

#### **Minutes**

#### **Governance Committee Meeting**

- m Thu January 30th, 2020
- ② 2:30pm 3:45pm PST
- **♥** Titan Student Union, Board Room
- In Attendance

#### I. Call to Order

Linares called the meeting to order at 2:32 pm.

#### II. Roll Call

Members present: Aguirre, Cortes, Linares, Reveles

Members Absent: Soria (E)

\*Indicates that the member was in attendance prior to the start of Unfinished Business, but left before the scheduled ending of the meeting. [According to the by-laws, a member of the board who does not remain until the scheduled ending of the meeting (3:45 p.m.) is considered not to be in attendance.] \*\*Indicates that the member was in attendance for a portion of the meeting, but not in attendance prior to the announcement of Unfinished Business. [According to the by-laws, a member who is not in attendance prior to the announcement of Unfinished Business is considered to not be in attendance.]

EXCUSALS: (Reveles/ Aguirre) Linares asked for a motion and second to excuse Soria absence. Absences were excused by unanimous consent. Soria was out of the state.

#### III. Approval of Agenda

(M) Reveles (S) Aguirre motioned and seconded to approve the agenda.

#### **IV. Approval of Minutes**

#### ∨. Public Speakers

Members of the public may address Governance Committee members on any item appearing on this posted agenda or matters impacting students.

Members of the public may address the Governance Committee on any item appearing on this posted agenda or matters impacting students.

#### VI. Reports

#### a. Chair

No report.

#### b. Director, Leader and Program Development

No report.

#### VII. Unfinished Business

#### a. Action: Policy Concerning ASI Programming

The committee will consider establishing the Policy Concerning ASI Programming.

**GC 19/20 #010** (M) Reveles (S) Cortes motion and second was made to approve Policy Concerning ASI Programming.

Linares yielded to Nettles to review the policy.

Nettles reviewed the changes to the policy. The following points were highlighted:

- Duties and responsibility of programming
- AICA responsibility duties and leadership team

Review attached policy and resolution for additional information.

Nettles clarified that the programming has been informed of changes being made to the policy.

Linares moved into questions..

Nettles clarified, the change in programming would not have a budget impact.

Linares asked the committee if they would be comfortable voting on the policy.

The committee agreed to vote on the action item.

Linares moved into roll call.

### GC 19/20 #010 Roll call vote: 4-0-0. The motion to approve Policy Concernong ASI Programming was adopted.

#### b. Action: Approving changes to ASI Bylaws

The committee will consider approving changes to the ASI Bylaws.

**GC 19/20 #011 (**M) Aguirre (S) Reveles a motion and second was made to consider approving changes to ASI bylaws.

Linare yielded to McDoniel to explain the changes.

McDoniel highlighted on the changes.

- The addition of language about the ASI Executive Director appointment in Article IV
- Gramatical errors
- Stating the Board of Directors were the only members that can appoint or discharge

Linares moved into roll call vote.

GC 19/20 #011 Roll call vote: 4-0-0. The motion to approve changes to ASI bylaws was adopted.

#### VIII. New Business

#### a. Informational: Boardable Training

The committee will receive information regarding the Boardable meeting management software

Linares yielded to Kayleigh Bates to provide information regarding Boardable.

Bates provided a presentation explaining how to Boardable.

Bates informed the commmittee that Boardable would be the platform to access all the documention for the meetings.

Please see presentation attached for more information.

#### b. Discussion: Resolution in Support of California Proposition 13

The committee will discuss resolution in support of California state ballot Proposition 13.

Linares informed the committee that Tori Hust, ASI Chief Governmental Officer was not able to attend the meeting to present the Resolution. Linares yeilded to Meghan Waymire explain and answer question regarding the Resolution in Support of California Proposition 13.

Linares opened for questions.

Reveles, who approves or determines which facility qualifies for the bond?

Tami Bui, Associate Vice President, Government and Community Relations stated the bond has specific qualifications that would identify which facilities need maintance. The passage of the bond would be disbursed towards buildings that would be aging.

The committee shared thier opinions towards the Resolution in Support of California Proposition 13.

#### IX. Announcements/Member's Privilege

Nettles reminded the committe about ASI Speakers Series event on Monday, February 03, 2020. peakers event. The internal RSVP link would be sent January 30, 2020.

Nettles informed the committee about the following events:

- February 20, 2020 would be the candidate orientation
- The Camp Titan camp counselors applications are open
- Titan Safety forum would be January 30, 2020 at 5:00 pm.

Linares yielded to Isaac Gonzalez, Chief Communications Officer.

Gonzalez informed the committee he would be hosting scholarships FAQ events.

Linares shared the common concerns from students regarding low government involvement at Discoverfest.

#### X. Adjournment

Linares adjourned the meeting at 3:39 pm

Maria Linare

Kristyne Robles, Recording Secretary

#### Roll Call 2019-2020

Attendance			
		Present	Absent
Arts	Aguirre	1	
Communications	Soria		1
Education	Reveles	1	
NSM	Cortes	1	
HSS	Linares	1	
		Present	Absent
		4	1

Roll Call Votes			010			011	
		Yes	No	Abstain	YES	No	Abstain
Arts	Aguirre	1			1		
Communications	Soria						
Education	Reveles	1			1		
NSM	Cortes	1			1		
HSS	Linares	1			1		
		YES	No	Abstain	YES	No	Abstain
		4	0	0	4	0	0

ABSENT



#### A RESOLUTION ESTABLISHING ASI POLICY CONCERNING ASI PROGRAMMING

**Sponsors:** Marcus Reveles and Lesley Aguirre

**WHEREAS**, The Associated Students, Incorporated (ASI) is a 501 (c)(3) nonprofit organization that operates as an auxiliary organization of California State University, Fullerton; and

**WHEREAS**, ASI is governed by ASI Board of Directors, sets policy for the organization, approves all funding allocations to programs and services, and advocates on behalf of student interests on committees and boards; and

**WHEREAS**, ASI's mission is to provide students and campus community members with important social, cultural, and recreational opportunities as well as a wide range of programs and services; and

**WHEREAS**, the current ASI Programming teams were charged with programming and outreach efforts on behalf of ASI; and

**WHEREAS**, Productions has focused on the planning and implementing campus entertainment centered on social, cultural, and educational topics through a wide selection of frequent events and large-scale productions; <sup>1</sup> and

WHEREAS, Productions has been comprised of one (1) Director, one (1) Sunday Series Coordinator, one (1) Pub Monday/Tuesday Coordinator, one (1) Wednesday Concert Coordinator, one (1) Pub Thursday Coordinator, one (1) Films Coordinator, one (1) Fall/Spring Concert Coordinator, and two (2) Union and Special Programming Coordinators;<sup>2</sup> and

**WHEREAS**, Titan Tusk Force has focused on planning and implementing spirited events centered on Titan Pride, while also promoting and supporting Athletics to build a strong sense of campus unity and identity within CSU Fullerton;<sup>3</sup> and

**WHEREAS**, Titan Tusk Force has been comprised of one (1) Director, one (1) Athletics Coordinator, one (1) Events Coordinator, and one (1) Marketing Coordinator;<sup>4</sup> and

**WHEREAS**, Street Team has focused on providing on-campus student involvement and leadership growth opportunities through weekly meetings and events, while supporting a variety of ASI teams through coordination of event volunteers;<sup>5</sup> and

<sup>&</sup>lt;sup>1</sup> ASI Bylaws, Spring 2017 Revisions 05-09-17

<sup>&</sup>lt;sup>2</sup> ASI Bylaws, Spring 2017 Revisions 05-09-17

<sup>&</sup>lt;sup>3</sup> ASI Bylaws, Spring 2017 Revisions 05-09-17

<sup>&</sup>lt;sup>4</sup> ASI Bylaws, Spring 2017 Revisions 05-09-17

<sup>&</sup>lt;sup>5</sup> ASI Bylaws, Spring 2017 Revisions 05-09-17

**WHEREAS**, Street Team has been comprised of one (1) Street Team Leader, one (1) Coordinator and at least three (3) students at large;<sup>6</sup> and

**WHEREAS**, the Association for Inter-Cultural Awareness (AICA) has focused on programming that raises awareness of and celebrates the diverse student body of CSU Fullerton, engaging with recognized student organizations that play an integral role in AICA events, and providing funding to support recognized student organization events and activities; and

**WHEREAS**, AICA has been comprises of one (1) Chair, one (1) Vice Chair, two (2) Coordinators, and three (3) students at large; and

**WHEREAS**, the student leaders across the ASI Programming teams currently meet weekly to identify, plan, prepare and discuss the programs across of their teams; and

**WHEREAS**, developing large scale, high quality programming can benefit students, provide spaces to develop campus community, and contribute to the Titan Experience; therefore let it be

