Call to order 7:00pm
- Present: Senators Cochran, Bjork, Chong, Frank, Lipsett, Inouye, Post, Taylor, Vice President Bauer, Faculty Representative Neshyba, Dean of Students Representative Comstock
- Excused:
- Unexcused:
- Tardy: Senator Loye, President Lumbantobing
- Approval of the Minutes
  - Vote:
    - Yay: 11
    - Nay: 0
    - Abstentions: 0
- Open Forum
- Executive Reports
  - President’s Report
    - No report
  - Vice President:
    - Finance: $18,978.23  Capital $217,720.74
    - Vice President Bauer met with Peggy Burno in the Accommodations Office, in hopes to make the process and thereafter for students easier and advocate for trigger warnings in Faculty Senate. She would like to hear others stories if you have about your own accommodations experience. DSI Anstine is also working with her about trigger warnings. There are still two open positions and there will be a Special Election for the Junior Senator after fall break, swearing a Senator in tonight and discussing filling the Off-Campus Senator position.
  - Faculty Report
This Monday the Faculty approved the 90-minute common period, and hope for it to be implemented by next year and the deadline for the next school year has already come so it may be a while before actual implementation. This common period would not have any classes, lab or activity to allow a time for faculty to be on campus and address governance 12-1:30pm on Wednesdays. There may be MoFri hour and a half classes instead of MoWeFri noon hour classes. This shouldn’t push classes to end later in the day and shouldn’t affect four-year graduation plan encouraged to students and they’re planning to watch enrollment so students don’t fall through the cracks.

Dean of Students Representative Report
Division of Student Affairs watched the documentary “Breaking the Code” to whom Dr. Butler with the film is coming to the Staff & Faculty Conference with in January. All students are encouraged to pay attention the weather updates this weekend with the incoming wind storm and the University Emergency Preparedness is prepared with emergency generators in Wheelock and all resident halls.

Senate Reports
Chair Report
Everyone but one has given their café hours and committee preferences. Committees will be decided next week and café hours will start next week as well. There have been a few issues not following the bylaws so old business will be voted on with quorum during Senate next week. Proxies will be accepted earlier than the 24-hour restriction but such proxies cannot be included in visible quorum.

Club Liaison Report
No report

Sports Club Liaison Report
Men’s Logger Lax is requesting funding for pins.

President’s Council Report
7 students, 4 faculty had an enlightening conversation about student narrative and the Board is eager to learn more about our students and what being a minority student at UPS feels like. They want to bridge the connection between the students and the Board to be present and greater part of the community. A Board member suggested meeting with students casually on campus, lunch and other. The exec is pushing equity, justice and inclusivity and the cultural competence two-part series next Thursday (rausch) and Friday (rotunda) will further those goals in the greater community.

Committee Reports
Governance:
“The Governance Committee has voted unanimously to recommend that the ASUPS Senate to amend Art.IV Sec.10, Sub. Sec. H., 2 to add Wetlands Magazine as an Official ASUPS Media to the ASUPS Bylaws; Thus beginning the mandatory one-week public comment period.
First and of highest priority, we addressed Kathryn Queirolo’s request that we examine the proxy situation, and what affect this has on quorum. The Governance committee has decided that we did not have the proper quorum to approved items 16-204 through 16-231 with the exception of item 16-228 and 16-226 (unfinished business, and a rejected item respectively) and including 16-141.

The process outlined below maintains the most of the status quo and requires the least change. We are simultaneously referring this matter to the Honor Court for consultation.

To address this, we have recommended the following: On the grounds of Art. IV Sec. 11 of the ASUPS Constitution, the Governance committee declares that the sitting Senators (even those specially elected in addition to the regularly scheduled seats vacant during the Fall Election) are legitimately confirmed by the ASUPS Senate on the grounds that business undertaken during a time when there are fewer active senators constitutes proper quorum. In this case, the quorum to approve the new senators was 6 needing 6 votes to pass. We then require that all legislative action undertaken between line items 16-204 through 16-231 with the exception of item 16-228 (unfinished business) and including 16-141, be rescinded immediately and the actions taken by the previous senate a violation of the bylaws insofar as improper quorum was present. The justification for this is that votes may only be proxies and count towards quorum only if the senator proxying their vote to another voting member of the Senate may only do so in the event that they need to leave prior to adjournment, but after the call to order. Otherwise, votes proxied do not count towards quorum, such as Senator Brush and Senator Ring proxying their votes and not being present at the time of roll call.

The committee wishes to clarify the following Proxy Vote Policy: Proxies may only be granted if proper notice is given. The Proxy will only count towards quorum ONLY if the member in question leaves the Senate Chamber prior to adjournment but after roll call. Otherwise, proxies DO NOT count for quorum.

As a result of the rescinding action, the Senate must then invoke Article XXVIII of the Revised edition of Roberts Rules of Order in order to renew a motion. In this case, the renewed motion is the motion to reconsider the item by re-certifying the breached actions of the previous senate by voting on them again. This means that the following resolution will be treated as an omnibus package that will recertification all items as a slate.

