**Board of Directors Meeting Minutes of May 22, 2013**

1. CALL TO ORDER: President **Chang** calls the meeting to order at **12:10 p.m.**
2. ROLL CALL

Members Present Absent Members Guests

Jerry Chang Derek Volk Benny Avalos

Zamil Alzamil Stan Hebert Asehu Howe

Erik Pinlac Martin Castillo Christy Reed

Stephanie Flowers Marissa Parry

John Erlandson

Erin L. Baca

Michelle C. Xiong

Erik I. Olivar

Laurel O’Brien

Pablo Benavente

Seetha Ream-Rao

Garrick B. Sangil

Randy Saffold

Marguerite Hinrichs

Mitch Watnik

D. Mckinney

1. ACTION ITEM **- Approval of the Agenda**

**Table Action Item VI –Revised PERS Contract.**

**Amendment I: (Xiong) change Action Item XII – Fee structure to Information Item.**

**Motion Carries as Amended.**

1. ACTION ITEM **– Approval of Minutes of May 8, 2013**

**Approval of Minutes of May 10, 2013**

**Approval of Minutes of May 13, 2013**

**Approval of Minutes of May 15, 2013**

President **Chang** approves the minutes of **Minutes of May 8, 2013**

**Minutes of May 10, 2013**

**Minutes of May 13, 2013**

**Minutes of May 15, 2013**

1. PUBLIC COMMENT

**Public Comment is intended as a time for any member of the public to address the Board on any issues affecting ASI and/or the California State University, East Bay.**

**Avalos** highlights the following:

* Collected 200 petition signatures from students and employees to support a union for Aramark.
* Reads the petition.
* Has received support from students, employees faculty and staff.
* Academic Senate voted to support the cause.
* Aramark workers requests have not been met
* The petition is to support the workers right to organize without being penalized, i.e fired.
* He shares that some student workers are being treated differently at work because they’ve signed the petition.
* He mentions workers are not being paid for overtime.
* Student workers are being affected as they might not be able to reach their full potential due to working all the time.
* He encourages the board to support the workers right to organize.
* Two-thirds of the subway workers have signed the petition for a union.
* He mentions OSHA will be contacted which will create bad publicity for the university and take a long process.
* Aramark has cut costs by having two workers during prime time hours at subway.
* Student workers that have been working for three years have not received a raised.
* Student workers train other people and within two weeks those people receive higher salaries.
* Having few students working during prime time hours create a hostile environment for the workers and consumers.

**15:06**

**Motion: (Benavente) to add Discussion Item - Student Issues with Aramark as Item**

**XIII.**

**Motion Carries.**

1. ACTION ITEM – **CSSA Travel Budget** - Jerry Chang

President **Chang** highlights the following:

* He will be seeking a position with CSSA.
* CSSA requires the travel for the position be covered by the campus supporting the student, not necessarily ASI.
* Since there is no source to draw the budget it falls on ASI.
* CSSA is willing to compromise on a few items to reduce the expenses cost.
* The estimated total expense is $2,400-$2,300 which includes:
  + Six flights to Southern California campuses.
  + Registration for 12 meetings, but only budged for six.
  + One day’s worth of meals.

ED **Saffold** asks if it was confirmed that if the person is not a student CSSA will pay for it. In that case ASI does not need to allocate funds.

President **Chang** mentions if the person is not matriculated in the system, they are not eligible.

ED **Saffold** mentions his understanding is CSSA will pay if the person wins the office and is not a member of ASI board.

**Sharma** mentions if the student is outside the ASI board, ASI has to pay.

President **Chang** mentions the only person CSSA pays for is the President.Executive officers and special offers do not receive any stipend from CSSA.

**Ream-Rao** mentions CSSA sponsors the president and people outside CSSA, non-student positions.

President **Chang** mentions he will be running for VP of Finance of CSSA and he is only registered for six meetings because after conversing with Miles the cost was split down the middle. He argued how CSSA could charge executive members a registration fee for a conference they are outing on. Traditionally CSSA charges a fee to everyone except the President. He mentions if he wins the office he would like to change that policy.

ED **Saffold** states the funds can be argued to be taken out of board initiative or board travel. He recommends pulling out funds from board initiatives.

**Xiong** mentions to find out the budget amount of the board initiative first and supports allocating funds as it will boost the morality of the students and the campus.

**Motion: (Xiong) to table item towards the end of the meeting when the budget number is known.**

**Motion Carries.**

1. ACTION ITEM – **Revised PERS Contract – 2nd portion of revised PERS contract will be presented to the Board for Approval –** Danielle Ortuno

ED **Saffold** highlights the following:

* PERS is still arranging and putting the contract together. PERS has until the next board meeting, June 5th to revise the contract.
* If PERS does not have it revised by then, they have promised to comply with the arrangement of last year until the executive committee this summer or the new board in fall signs a new contract.

**Motion (Alzamil) to table Action Item VI-Revised PERS Contract until the next board meeting, June 5th.**

**Motion Carries.**

**28:01**

1. DISCUSSION ITEM – **Panetta Representation**

President **Chang** highlights the following:

* In the letter it invites the President and offers a plus one.