**RESOLVED**, ASI shall continue its ongoing commitment to offer a wide range of programs that center on social, cultural and educational topics, spirited events centered on Titan Pride, and providing on-campus student involvement and leadership growth opportunities; and let it be

**RESOLVED**, ASI establishes the Policy Concerning ASI Programming which includes expected conduct, responsibilities and duties of ASI Programming student leaders and teams; and let it be

**RESOLVED**, ASI establishes the Programming Board as a part of ASI Programming with the purpose of carrying out the programmatic and outreach efforts previously programmed by Productions, Titan Tusk Force, and Street Team; and let it be

**RESOLVED**, the Programming Board leadership shall be comprised of two (2) Programming Directors and up to twelve (12) Programming Coordinators; and let it be

**RESOLVED**, ASI maintains AICA as a part of ASI Programming with the purpose of continuing to focus on programming that raises awareness of and celebrates the diverse student body of CSU Fullerton, engages with recognized student organizations that play an integral role in AICA events, and provides funding to support recognized student organization events and activities; and let it be

**RESOLVED**, the AICA leadership shall be comprised of one (1) Chair, one (1) Vice Chair, and two (2) Coordinators; and let it be

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<sup>&</sup>lt;sup>6</sup> ASI Bylaws, Spring 2017 Revisions 05-09-17

**RESOLVED**, ASI Programming reports to the ASI Board of Directors twice a semester on its annual goals, programs, and activities; and let it be finally

**RESOLVED**, that this Resolution be distributed to the ASI Executive Director and applicable ASI departments and the Daily Titan.

Adopted by the Board of Directors of the Associated Students Inc., California State University, Fullerton on the DATE day of MONTH in the year two thousand and nineteen.

Lorren Amelia Baker Chair, Board of Directors Brittany Cook Treasurer/Secretary, Board of Directors

#### **POLICY CONCERNING ASI PROGRAMMING**

#### **PURPOSE**

The following policy has been established in order for the student leaders of Associated Students, Inc (ASI) Programming to better serve the mission and charge as directed by the ASI Board of Directors. ASI is committed to promoting the highest standards of ethical conduct in the performance of its mission. The policy includes expected conduct and responsibilities and duties of ASI Programming, which includes the Programming Board and the Association for Inter-Cultural Awareness (AICA).

POLICY CONCERNING ASI PROGRAMMING	
PURPOSE	1
WHO SHOULD KNOW THIS POLICY	
DEFINITIONS	
STANDARDS	
1. DUTIES AND RESPONSIBILITIES OF ASI PROG	RAMMING2
2. ASI PROGRAMMING CONDUCT	3
a. Ethics	3
3. STUDENT LEADER APPOINTMENTS	4
4. DUTIES AND RESPONSIBILITIES OF PROGRAM	MING DIRECTORS:4
5. DUTIES AND RESPONSIBILITIES OF PROGRAM	IMING COORDINATORS:
6. DUTIES AND RESPONSIBILITIES OF AICA CHA	
7. DUTIES AND RESPONSIBILITIES OF AICA VICE	E CHAIR:5
8. DUTIES AND RESPONSIBILITIES OF AICA COO	ORDINATORS:6
WHO SHOULD KNOW	V THIS POLICY
□ Budget Area Administrators	□ Volunteers
☐ Management Personnel	☐ Grant Recipients
■ Supervisors	□ Staff
■ Elected/Appointed Officers	■ Students
DEFINITION	DNS

For Purpose of this policy, the terms used are defined as follows:

Terms	Definitions		
Conflict of Interest	Any involvement financially, through an employment or family connection, with any business, firm, vendor, and/or service doing business with the corporation.		
Fraud	The intentional use of deceit, a trick or some dishonest means to deprive another of their money, property or legal right.		
Defalcation	The withholding or misappropriating funds held for another or failing to make a proper accounting.		
Corruption	The offering, giving, soliciting, or accepting of an inducement or reward that may improperly influence the action of a person or entity.		

Misappropriation	The intentional, illegal use of the property or funds of another person for one's own use or other unauthorized purpose, particularly by a public official, a trustee or a trust, an executor or administrator of a dead person's estate or by any person with a responsibility to care for and protect another's asset.
Forgery	The crime of creating a false document, altering a document, or writing a false signature for the illegal benefit of the person making the forgery.

#### **STANDARDS**

#### 1. DUTIES AND RESPONSIBILITIES OF ASI PROGRAMMING

ASI Programming is charged with event and activity programming and outreach efforts on behalf of ASI. Those programming and outreach efforts shall focus on:

- Planning and implementing campus entertainment centered on social, cultural and educational topics through a wide selection of frequent events and large-scale programs
- Planning and implementing campus spirit events centered on Titan Pride, while also promoting and supporting a strong sense of campus unity and identity with CSU Fullerton
- Raising awareness of and celebrating the diverse student body of CSU Fullerton
- Engaging in programming collaborations with other ASI programs and departments, as well as, with recognized student organizations and academic and administrative departments
- Supporting the programming and activities of recognized student organizations through the allocation of programming and travel funding through AICA
- Providing on-campus student involvement and leadership growth opportunities for students

ASI Programming is comprised of two entities, the Programming Board and the Association for Inter-Cultural Awareness, that operate to fulfill the mission and charge as directed by the ASI Board of Directors.

#### **Programming Board**

Programming Board shall focus on a wide variety of programming, including ASI's most major and large scale events.

The Programming Board leadership shall be comprised of:

- Two (2) Programming Directors
- Up to twelve (12) Programming Coordinators

#### Association for Inter-Cultural Awareness (AICA)

AICA is a specialized part of ASI Programming that shall focus on celebrating and promoting awareness and understanding of culture and diversity at CSU Fullerton. To accomplish this, AICA operates a General Council comprised of recognized student organizations that choose to join as members. These member organizations serve an integral role in the planning and implementing of AICA events.

AICA shall provide programming and travel funding to recognized student organizations as part of its operation, similar to a funding council. This funding is administered in accordance with established procedures specific to AICA and all applicable policy related to ASI funding provided to students and student organizations.

AICA shall hold regular General Council meetings in order to facilitate the planning and implementation of its programming, the administration of funding, and other content related to its programming.

### ASSOCIATED STUDENTS INC., CALIFORNIA STATE UNIVERSITY, FULLERTON

The Association for Inter-Cultural Awareness leadership shall be comprised of:

- Chair
- Vice Chair
- Two (2) AICA Coordinators

#### 2. ASI PROGRAMMING CONDUCT

#### a. Ethics

#### Introduction

This code will serve as a minimum guide for ethical conduct and provide guidance and direction for all officers, directors, employees, and volunteers of ASI (collectively referred to herein as members or member) in the performance of their duties or in any context in which they are perceived as representing ASI.

#### Laws and Regulations

All members must comply with applicable laws and regulations governing the operation of ASI. This includes, but is not limited to, federal, state, county and municipal laws, the California Code of Regulations, the California Education Code, campus regulations of California State University Fullerton, and the Office of the Chancellor, California State University.

#### **Conflict of Interest**

Members must avoid conflicts of interest. Business decisions must be made objectively on the basis of price, quality, service and other competitive practices. To avoid any potential influence from existing or potential vendors and customers, members are prohibited from accepting gifts, from vendors, suppliers, and customers, of more than token value.

Members transacting business or entering into contracts on behalf of ASI must not have any interest, financial or personal, in those transactions or contracts. Should a member have an interest in an organization with who the ASI transacts business, the member must recuse themselves from any negotiation, authorization, or approval of such transactions.

Members must not be employed outside ASI where the outside employment impairs their ability to conduct ASI business because of conflicts of interests and competing interests.

#### **Anti-discrimination Policy**

Members must not take actions that discriminate against anyone on an unlawful basis, including gender, race, religion, color, national origin, sexual orientation, medical condition, age, physical or mental disability, marital status or family leave status.

#### **Public Disclosures**

If members in the course of their duties are called to make public disclosures to any governmental agency, under no circumstances can statements be made that are untrue, or omit or misstate material facts. If public disclosures are made to the press, members must seek to ensure that the statements are clear and understandable and not misleading. All official business of ASI done on a personal device may be subject to subpoena.

#### Confidentiality

Members must protect ASI confidential information and not divulge such to anyone except on a need-to-know basis. Members are expected to keep in confidence such information that would be considered confidential even if not clearly marked. This would include, but not be limited to, personal addresses, social security or other identification numbers, payroll records, performance evaluations, and/or personal information. All members must refrain from using personal devices to relay confidential information.