A RESOLUTION:

WHEREAS, the name of this resolution shall be the Resolution on an Omnibus Retroactive Re-Certification of Early Fall 2016 Legislative Action;

WHEREAS, the legislative actions taken by the ASUPS Senate between the dates of 9 September and 29 September 2016 were a violation of the ASUPS Bylaws Art. VIII Sec. 2;
WHEREAS, legislative actions taken by the previous ASUPS Senate did not have a sufficient quorum as stipulated by Art. IV Sec. 11 of the ASUPS Constitution;

WHEREAS the necessity to proceed with normal business requires immediate legislative action by the incumbent certified and inaugurated Senators of this current session;

THEREFORE, be it resolved and enacted by the Senate of the Associated Students of the University of Puget Sound:

THAT, pursuant to Article XXXVIII of Roberts Rules of Order Revised Edition, Legislative Actions taken on Senate Line items 16-204 through 16-231 with the exception of item 16-228 and 16-226, including 16-141, are to be immediately rescinded,

THAT, with proper quorum as certified by the Fall ASUPS Elections, the aforementioned items shall be renewed immediately to correction the action taken by the previous Senate with proper quorum,

THAT, the passage of this Resolution constitutes such a renewal and a re-certification,

THAT, The ASUPS Senate hereby renews and re-certifies the legitimate passage of items 16-204 through 16-231 with the exception of item 16-228 and 16-226, including 16-141.

THAT, the following actions are hereunto enacted immediately and without delay.

Lastly, the committee has noted a breach of the ASUPS Bylaws in Art. II, Sec. 7, D insofar as nominations were not accepted for officer roles of the ASUPS Senate immediately following the inauguration of Senators, defined herein as “the First Formal meeting”. While the ASUPS Constitution, in Art. IV, Sec. 5, states that officers of the senate shall be chosen within 4 weeks of an election, the clarification offered by the Bylaws offers clarity on this matter. In addition, the committee has clarified that the Vice President may, in the role of Senate Chair Pro Tempore, in fact, assign Senate committee assignments because the Vice President is the Senate Chair Pro Tempore whom would be consulted in order to assign committees. However, the spirit of this bylaw strongly suggests that the Senate Chair and the Vice President are two separate people and this bylaw would not be the intended to be used in this way during normal operating business. No further action will be taken at this time, however.”

- Food, Health & Safety: Security, DCS, CHWS and person have discussed the conversations about Incite Media, as an ASUPS media flyer about security experiences. Vice President Bauer encourages transparency about what the staff have been doing to open a genuine safe space about their experiences and work to be better.
Honorary Degrees: They met, information is confidential and met to discuss commencement speakers and honorary degree candidates.

Media Board: Nominated someone to sit on Union Board representing Media Board.

- Senate Project Reports
  - No reports

- Unfinished Business
  - 16-228: Capital Allocation to ASUPS Executives
    - The ASUPS Senate hereby allocates $15,750.00 to ASUPS Executives.

- New Business
  - 16-239 Confirmation of Katie Handick as Senator-at-Large
    - The ASUPS Senate hereby approves Katie Handick as Senator-at-Large
    - Chief Justice Partch swore in Senator Handick.
    - Vote:
      - Yay: 13
      - Nay: 0
      - Abstentions: 0

  - 16-240 Capital Allocation to Men’s Lacrosse
    - The ASUPS Senate hereby allocates ___ to Men’s Lacrosse.
    - The request is for balls and pennies. The Finance committee discussed approving the pins but not funding the balls request to begin with. The representatives understand and support waiting for another financial request. Off-season scrimmages for practice before the spring season they need something to wear and if they wear their official kits they have to pay official referee fees at $495 per game and they anticipate 3 scrimmages. They do require screen printing the numbers on the back of the invertible pennies but the front logo is not necessarily for saving costs.

- AMEND ITEM: 16-240 Capital Allocation to Men’s Lacrosse; The ASUPS Senate hereby allocates $730.70 to Men’s Lacrosse
  - Amendment Vote:
    - Yay: 13
    - Nay: 0
    - Abstentions: 0
  - Vote:
    - Yay: 13
    - Nay: 0
    - Abstentions: 0

- 16-241 Method to fill the role of Off-Campus Senator.
  1. President Lumbantobing uses one of his ‘appointments’
  2. A committee is formed (President Lumbantobing, Senate Chair, and Student-at-Large)
  3. Special Elections
President Lumbantobing has two appointments during his term that he can use, the committee can choose the method to filling the open position (i.e. application, interview, special election, etc.) and special election is explanatory. The Off-campus senator could be added to the Junior Senator special election, thus selecting a special election would not put more burden on the elections committee to set it up. Senator Chong points out the special election is transparent and allows most of constituents 50% of campus to participate. It is acknowledged that the election just occurred and no one ran for this position. Sentiment that the previous election was not publicized and there may be interested people who want to run. If the committee decides on a special election, the elections committee will run the election. There does seem to be general interest in the position from a Senator’s café hours.

Vote:
- Option 1: 0
- Option 2: 5
- Option 3: 7
- Abstain: 1
- Special Election is selected

16-242 Nominations to Senate Leadership
- Senate Chair
- Club Sports Liaison
- Club Liaison
- President Council’s Liaison

Announcements
- Meditation Monday in Social Justice Center (green house)
- Adjournment 7:44 pm