS's work and if you see any antagonistic messages, it is usually towards the university. They appreciate the work that AMS and students do.

COMSOB President Folkes: We are currently in the midst of conference season as we have 8 conferences happening this month. I would like to give a shout out to COMSOB VP-Student Affairs, Taryn Mason, who has provided endless support to the Co-Chairs of these conferences. Also, worth noting is that applications for Commerce conferences in January are open now so if there are any students who are interested in business, we encourage them to apply.

COMPSA President Wojaczek: Subway was delicious.

NSS President Palmeri: This is also a reminder to get your flu shot.

Speaker Martinez: Thank you – I probably still won't get it (*jokingly*).

Question Period

No questions asked.

Business Arising from the Minutes

Motion #3: Moved by: Secretary Sengupta, seconded by: AMS President Li.

Motion for the AMS Assembly to approve the second reading to the changes to the constitution as outlined in Appendix: Longines.

Secretary Sengupta: This is the second reading of the constitutional change that was proposed at the last Assembly. It removes 72 hour complaints window for teams to align with Society policy on Elections and Referenda. What we did was standardize that process to Society policy. We also added Section 4.1.13 that creates consistency between the constitution and policy manual 1.

No debate, vote proceeds.

FOR: Unanimous

AGAINST: None

ABSENTIONS: None

Motion carries.

New Business

Motion #4: Moved by: Secretary Sengupta, seconded by: Member-at-Large Pasha.

Motion for the AMS Assembly to ratify Aruna Aundhia to the position of Judicial Committee Member for the 2017-18 School Year.

Secretary Sengupta: We hired Aruna Aundhia about a week and a half ago and she has since gone through training with Pavan Pasha. Aruna is currently on her way and will supposedly be here in a minute. We hired Aruna and were really impressed with her and her performance so far.

Member-at-Large Pasha: Aruna did really well in her interview process. She has undergone a quicker form of training and is learning very quickly. She is on her way right now. Are there any questions in regards to Aruna?

Two minute recess

CESA President Dowling: What is your favourite pillar of NAM?

Member-at-Large Aundhia: My favourite pillar of NAM is restorative justice – finding the best possible solution can come when you think of both parties. The point of this committee isn't to give punishment but to think of and come to the best possible decision.

No further debate, vote proceeds.

FOR: 28

AGAINST: None

ABSENTIONS: 1

Motion is ratified and carries.

Motion #5: Moved by: AMS Clubs Director Myszko, seconded by: AMS VP-UA Lockridge.

Motion for the AMS Assembly to ratify all of the clubs listed in Appendix: Tissot.

Director Myszko: Matthew Gledhill and I spent two weeks interviewing around 74 clubs that had applied for AMS ratification. We have decided to ratify 42 of these clubs. We still have four clubs that will have to be decided upon following more consideration. We loved all of these clubs that are listed. They all had great mandates and brought a lot of value to our AMS clubs. Happy to take any questions.

No debate, vote proceeds.

FOR: Unanimous

AGAINST: None

ABSENTIONS: None

Motion carries.

Motion #6: Moved by: Judicial Affairs Manager Sidhu, seconded by: AMS VP-UA Lockridge.

Motion for the AMS Assembly to approve the changes to Policy Manual 4 as seen in Appendix: Omega.

Judicial Affairs Manager Sidhu: Good evening – I am the Judicial Affairs Manager for the AMS. I am elaborating on Motion 6, discussing the AMS Judicial System and the need for a Policy Infringement Protocol Appeals Board to be established in Policy Manual 4.

For nearly 120 years, the AMS Judicial System has served students by adapting to the changing needs of the University community, under authority from the Board of Trustees and a mandate first established by Principal Grant in 1898. Our system has undergone significant changes since it was first created in 1898, most notably during the 2015-2016 NAM Review.

In the context of today's discussion, the most important consequence of this review was that the university took control of our entire judicial system. This was a problem, as the AMS Constitution gives power for enforcing the AMS Constitution and associated policy to the Judicial Affairs Office and the Judicial Committee.