### ASSOCIATED STUDENTS INC., CALIFORNIA STATE UNIVERSITY, FULLERTON

#### Respect

Members must work effectively with coworkers, customers and others by sharing ideas in constructive and positive manner; listening to and objectively considering ideas and suggestions from others, keeping commitments, keeping others informed of work progress, timetables and issues, addressing problems and issues constructively to find mutually acceptable and practical business solutions, addressing others by name, title or other respectful identifier and respecting the diversity of our work force in actions, words and deeds. Members must be able to work effectively within a complex organizational setting and a multicultured campus environment. Members must be able to establish and maintain effective, cooperative, and harmonious relationships with students, staff, co-workers, faculty, alumni and the general public.

#### **Fair Dealing**

Behind any code of ethics is the concept of fair dealing. As a guiding principle, members must respect and deal fairly with customers, suppliers, vendors, contractors, co-workers, and the general public. In the course of conducting ASI business, members must not take advantage of others by misrepresentation, concealment, misuse of confidential and privileged information, or any other practice of unfair dealing.

Members must not disclose a vendor's pricing or business activities to competitors. In the course of business, all members must refrain from any practice that could constitute unfair dealing. At all times, members must be accurate and truthful in all their dealings with vendors, suppliers, and customers and be careful to accurately represent the services and products of ASI.

#### 3. STUDENT LEADER APPOINTMENTS

#### **Term of Appointment**

Each student leader in ASI Programming shall serve for a full year term, following their appointment, which will commence on June 1 and end on the following May 31. An appointment occurring after June 1 shall commence immediately and end on the following May 31.

#### **Appointment**

The President will appoint all positions that receive student leader financial awards. These appointments are subject to approval by a majority vote of the Board of Directors. The President has the authority to remove any or all executive appointments.

#### Vacancy

In the event that a student leader in ASI Programming should resign, a written notice of resignation must be submitted to the Vice President, respective advisor and the Director of Leader & Program Development.

#### **Abandonment**

A student leader position in ASI Programming is considered abandoned if the student leader is absent and non-communicative for more than five business days without notice to the Vice President, respective advisor, or the Director of Leader & Program Development.

#### Filling a vacancy of a student leader position

In the event of a vacancy in a student leader position in ASI Programming, the President, in consultation with the Vice President, shall appoint a new student leader to fill the vacant position subject to approval by a majority vote of the Board of Directors.

#### 4. DUTIES AND RESPONSIBILITIES OF PROGRAMMING DIRECTORS:

Duties and responsibilities of the Programming Directors:

- Organize and facilitate weekly team meetings
- Monitor use of Programming Board budget

- Meet 1:1 with the Programming Coordinators regularly
- Guide and support Programming Coordinators with the development and implementation of proposed programs, marketing and outreach plans and program evaluations
- Oversee the coordination and development of involvement opportunities that introduces interested students to ASI student leadership and allows students to volunteer for events
- Oversee the coordination and development of major events
- Meet with identified advisors regularly
- Interview and recommend Programming Coordinators for appointment, in consultation with the Vice President
- Establish and maintain weekly office hours which commits enough time to adequately fulfill duties
- Attend summer, winter and ongoing training sessions as identified by ASI Leader & Program Development Office

### 5. DUTIES AND RESPONSIBILITIES OF PROGRAMMING COORDINATORS:

Duties and responsibilities of the Programming Coordinators:

- Develop and implement the programs and activities that meet the charge of the Programing Board, including identifying marketing and outreach plans and post-program evaluations
- Attend weekly team meetings and other meetings as necessary to adequately fulfill duties
- Meet with Programming Directors and identified advisor(s) regularly
- · Establish and maintain weekly office hours which commits enough time to adequately fulfill duties
- Attend summer, winter and ongoing training sessions as identified by ASI Leader & Program Development Office

#### 6. DUTIES AND RESPONSIBILITIES OF AICA CHAIR:

Duties and responsibilities of the AICA Chair:

- Lead all General Council and related meetings
  - Be responsible for the administration of all funds allocated through AICA to recognized student organizations
  - Oversee the procedure for recognized student organizations to join and continue as members of the General Council
  - Meet 1:1 with the Vice Chair and Coordinators regularly
  - Guide and support AICA Coordinators with the development and implementation of their proposed programs, marketing and outreach plans and program evaluations
  - Meet with identified advisors regularly
  - Interview and recommend AICA Coordinators for appointment, in consultation with the Vice President
  - Establish and maintain weekly office hours which commits enough time to adequately fulfill duties
  - Attend summer, winter and ongoing training sessions as identified by ASI Leader & Program Development Office

#### 7. DUTIES AND RESPONSIBILITIES OF AICA VICE CHAIR:

Duties and responsibilities of the AICA Vice Chair:

- Be responsible for preparing and posting, in compliance will all applicable open meeting regulations, agendas for all General Council and related meetings
- In collaboration with the Chair, be responsible for the administration of all funds allocated through AICA to recognized student organizations

- In collaboration with the Chair, oversee the procedure for recognized student organizations to join and continue as members of the General Council
- Be responsible for maintaining an archive of all documents related to General Council and related meetings
- Submit a current financial report at each General Council meeting
- Attend weekly team and AICA meetings and other meetings as necessary to adequately fulfill duties
- Meeting with AICA Chair and identified advisor(s) regularly
- Establish and maintain weekly office hours which commits enough time to adequately fulfill duties
- Attend summer, winter and ongoing training sessions as identified by ASI Leader & Program Development Office

#### 8. DUTIES AND RESPONSIBILITIES OF AICA COORDINATORS:

Duties and responsibilities of the AICA Coordinators:

#### **Events Coordinator**

- Plan and implement AICA programming during the fall and spring semesters
- Meet with General Council members who receive allocations for an event in order to assist with implementing the event
- Facilitate discussions and collaboration amongst the General Council to promote paired programming
- Coordinate marketing for all AICA programming
- Attend weekly team and AICA meetings and other meetings as necessary to adequately fulfill duties
- Meeting with AICA Chair and identified advisor(s) regularly
- Establish and maintain weekly office hours which commits enough time to adequately fulfill duties
- Attend summer, winter and ongoing training sessions as identified by ASI Leader & Program Development Office

#### **Diversity Coordinator**

- Be responsible for scheduling cultural presentations on the agenda for regular General Council meetings
- Attend meetings of organizations for dialoguing on issues of concern
- Facilitate discussions and collaboration amongst advocacy focused commissions and other areas to raise awareness
- Prepare and present discussion sessions at General Council meetings and other events
- Attend weekly team and AICA meetings and other meetings as necessary to adequately fulfill duties
- Meeting with AICA Chair and identified advisor(s) regularly
- Establish and maintain weekly office hours which commits enough time to adequately fulfill duties
- Attend summer, winter and ongoing training sessions as identified by ASI Leader & Program Development Office



### A Resolution Approving Changes to ASI Bylaws Sponsors: Maria Linares

**WHEREAS**, The Associated Students, Incorporated (ASI) is a 501 (c)(3) nonprofit organization that operates as an auxiliary organization of California State University, Fullerton; and

**WHEREAS,** ASI is governed by ASI Board of Directors, sets policy for the organization, approves all funding allocations to programs and services, and advocates on behalf of student interests on committees and boards; and

**WHEREAS**, the current ASI Bylaws lack the required language on the ASI Executive Director appointment; therefore let it be

**RESOLVED,** ASI approves the addition of language about the ASI Executive Director appointment in Article IV; and let it be finally

**RESOLVED**, that this Resolution be distributed to the ASI Executive Director, ASI Associate Executive Director, and applicable ASI departments for appropriate action.

Adopted by the Board of Directors of the Associated Students Inc. California State University, Fullerton on the third day of December in the year two thousand and nineteen.