ED **Saffold** highlights the following:

* The executive director recommends sending one student to Panetta.
* His proposition was to get the University to fund one student, but the university believes ASI should pay for it as it is training for ASI.
* He and Erik did not add Panetta into the budget.

President **Chang** states the university should acknowledge Panetta as a scholarship. It is a four unit class that is offered through the CSU system with the Panetta Institution.

**Benavente** states if the board speaks with President **Morishita** he is more likely to allocate funds to send at least one student to Panetta.

**Ream-Rao** states that she believes the only way two students can attend Panetta is if the university pays for both, as she believes ASI does not have enough funds to send two people.

**33:13**

1. ACTION ITEM – **CSSA MOU**

President **Chang** highlights the following:

* The MOU is the same as previous years, except this year is a three year MOU as opposed to a one year MOU.
* MOU is the Memorandum of Understanding, a contract that can be broken and explained in the policies.
* The guidance for the fee is 65, 66, 67 increasing one cent a year.
* Each of those rates will be reviewed on annual bases.
* He doubts the raises will go up based on the pressure from larger campuses.
* There was discussion of having the campus President, Executive Director, ASI President all sign the document saying they would break it which would start a mediation process. That section has been cut off.
* There are no additional requirements to break the MOU.
* The agreement in the Internal Affairs Committee passed by CSSA Board allows campuses to sign the three year MOU and participate without having a formal process, making it difficult to leave.
* The fee structure was proposed in the high 70 cents.

ED **Saffold** mentions he is uncomfortable signing an MOU that does not state how to get out of the MOU. He recommends seeking legal counsel before signing any contract to receive legal opinion.

President **Chang** states the contact needs to be sign by June 30th.

ED **Saffold** states ASI is not a part of CSSA if they don’t sign the contract, they will lose a seat at the table and a vote.

President **Chang** mentions ASI cannot hold membership with CSSA or hold a position with them.

**Ream-Rao** strongly advices to not lapse as CSSA are extremely powerful in the state. If there is an issue it will be brought up to their attention and discussed at a state level. If ASI loses a seat it will lose those abilities.

**Motion: (Pinlac) to table this item till next meeting.**

**Xiong** mentions if it is being table to seek legal counsel and not table the item to postpone the action.

VP **Alzamil** mentions if ASI is getting into a three year contract there should be a clear path of breaking the contract.

**Ream-Rao** mentions out of all the 23 campuses only one campus wanted higher fees. All the campuses are opposed to higher fees.

**McKinney** states to be cautious with any contract that is not clearly stated.

President **Chang** supports CSSA MOU.

**Benavente** mentions he is in full support of CSSA MOU.

VP **Alzamil** mentions he would like the opinion of legal counsel before signing the contract.

**Motion Carries.**

**Abstention by Ream-Rao and Benavente**

**48:09**

1. ACTION ITEM – **Strategic Plan – Boards Plan for Transition recommendation -** John Erlandson

VP **Erlandson** highlights the following:

* He has compiled a list of separate committees.
* The list contains startup projects, and future recommendations.
* These lists will help with the transition process.

President **Chang** mentions these list are supposed to turn into a strategic plan. He recommends everyone to provide a sentence or two next to the projects explaining how it supports the mission and values of ASI. Without the description they cannot move forward to create a strategic plan.

**Motion: (Benavente) to table item till next meeting.**

**Motion Carries.**

**Oppose by VP Erlandson**

**51:55**

1. ACTION ITEM – **Sustainability Resolution – propose new Sustainability Resolution created by Environmental Affairs Committee –** Laurie O’Brien

**O’Brien** highlights the following:

* There is an existing resolution passed by the 2009 ASI board of Directors.
* The committee expanded the existing ideas and made several edits.
* The environmental committee hopes in the fall the new Director of Environmental Affairs takes this resolution to develop a policy that can set standards for all ASI event planning.

**Motion (O’Brien) to table item to next meeting.**

**Motion Carries.**

1. ACTION ITEM – **Study Lockdown –** Garrick Sangil

**Sangil** highlights the following:

* Reviews last quarter’s attendance.
* This quarter to not exceed $300.

**Motion: (Sangil) to allocate $300 for the late night hours, from the board initiative fee.**

**Amendment II: (Benavente) to allocate $350 for the late nights study hours.**

ED **Saffold** mentions there is about $2,000 leftin the budget to cover costs for the proposed shirts by President **Chang,** a $300 trip for A’naja, and for the late night study hours. He mentions there is enough money to make this vote.

**Amendment III: (Benavente) to allocate funds to not exceed $400 for the late night study hours.**

**Motion Carries as Amended.**

**1:08:39**

1. DISCUSSION ITEM - **Student Issues with Aramark**

President **Chang** highlights the following:

* Reviews documents
* Academic Senate resolution was passed yesterday, with one abstention.
* There is a petition to President Morishita.