Obviously, it was inappropriate for the university to have control over our Constitution, so last year's Manager created the Policy Infringement Protocol ("PIP"). PIP formalized the distinction between Student Code of Conduct-related "NAM" cases delegated by the University and, on the other hand, violations of the AMS Constitution or other AMS policies, where the authority

remains internal to the Society. These two parallel systems, NAM and PIP, are now collectively known as the AMS Judicial System.

However, what was not included in the creation of the Policy Infringement Protocol was an appeals process. Thus, the purpose for my attendance at Assembly today is to fill this gap in policy and establish the Policy Infringement Protocol Appeals Board. As the AMS Judicial System currently stands, an individual can only appeal a Judicial Committee Decision on the matter of a Non-Academic Misconduct Case. That is, appeals can be made for half of our system. It makes sense that an individual involved in a Policy Infringement Protocol proceeding should also be able to appeal a matter that is internal to the society, if they are found responsible for violating the AMS Constitution or other policy.

As was attached to the Assembly agenda, the changes to establish the PIP Appeals Board are made on pages 5, 24, and 25 to establish the Policy Infringement Protocol Appeals Board. On page 5, I have added the definitions of USAB, GDAB, and PIPAB to make these acronyms more accessible to individuals reading through PM4 – mostly for clarity purposes. Additionally, I have added a new form, Form 10: Notice of Intent to Appeal (to PIPAB). This form is what initiates the appeals process, and is composed similarly to that of a Notice of Intent to Appeal (to USAB). This form would be received by the AMS Secretary in the event that one of the parties to a proceeding is initiating an appeals process regarding a Judicial Committee Decision.

The composition of this appeals board includes the Student Senate Caucus Chair, the Student Trustee, and the AMS President acting as the chair of the Appeals board. I would also like to note that this policy, for consistency purposes, is modelled on the already existing Group Discipline Appeals Board that is outlined in Chapter VIII of Policy Manual 4.

I would also like to clarify that in the same fashion as the Group Discipline Appeals Board, the Policy Infringement Protocol Appeals Board is not an opportunity for the Board to simply second guess the judgment of the Judicial Committee, but rather exists solely to ensure that there has not been an indisputable miscarriage of justice based on either the facts or on considerations extraneous to the case. Appeals can be made on two grounds: there is clear and compelling evidence that the appellant has been treated unjustly; or if it can be deemed to the Board's satisfaction that the Judicial Committee had a clear and definitive bias in making their ruling.

To sum up the purpose of this policy: as a matter of procedural fairness, and a healthy check and balance within the AMS Judicial System, it is our opinion that an individual who is found responsible of a violation of the Constitution or AMS Policy should be able to appeal a decision of the Judicial Committee if they feel that there has been a miscarriage of justice. The point here is to enact reasonable safeguards so that individuals involved in judicial proceedings are not subject to the whims of the AMS Judiciary, but rather have a clear right to due process.

If you would like to discuss more PIP or NAM, feel free to drop by my office any time. Happy to take any questions.

CESA President Dowling: I'd first like to commemorate Manager Sidhu for her work. It is important to have these processes in place in terms of appeal. However, there may be concerns with a conflict of interest with the AMS President as one of the chairs of the Appeals Board. My concern is by having them as the chair, here are conflicts of interests in most of the appeals going forward as they will all be employees or volunteers of the AMS.

Judicial Affairs Manager Sidhu: We have outlined in the policy that if there is significant conflict of interest with the AMS President serving as a chair, that we would appoint someone from Assembly to fill their vacancy.

NSS President Palmeri: I would like to echo CESA President Dowling's sentiments – thank you Manager Sidhu for what you do. I have a question about the board pertaining to the member of the Faculty of Law being a non-voting advising member. How is that relationship being struck with the faculty and what are the terms of collaboration with them?