Lorren Amelia Baker Chair, Board of Directors Brittany Cook Treasurer/Secretary, Board of Directors



# BYLAWS OF THE ASSOCIATED STUDENTS INC., CALIFORNIA STATE UNIVERSITY, FULLERTON

#### **Table of Contents**

BYLAWS OF	THE ASSOCIATED STUDENTS INC., CALIFORNIA STATE UNIVERSITY, FULLERTON	1
ARTICLE I N	MEMBERSHIP	3
Section 1.	NON-MEMBER CORPORATION	3
Section 2.	STUDENT BODY PRIVILEGES	3
Section 3.	ASSOCIATE MEMBERS	3
Section 4.	MEMBERS	3
Section 5.	DESIGNATED MEMBER	3
Section 6.	LIAISON OFFICERS	3
ARTICLE II	BYLAWS AND STUDENT FEES	4
Section 1.	COPIES OF THE BYLAWS	4
Section 2.	BYLAWS EFFECTIVE	4
Section 3.	AMENDMENTS	4
Section 4.	CONSTRUCTION &	4
Section 5.	STUDENT FEES	5
ARTICLE III	MEETINGS, QUORUM AND VOTING PRIVILEGES, AND BOARD ACTION	6
Section 1.	PLACE OF MEETING	6
Section 2.		
Section 3.	REGULAR MEETINGS	6
Section 4.	CLOSED MEETINGS	7
Section 5.	SPECIAL MEETINGS	7
Section 6.	EMERGENCY MEETINGS	7
Section 7.	QUORUM AND VOTING PRIVILEGES	7
Section 8.	BOARD ACTION	7
ARTICLE IV	BOARD OF DIRECTORS	9
Section 1.	MEMBERS AND OFFICERS OF THE ASI BOARD OF DIRECTORS	9
Section 2.	POWERS	9
Section 3.	TERM OF OFFICE	11
Section 4.	RESIGNATION	<u>12</u> 11
Section 5.	VACANCIES	12
	CHAIR OF THE BOARD OF DIRECTORS	
	VICE CHAIR OF THE BOARD OF DIRECTORS	
	TREASURER/SECRETARY OF THE BOARD OF DIRECTORS	
ARTICLE V	TITAN STUDENT CENTERS BOARD OF TRUSTEES	14



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14	PURPOSE	Section 1.
14	DELEGATION OF AUTHORITY	Section 2.
14	MEMBERS AND OFFICERS OF THE TSC BOARD OF TRUSTEES	Section 3.
<u>16</u> 15	EXECUTIVE OFFICERS	ARTICLE VI
<u>16</u> 15	TERM OF OFFICE	Section 1.
<u>16</u> 15	ASI PRESIDENT	Section 2.
<u>16<del>15</del></u>	ASI VICE PRESIDENT	Section 3.
	VACANCIES	Section 4.
 16 <del>15</del>	EXECUTIVE OFFICERS	Section 5.



# ARTICLE I MEMBERSHIP

- Section 1. **NON-MEMBER CORPORATION** This Corporation shall not have statutory members as that term is intended in Corporations Code Section 5056. Except as to specific privileges accorded the California State University, Fullerton (hereafter referred to as CSU Fullerton), student body as stated in these Bylaws, the Board of Directors shall exercise full authority over the affairs and operations of this corporation, subject to limitations expressed in law or regulations, or by CSU Fullerton Policy.
- Section 2. **STUDENT BODY PRIVILEGES** CSU Fullerton student body is designated as "members" pursuant to Corporation Code Section 5332.
  - Clause 1. Any person registered as a student at CSU Fullerton in any regular term and pays membership fees shall be termed "regular member" and are entitled to:
    - a. Qualify, seek and hold ASI office, either by running for office or appointment;
    - b. Participate in elections to become either ASI President, ASI Vice President, representative Director, or student Trustee:
    - c. Be appointed to a student leadership position as established by the Board of Directors;
    - d. Admission to corporation-sponsored activities and sponsored services without charge or at a reduced rate;
    - e. Join campus student organizations recognized by CSU Fullerton;
    - f. Represent the corporation in CSU Fullerton competition consistent with applicable eligibility rules: and
    - g. Other privileges prescribed by the Board of Directors.
- Section 3. **ASSOCIATE MEMBERS** Associate members are entitled to regular membership privileges except for voting, making motions, and holding corporation office.
- Section 4. **MEMBERS** The Board of Directors elected by the Student Body and are defined as members of the corporation
- Section 5. **DESIGNATED MEMBER** The President of CSU Fullerton serves an open term as a designated member, and may assign another University official as designee, to the Board of Directors and the Titan Student Centers (hereafter referred to as TSC) Board of Trustees by written notice to the corporate recording secretary.
- Section 6. **LIAISON OFFICERS** Executive Officers serve as standing liaison officers to the Board of Directors and shall not have voting privileges. They shall oversee specific areas and may provide reports and advise the Board of Directors. They serve by virtue of their positions.



# ARTICLE II BYLAWS AND STUDENT FEES

- Section 1. **COPIES OF THE BYLAWS** An up-to-date copy of these Bylaws shall be maintained by the Recording Secretary of the Board of Directors. These Bylaws shall be made available to members of the student body, to the Board of Directors, and any other interested persons.
- Section 2. **BYLAWS EFFECTIVE DATE** All Bylaws in this document shall become effective after approval by a majority of the Board of Directors.
- Section 3. **AMENDMENTS** The Board of Directors shall institute a review of these Bylaws and the Articles of Incorporation when necessary or when changes of the law may require. These Bylaws can be amended only by a two-thirds vote of the Board of Directors.
- Section 4. **CONSTRUCTION & DEFINITIONS** The general provisions, rules of construction, and definitions contained in the California non-profit Corporation Law will govern the construction of these Bylaws. The Board of Directors will have jurisdiction over questions involving the interpretation of this document.
  - Clause 1. Supporting Organization under Internal Revenue Code (IRC) Section 509(a)(3).
    - a. This corporation has been organized and shall operate exclusively in support of CSU Fullerton and shall be overseen and supervised by that institution as specified in IRC Section 509(a)(3).
    - b. The Board of Directors shall designate a publicly supported educational or charitable organization as described in IRC Sections 170(b)(1)(A)(iv), 501(c)(3) and 509(a)(1) or 509(a)(2), in substitution for CSU Fullerton, for purposes specified in the Articles of Incorporation if CSU Fullerton:
      - I. Shall cease to be an organization described in IRC Sections 170(b)(1)(A)(iv), 501(c)(3) and 509(a)(1) or 509(a)(2); or
      - II. Shall substantially abandon the charitable and educational purposes that this corporation is organized to support.
    - c. This corporation shall not accept any contribution from any "prohibited person."
  - Clause 2. An "ad hoc committee" has all of the authorization and duties of a standing committee except that it is established by the Board of Directors for a particular purpose and shall dissolve upon completion of its assigned purpose or twelve months of its creation, whichever first occurs.
  - Clause 3. A "standing committee" is a committee authorized by the Board of Directors to provide and make recommendations of the regular ongoing functions for which it was formed.
  - Clause 4. A "standing advisory committee" is an advisory committee authorized by the Board of Directors to serve a consultative role and advise the Board of Directors.
  - Clause 5. A "standing sub-committee" is a sub-committee authorized by the TSC Board of Trustees to provide and make recommendations of the regular ongoing functions for



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#### Clause 6. Due cause shall be defined as:

- a. Absences due to participation in an official CSU Fullerton recognized program at which the member's attendance is required;
- b. Absences due to illness of a Director or a member of their immediate family who requires the member's care or for bereavement of an immediate family member;
- c. Absences due to requirements of official ASI business; or
- d. Absences due to individual circumstances; due cause and validity are to be determined by the ASI Board of Directors on a case-by-case basis; and
- e. Limited to two (2) excused absences per semester.

#### Clause 7. A "prohibited person" is a person who:

- Controls, directly or indirectly, either alone or with persons listed below, the Board of Directors of this corporation or any successor organization designated pursuant to the Articles of Incorporation;
- b. A member of the family of an individual listed above; or
  - I. Individual's family includes: spouse, ancestors, children, grandchildren, great-grandchildren, and spouses of children, grandchildren, and great-grandchildren, as well as the individual's brothers and sisters, by whole or half blood, and their spouses.
- c. A corporation, partnership, trust, or estate more than thirty-five (35) percent of which is actually or constructively controlled by persons described above.

#### Section 5. STUDENT FEES

- Clause 1. California Education Code Section 89300 et seq, together with system and campus policy, authorize a process for the setting of Category II mandatory student fees upon which the corporation relies as a student body organization, and otherwise. The student body election process is separate and distinct from the student leadership selection, referendum, and initiative processes utilized by the corporation.
  - a. Referendum and initiative processes are to ensure appropriate and meaningful consultation are utilized before a vote by the student body to adjust an existing Category II campusbased mandatory fee or establish a new campus mandatory fee.
- Clause 2. Fee Collection and Disbursements: California Code of Regulations, Title 5, Section 41409, requires the University to collect applicable Category II fees and periodically disburse them to the corporation. The Board of Directors shall establish requisite standards and procedures for the administration of such fee funds.
- Clause 3. Fees utilized by this organization must follow the Integrated California State University Administrative Manual (ICSUAM) Section 1300 CSU Auxiliary Organizations Compliance Guide.

5 | Page



#### **ARTICLE III**

## MEETINGS, QUORUM AND VOTING PRIVILEGES, AND BOARD ACTION

#### Section 1. PLACE OF MEETING

Clause 1. All meetings of the Board of Directors and TSC Board of Trustees shall be held at the principal office of the corporation or at such other place as may be designated for that purpose from time to time by the Chair.