**Howe** gives a brief testimony and highlights the following:

* Worked at Starbucks and obtained a second job as a dish washer at the Dinning commons to have more work hours.
* She worked for three months with no weekends off, and asked to quit at Starbucks.
* Starbucks denied the request which forced her to attend school from 9am-2pm, work from 3pm-8:30 pm.
* Her lunch was the walk to the dinning commons where she worked from 9pm-1:30am.
* At a grill cook at the Dinning Commons Late Night she burned her arms, and never got a lunch break as she was the only employee at that time.
* She describes the issues with her managers including drug scandals and inappropriate behavior towards employees.
* She states that Aramark are good at covering things up
* She broke her back over the summer and decided to quit Aramark.
* She believes workers need to unionize as they are not being represented through the company as workers request are denied, and managers make it hard to work.
* The conditions affect student workers grades and the overall quality of food.

**Reed** highlights the following:

* Employees get in trouble and fired for getting hurt on the job
* Accidents happen and workers should not be penalized for it.
* The staff gets the workers in trouble so they won’t get in trouble
* Workers are afraid to speak with their managers.
* Mentions in two weeks she worked 52 hours.
* Mentions she was written up for requesting the day off to work on homework.

**Hinrichs** highlights the following:

* 20 hours is the university state policy of the hours students can work on campus.
* Mentions Aramark takes part in student orientation to provide job to students.
* Asks who gave Aramark the permission to work students more than 20 hours a week.
* Highlights there is a policy in place because as students the primarily focus is to graduate.
* Highlights the primary issue is policy perspective.

**Benevante** mentions:

* In the last 5 years there were less than 10 percent of part time student workers, now it is up to 80% student workers working for Aramark.
* He still works for Starbucks as they did not let him quit.
* He has had 12 hour shifts beginning from 4 o’clock in the morning for inventory.
* Highlights his previous manager Bob received no work hours for a month.
* Highlights only managers are full time staff.
* Mentions the university has a ten year contract with Aramark.

**Ream-Rao** mentions she had a friend who worked more than 45 hours in one week. Suggests creating a resolution supporting Aramark workers and to follow up with a secondary one mentioning student workers can only work 20 hours maximum a week.

**Xiong** mentions there should be student position on this, and suggests ASI should take a position and create a resolution.

ED **Saffold** highlights the following:

* Assure ASI is cautious with whatever the position is, and to stay within areas ASI can work with.
* Supports **Ream-Rao’s** idea of creating a resolution in support of student workers right, but mentions it may be difficult to tell a company how to run their business.
* Suggests creating a more appropriate resolution is to have President Morishita investigate practices within Aramark.
* Creating a resolution that limits the hours Aramark works its employees is outside the scope of ASI.
* Mentions whatever the level of support ASI gives is within the capability of the organization.
* Assure all the students opinions are heard when creating a resolution or any other support cause.

VP **Erlandson** suggests creating a waiver for those student workers who want to work more than 20 hours.

VP **Pinlac** states he supports having a resolution that further investigates Aramark’s practices. It can provide guidance for future contracts.

**Baca** asks if Aramark were given any guidelines on how to treat students, and if the board can view a copy of the contract.

**ED Saffold** states he is unsure if the document is public. He also states when the organization requested to view the contract they were told it was not in the focus of the organization. However, he believes Aramark will be revising their contract keeping in mind the recent controversy.

**Avalos** states the contract should be made public to students as it affects them, especially clubs and organizations. Clubs and organizations are not allowed to sell anything aside from Aramark products for fundraisers.

**McKinney** mentions he is in support of having a student seat at the table as the student’s voice should be heard. He also mentions this is a huge issue that the entire campus and student body should be aware of.

**Watnik** mentions there are two students, who sit at the Foundation table and encourage an inquiry to sit at the table of discussion. He also mentions he looked up how the Foundation operates according to their bylaws and articles of incorporation. He highlights one rule is not that they have to keep up their current posted bylaws links to their bylaws articles of incorporation are broken, so there is no way of viewing the rules.

ED **Saffold** states a copy of the contact has not been requested from the new administration who manages the program. He doesn’t doubt that the document is viewable; it just might take a process.

President **Chang** states if anyone plans to have a resolution it should be submitted 72 hours prior to be considered as an action item. He encourages those working on the resolution should have student workers input, and Aramark management.

ED **Saffold** states to keep in mind student rights, student advocacy, not company structure is how Aramark run their business.

**Avalos** highlights the following:

* If workers unionize there will set a better working standard to full time employees that directly translate to student workers?
* If Aramark does not agree card check the NLRB will have to get involve creating bad publicity for the university.
* The union can provide adequate training for employees to avoid stress.
* With the help of local union 2850 there is talk of having a union representative, and getting the manager to talk with workers.
* The Aramark manager is yet to talk face to face with workers.

**Motion: (Ream-Rao) to adjourn meeting.**

**Motion Carries.**

1. INFORMATION ITEM – **Fee Restructure – Resolution proposed Academic Senate regarding student fees –** Michelle Xiong & Erik Olivar
2. ROUNDTABLE REMARKS

No roundtable remarks.

1. ADJOURNMENT

Minutes Reviewed by:

**ASI President**

**Name: Jerry Chang**

Minutes Approved on:

**6/5/13**