Judicial Affairs Manager Sidhu: The non-advising Faculty of Law member is there to ensure that due process happens throughout the process. While the Judicial Committee has training on due process rights, we can't expect that all appointees are trained in due process. It's important to have an external person who has knowledge on due process. In terms of collaboration, we would consult with the University Secretariat as an advising member and then we would reach out to the Faculty of Law and Queen's Legal Aid to procure an individual as a non-advising member.

CESA President Dowling: I am wondering if there would ever be a situation where the AMS President wouldn't have a conflict of interest, as most appeals would be coming from an employee of the AMS or an elections team?

Judicial Affairs Manager Sidhu: There may be a club proceeding where the AMS President is distant enough, or it is ensured that they were not involved in the violation or the decision. This is an example where they are able to act on the Appeals Board with an unbiased approach and an insignificant conflict of interest.

No further debate, vote proceeds.

FOR: Unanimous

AGAINST: None

ABSENTIONS: None

Motion carries.

Motion #7: Moved by: Secretary Sengupta, seconded by: AMS President Li.

Motion for the AMS Assembly to approve the changes to Policy Manual 1 as seen in Appendix: Rolex.

Secretary Sengupta: This policy change alters the deadline that validation reports are due. Validation reports are submitted to the Secretariat by clubs or organizations wishing to renew, increase, or establish their student fee. Currently, the deadline of one day prior to the opening of the nomination period does not provide sufficient time for the AMS Elections Team to properly vet the clubs, and understand their budgets/mandate/etc. and determine their eligibility. This policy provides more time for the Elections team to do their job, as well as for organizations establishing or renewing fees to alter their budget if necessary. Happy to take questions.

No debate, vote proceeds.

FOR: Unanimous

AGAINST: None

ABSENTIONS: None

Motion carries.

Discussion Period

Speaker: As some of you may know, Principal Daniel Woolf is in his second term, which will conclude on June 30, 2018. He is advising the Board of Trustees that he wishes to be considered for a third term. Because of this, there will be a review session. I encourage you all to participate and give feedback. The topics of discussion will be on the University's current state of affairs and the future development.

AMS President Li: As some of you may be aware, I am a member of the joint board committee to review the principals' performance. We have come up with a consultation plan. To ensure integrity, the committee has agreed that every review of the principal must have attribution and cannot be anonymous. This is again, to ensure that this process happens the most effectively and to ensure transparency and accountability happen throughout. All members of the Queen's committee have access to reviewing Principal Woolf. I will not be participating in the discussion. If you wish to discuss any topic, feel free to fill out a survey which the committee will then review. I encourage each member to the official survey tool or by direct letter.

AMS VP-UA Lockridge: I would motion to move this discussion to closed session. This will protect anonymity for the students and allow for the submission to be attributed to the Assembly Speaker as the spokesperson for Assembly.

Motion #8: Moved by: AMS VP Lockridge, seconded by: AMS Secretary Sengupta.

Motion for AMS Assembly to move into closed session.

FOR: All but one

AGAINST: None

ABSENTIONS: 1

Motion carries.

Assembly enters Closed Session.

Assembly exits Closed Session.

Speaker: Are there any other topics for discussion that Assembly would like to bring up?

Chairperson Blair: This should have been mentioned during the Statement by Members period. The Corporate General Meeting will occur in two weeks on November 16, 2017. This will start at 6PM and the agenda will be distributed a week before. This will include audited financial statements of the last fiscal year and the annual report. There will be a brief presentation of the board's strategic plan for the year as well as the AMS VP-OPS service line. Because of the

nature of the meeting, if you wish to appoint a proxy, you will need to appoint it in writing 48 hours before the meeting. This proxy also must be at the same position standing as yourself (member of the society, etc)

Adjournment

Moved by: AMS VP-UA Lockridge, seconded by: Representative LeClair.

Vote proceeds.

FOR: Unanimous

AGAINST: None

ABSENCES: None

Motion carries.

Assembly is adjourned at 21:22PM EST.