#### Section 2. NOTICE AND CONDUCT OF MEETINGS

- Clause 1. The Board of Directors and all of its committees, the TSC Board of Trustees and its standing sub-committees, and the Elections Judicial Council shall conduct their business in duly noticed public meetings and are required to comply with all provisions of the Gloria Romero Open Meetings Act (Education Code Sections 89305 to 89307.4) as outlined in section 89305.1(b)(1)(B)(i)-(iv) of the California State Education Code.
- Clause 2. Written Notice of every regular meeting shall be given at least seventy-two (72) hours prior to the date set for the meeting (pursuant to Education Code Section 89305.5).
- Clause 3. The *Robert's Rule of Order, Newly Revised* shall guide meeting parliamentary procedure consistent with subsection (1) above.
- Clause 4. Roll Call Vote shall be used for all action items on the agenda with the exception of approving the agenda, approving minutes, or parliamentary procedures.
- Clause 5. The Board of Directors may adopt more specific meeting written practices as warranted.

#### Section 3. **REGULAR MEETINGS**

- Clause 1. All meetings shall be in accordance to these Bylaws and ASI Policy.
- Clause 2. Schedule
  - a. The Board of Directors shall typically hold regular meetings, at such times as the Board shall set by resolution, on Tuesdays throughout the academic year.
  - b. The Titans Student Centers (TSC) Board of Trustees shall hold regular meetings two times a month on Wednesdays throughout the academic year.
  - c. The Board of Directors standing committees and TSC Board of Trustees standing subcommittees shall hold regular meetings throughout the academic year.
  - d. Elections Judicial Council shall establish <u>annually</u> a <u>meeting</u> schedule <u>annually</u>, by the start of the spring semester.



#### Section 4. CLOSED MEETINGS

Clause 1. The Board of Directors and all of its committees and the TSC Board of Trustees and its standing sub-committees may hold closed meetings from which the public is excluded only in accordance to ASI Policy.

#### Section 5. SPECIAL MEETINGS

Clause 1. The Board of Directors and all of its committees and the TSC Board of Trustees and its standing sub-committees may hold special meetings by providing notice at least twenty-four (24) hours' prior to the meeting and only in accordance to ASI Policy.

#### Section 6. **EMERGENCY MEETINGS**

Clause 1. In case of an emergency situation involving matters upon which prompt action is necessary due to the disruption or threatened disruption of public facilities, the ASI Board of Directors may hold an emergency meeting without complying with the twenty-four (24) hours' notice requirement and/or the twenty-four (24) hour posting requirement. The Board of Directors must provide a minimum of one-hour notification by telephone (if telephone services are functional) to the public media and complies with Education Code Sections 89306.5 (c) and (d) and only in accordance to ASI Policy.

#### Section 7. QUORUM AND VOTING PRIVILEGES

- Clause 1. Quorum for the Board of Directors and all its committees, TSC Board of Trustees and its standing sub-committees, and the Elections Judicial Council is defined as at least 50% plus one (1) voting member. During meetings, the Chair shall be counted in the quorum.
- Clause 2. A quorum must be present at all regular and special meetings for the official transaction of business.
- Clause 3. In order to be counted in quorum and vote, a member must be present from the time a motion is seconded to the calling of the question on that motion as well as meet attendance requirements.
- Clause 4. No member is allowed to vote by proxy.

#### Section 8. BOARD ACTION

- Clause 1. The Board of Directors and all of its committees, TSC Board of Trustees and its standing sub-committees shall not take action on any item unless notice and agenda of the meeting where the item will be discussed and acted upon has been legally provided for under the Education Code and all other appropriate laws or unless an emergency situation exists.
- Clause 2. A meeting at which a quorum is initially present may continue to conduct business, despite the withdrawal of some members from that meeting, if any action taken or decision made is approved by at least a majority of the required quorum for that meeting.
- Clause 3. Certain action may require a two-thirds (2/3) majority vote as specified.



- Clause 4. Every action taken or decision made by a majority of the Board of Directors present at a duly held meeting at which a quorum is present shall be an act of the Board of Directors, subject to the more stringent provisions of the California Nonprofit Public Benefit Corporation Law, including, without limitation, those provisions relating to:
  - a. Approval of contracts or transactions in which a Director has a direct or indirect material financial interest:
  - b. Approval of certain transactions between corporations having common directorship;
  - c. Creation of and appointments to committees of the board; or
  - d. Indemnification of directors.
- Clause 5. Upon written notice to the Board of Directors within nine (9) days of Board Action, the ASI President may require a two-thirds (2/3) majority Board of Directors vote, within fourteen (14) days of the notice, to validate such action. This requirement does applyapplies to appointments or elections.



## ARTICLE IV BOARD OF DIRECTORS

#### Section 1. MEMBERS AND OFFICERS OF THE ASI BOARD OF DIRECTORS

- Clause 1. Voting members of the Board of Directors (hereinafter referred to as Directors) with voting privileges, each of whom is entitled to vote (hereinafter referred to as Directors) shall consist of:
  - a. two Directors from the College of the Arts,
  - b. two Directors from the Mihaylo College of Business and Economics,
  - c. two Directors for the College of Communications,
  - d. two Directors from the College of Education,
  - e. two Directors from the College of Engineering and Computer Science,
  - f. two Directors from the College of Health and Human Development,
  - g. two Directors from the College of Humanities and Social Sciences, and
  - h. two Directors from the College of Natural Sciences and Mathematics.
- Clause 2. Designated Directors with voting privileges, each of whom is entitled to a vote shall consist of:
  - a. one Director appointed by the Academic Senate Chair, and
  - b. one Director appointed by the President of the University.
- Clause 3. Standing Liaison Officers with no voting privileges (who have no vote) to the Board of Directors shall consist of:
  - a. ASI President.
  - b. ASI Vice President,
  - c. ASI Chief Campus Relations Officer,
  - d. ASI Chief Communications Officer,
  - e. ASI Chief Governmental Officer, and
  - ASI Chief Inclusion and Diversity Officer.
- Clause 4. The ASI Executive Director serves as the standing advisor, is not a member of the Board, and does not have voting privileges. Standing Advisor to the Board of Directors and is not a Board member:
  - . ASI Executive Director.
- Section 2. **POWERS** Subject to limitations imposed by law or the Articles of Incorporation, oversight of the business and affairs of the Corporation shall be controlled by the ASI President and the Board of Directors, and all corporate powers shall be exercised jointly by them.
  - Clause 1. The ASI President and the Board of Directors shall jointly determine the financial assets of Associated Students Inc.
  - Clause 2. The Board of Directors shall require two-thirds vote to ratify changes in the Articles of Incorporation.
  - Clause 3. The Board of Directors may amend Bylaws only by two-thirds of voting members.



- Clause 4. The Board of Directors shall adopt by a majority vote such policies as it deems necessary for procedural and administrative purposes.
  - a. ASI Policy Statements shall be consistent with the Articles of Incorporation and these Bylaws.
  - b. The year of last revision shall be stated on each of the ASI Policy Statements.
  - c. The Board of Directors may amend ASI Policy Statements by a majority vote.
- Clause 5. The Board of Directors shall employ or discharge the ASI Executive Director consistent with University and ASI employment policies and procedures. The Board of Directors shall prepare the annual evaluation of the Executive Director in accordance with established policies and recommend the final evaluation to the University Vice President of Student Affairs for concurrence.
- Clause <u>56.</u> Titan Student Centers (TSC) Board of Trustees has delegated power of the Board of Directors creating a subboard established in order to develop and adopt operating procedures to govern the operation of the facilities and programs of the Titan Student Centers.

#### Clause <u>76</u>. Committees

- a. The Board of Directors establishes standing committees to evaluate and make recommendations on resolutions referred to them in accordance to ASI Policy.
- b. The Board of Directors shall determine by a majority vote the size and composition of all special or ad hoc committees.
- c. The ASI President or designee, Vice President or designee, and the Chair of the Board of Directors or designee shall serve as standing liaison members on all ASI special, ad hoc, and standing committees, except the Audit Committee.
- d. The Executive Director or designee shall serve as the standing advisor to all ASI special, ad hoc, and standing committees, except the Audit Committee.
- e. Standing committees shall include: Audit Committee, Finance Committee, Governance Committee, and Board Leadership Review Committee.
  - I. The purpose of the Audit Committee is to: (1) make sure recommendations to the Board regarding the selection and retention of the independent auditor (including compensation); (2) confer with the auditor to determine that the financial affairs of ASI are in order; (3) review and determine whether or not to accept the audit; (4) ensure that any non-audit services performed by the auditing firm conform to standards of auditor independence; and (5) approve the performance on non-audit services by the auditing firm.
    - (1) The Audit Committee shall be composed of four (4) members of the Board, a member of the finance committee, and one (1) voting member of the TSC Board of Trustees. Members of the Board to serve on the Audit Committee shall be appointed by the Board. Officers of the organization shall not serve on the Audit Committee. The Board shall appoint the chair of the Audit Committee.



- (2) The Audit Committee shall convene at least two times annually.
- II. The purpose of the Finance Committee is to: (1) hold hearings and refers budget recommendations to the Board of Directors; (2) develop, review, and make recommendations concerning organizational financial policies.
  - (1) The Finance Committee shall be composed of four (4) members of the Board and the Treasurer. The Treasurer shall chair the Finance Committee.
  - (2) The Finance Committee will be held on Thursdays throughout the academic year.
- III. The purpose of the Governance Committee is to: (1) make recommendations concerning ASI Policy, these Bylaws, and the Articles of Incorporation to the Board of Directors; (2) make recommendations on vacancy declarations, and interviewing and recommending applicants for vacant Director positions during the academic term.
  - (1) The Governance Committee shall be composed of four (4) members of the Board and the Secretary. The Secretary shall chair the Governance Committee.
  - (2) The Governance Committee will be held on Thursdays throughout the academic year.
- IV. The purpose of the Board Leadership Review Committee is to assess the Chair, Vice Chair, Secretary, and Treasurer of the Board of Directors to determine whether they are adequately fulfilling their duties.
  - (1) The Board Leadership Review Committee shall be composed of four (4) members of the Board, Chief Campus Relations Officer, both Designated Directors, and Executive Director or designee.
  - (2) The Board Leadership Review Committee shall convene at least once during the Fall Term before Week 11.
- f. Standing Advisory Committees shall include: Children's Center Advisory Committee.
  - I. The purpose of the Children's Center Advisory Committee is to provide a forum at which all constituents may discuss issues relating to the operation of the program.
    - (1) The Children's Center Advisory Committee shall be composed of one (1) current student-parent who utilizes the center, one (1) current faculty/staff parent who utilizes the center, one (1) University President Appointee, one (1) Academic Senate Appointee, three (3) members of the Board, and the Vice Chair. The Vice Chair shall chair the Children's Center Advisory Committee.
    - (2) The Children's Center Advisory Committee shall convene at least three times during the academic year.
- Clause <u>87</u>. The Board of Directors shall confirm by a majority vote all presidential appointments to positions that receive financial awards, scholarships, or any other material compensation for service.
- Clause 98. The Board of Directors may authorize one or more officers, agents or employees to enter into any contract or to execute any instrument in the name of and on behalf of the corporation in accordance with ASI Policy.
- Section 3. **TERM OF OFFICE** Directors shall serve a one-year term, following the general election.



The term shall commence on June 1 and end the following May 31. Directors elected to fill a vacancy shall serve the remainder of the original term.

Section 4. **RESIGNATION** In the event a Director should resign, written notice of their resignation must be submitted to the Chair of the Board of Directors and Executive Director.

#### Section 5. VACANCIES

- Clause 1. A vacancy on the Board of Directors exists in the case of death, resignation, declaration of vacancy of a Director, or in the event of a failure to elect the fully authorized number of Directors.
- Clause 2. Vacancies reduce quorum.
- Clause 3. Declaration of Vacancy
  - a. A student officeholder (Director or Officer), position will become vacant by a Board declaration of position vacancy for:
    - I. Failure to meet academic qualifications;
    - Failure to perform prescribed duties of the office as stated in these Bylaws and ASI Policy;
    - III. Failure to meet attendance requirements:
      - (1) two ASI Board of Directors meetings,
      - (2) two consecutive meetings of the standing committee to which they are assigned,
      - (3) two consecutive meetings of the council to which they are assigned, or
      - (4) total of three meetings of the committees and/or councils to which they are assigned;
    - IV. Violation of the CSU Student Code of Conduct;
    - V. Gross abuse of authority or discretion; or
    - VI. The Board may declare the office vacant of any Director or Officer who has been declared of unsound mind by final court order, of convicted of a felony, or been found by a final court order to have breached any duty under Corporations Code Section 5230.
- Clause 4. Student officeholders are appointed per ASI Policy.

#### Section 6. CHAIR OF THE BOARD OF DIRECTORS

- Clause 1. The Board Chair, elected by the Board from its membership, is the presiding officer of the Board of Directors.
- Clause 2. The Chair shall perform all duties in these Bylaws and ASI Policy.
- Clause 3. The Chair may not concurrently serve as the Secretary or Treasurer.



#### Section 7. VICE CHAIR OF THE BOARD OF DIRECTORS

- Clause 1. The Board Vice Chair, elected by the Board from its membership, presides in absence of the Board Chair.
- Clause 2. The Vice Chair shall perform all duties in these Bylaws and ASI Policy.

#### Section 8. TREASURER/SECRETARY OF THE BOARD OF DIRECTORS

- Clause 1. The Board Treasurer/Secretary, elected by the Board from its membership, is the corporation's Treasurer/Secretary.
- Clause 2. The Treasurer/Secretary shall perform all duties in these Bylaws and ASI Policy.
- Clause 3. The Treasurer/Secretary shall be responsible to certify or authorize corporate documents.
- Clause 4. The Treasurer/Secretary may not concurrently serve as the Chair.



# ARTICLE V TITAN STUDENT CENTERS BOARD OF TRUSTEES

PURPOSE Titan Student Centers (TSC) Board of Trustees are to govern the operation of the facilities and programs of the Titan Student Centers, consisting of the Titan Student Union, Student Recreation Center, and designated space at the Irvine campus. The ASI Board of Directors has delegated authority to establish the TSC Board of Trustees to assist the University President and ASI Executive Director in maintaining student-centered buildings, operations, and programs. The TSC Board of Trustees is a unifying force between students, faculty, and staff; campus centers for social, cultural, fitness, recreational, and intellectual activities and services; places to provide further opportunities to broaden and strengthen interpersonal relationships and self-enhancement within a large urban university; and to provide experience in self-government and civic responsibility.

#### Section 2. **DELEGATION OF AUTHORITY**

- Clause 1. <u>Titan Student Centers (TSC)</u> Board of Trustees has delegated <u>authorized authority</u> <u>fromby</u> the Board of Directors within the mission and budget of Associate Students Inc.
  - a. TSC Board of Trustees is to review and recommend: (1) annual capital expenditures; (2) annual budget associated with Titan Student Centers programs; (3) assignment of club or organization space; (4) user fees; (5) facility operating hours; (6) operating procedures.

#### Section 3. MEMBERS AND OFFICERS OF THE TSC BOARD OF TRUSTEES

- Clause 1. Voting members of the TSC Board of Trustees (hereinafter referred to as Trustees) with voting privileges, each of whom is entitled to vote (hereinafter referred to as Trustees) shall consist of:
  - a. ASI President or designee,
  - b. Chair of the Board of Directors or designee,
  - c. Resident Student Association President or designee, and
  - d. Ten (10) Student Trustees.
- Clause 2. Designated Trustees each of whom is entitled to a vote shall with voting privileges consist of:
  - a. one Trustee appointed by the Academic Senate Chair,
  - b. one Trustee appointed by the Alumni Association, and
  - c. one Trustee appointed by the President of the University.
- Clause 3. Standing Liaison Administrators (who have no vote) to the Board of Trustees shall with no voting privileges consist of:
  - a. Vice President for Student Affairs or designee, and
  - b. Vice President for Administration and Finance or designee.
- Clause 4. The ASI Associate Executive Director serves as the standing advisor, is not a member of the Board of Trustees, and does not have voting privileges. Standing Advisor to the Board of Trustees and is not a Board member:



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### ARTICLE VI EXECUTIVE OFFICERS

Section 1. **TERM OF OFFICE** Each officer shall serve for a full-year term following the general election which shall commence on June 1 and end on the following May 31.

#### Section 2. ASI PRESIDENT

- Clause 1. The ASI President (hereinafter referred to "President") oversees the facilities and programs of the corporation in accordance with these Bylaws and ASI Policy, functioning closely with the Chair of the Board of Directors and Executive Director.
- Clause 2. The President shall have formal powers and duties as described in these Bylaws and ASI Policy.
  - a. President has appointment and removal authority over all executive appointments.
  - a. Formal President actions shall be taken through Executive Orders.

#### Section 3. ASI VICE PRESIDENT

- Clause 1. In the event of the absence or inability of the President, the Vice President shall perform all duties of the President and shall have all the power of and be subject to all the restrictions of the President.
- Clause 2. The Vice President shall perform all duties in these Bylaws and ASI Policy.

#### Section 4. VACANCIES

Clause 1. In the event of the simultaneous vacancy in the position of President and Vice President, the Chair of the Board of Directors shall automatically assume the office of President and appoint a Vice President subject to majority ASI Board of Directors approval.

#### Section 5. **EXECUTIVE OFFICERS**

Clause 1. The Executive Officers, Chief Campus Relations Officer, Chief Communications Officer, Chief Governmental Officer, and Chief Inclusion and Diversity Officer, shall perform all duties in these Bylaws and ASI Policy.

# BOARDABLE

January 2020

# History

## Spring 2019

 ASI Administration started researching modernization ideas for Minutes, Agendas, and Documentation for the student governance side of the organization

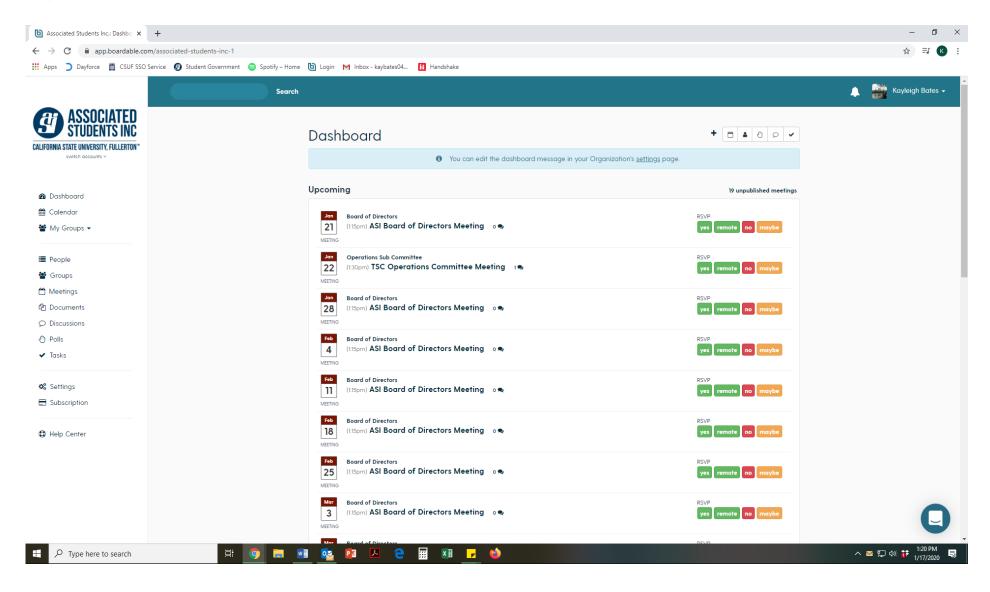
### Summer 2019

ASI Administration vetted several options and landed on Boardable

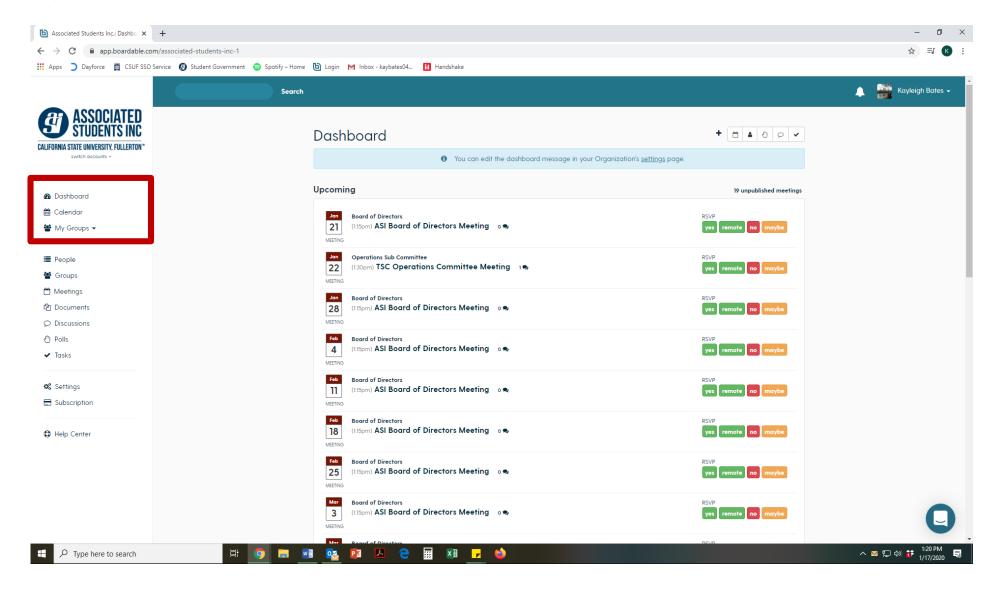
## Fall 2019

All recording secretaries started using Boardable

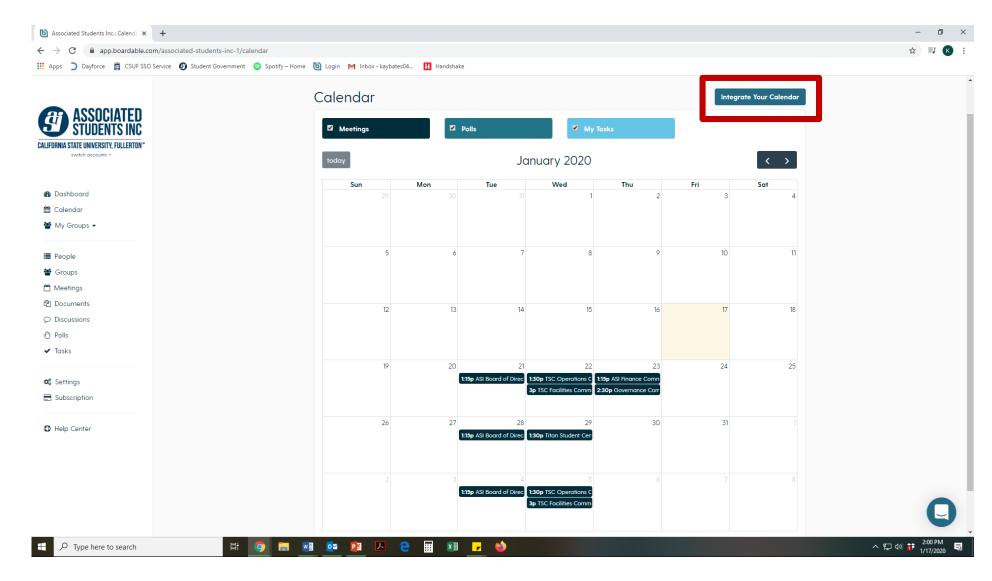
## Dashboard



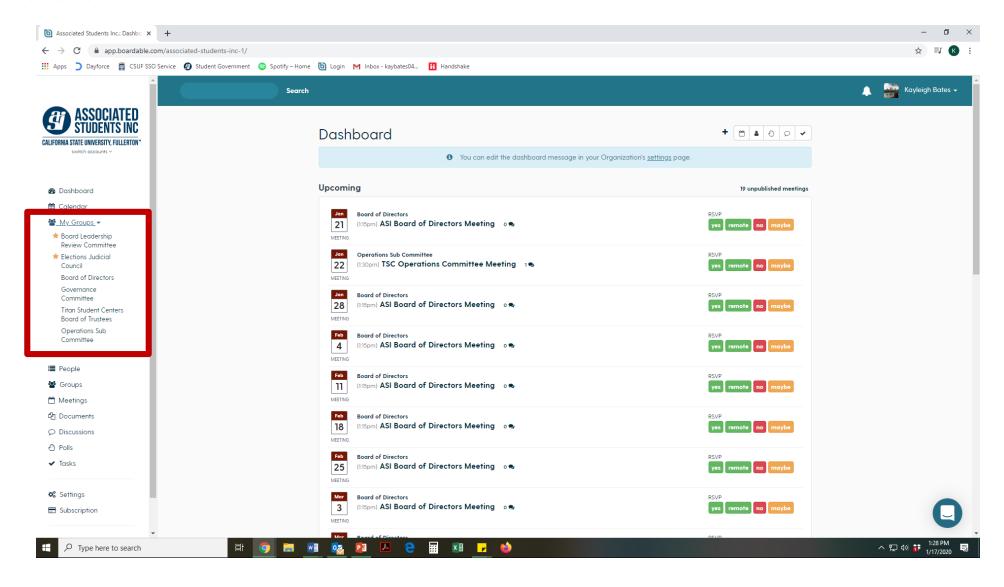
## Dashboard



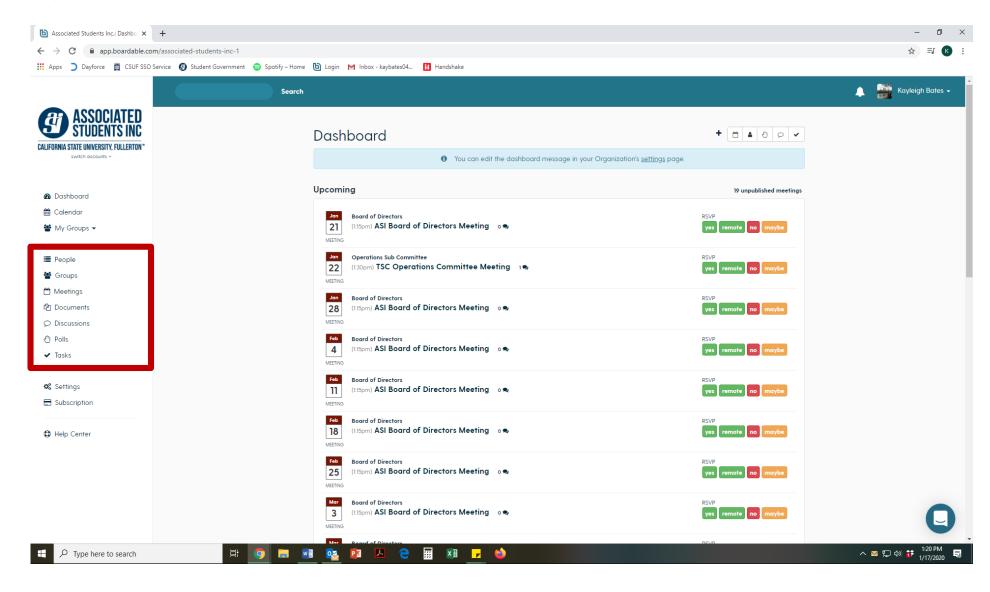
## Calendar



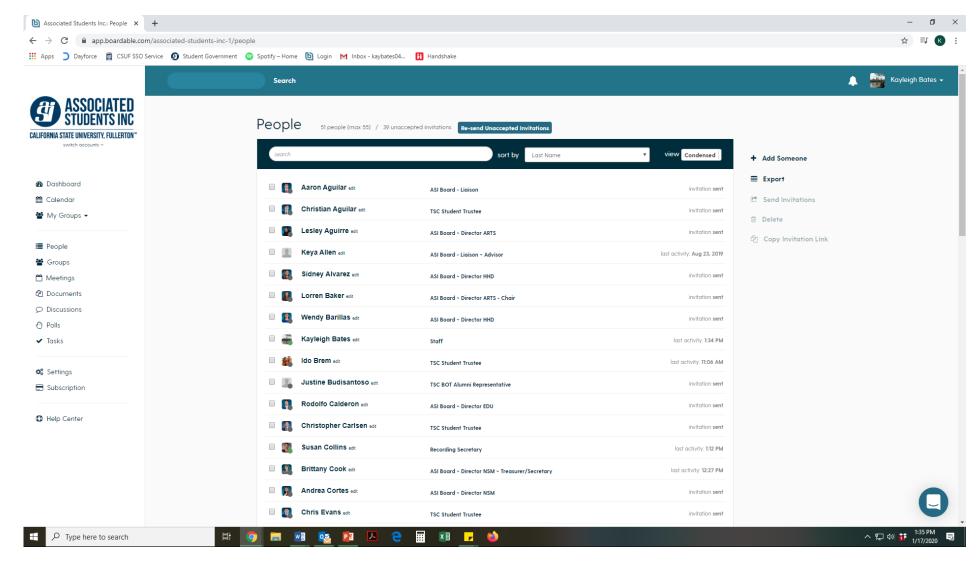
### Dashboard



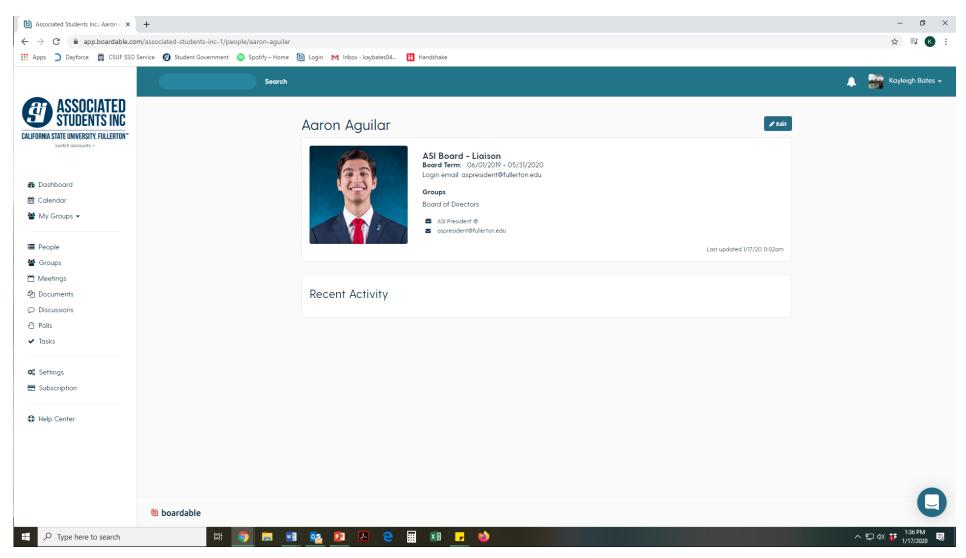
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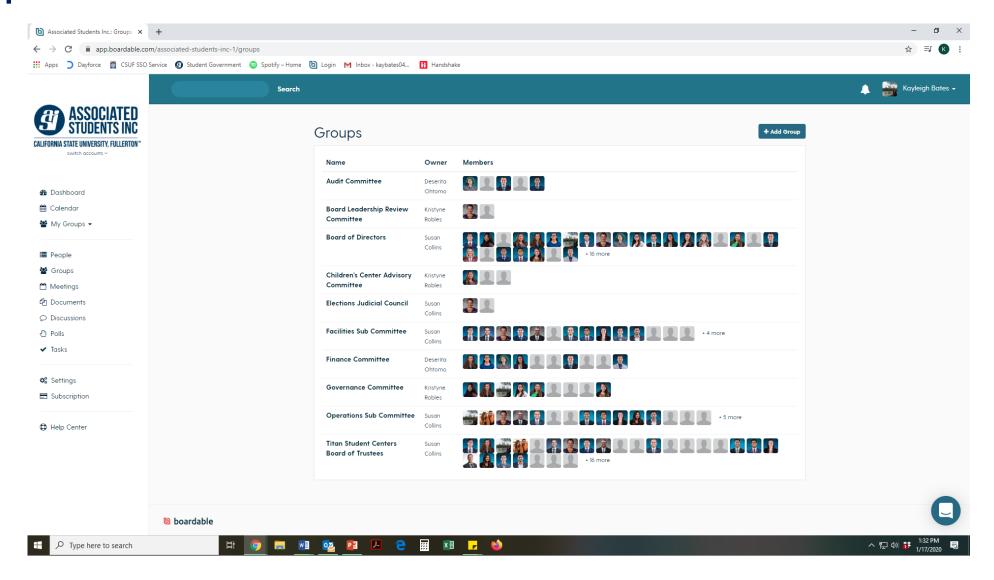


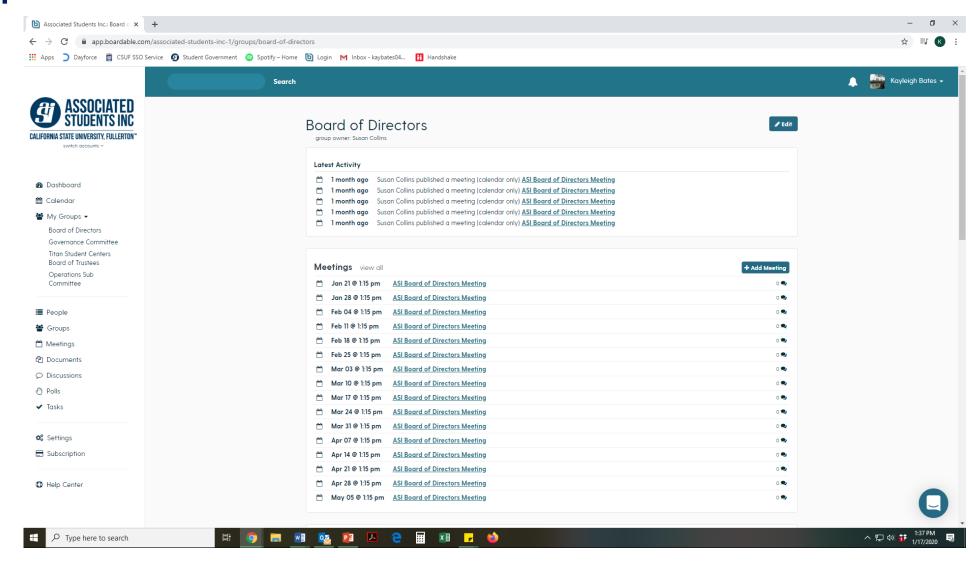
## People

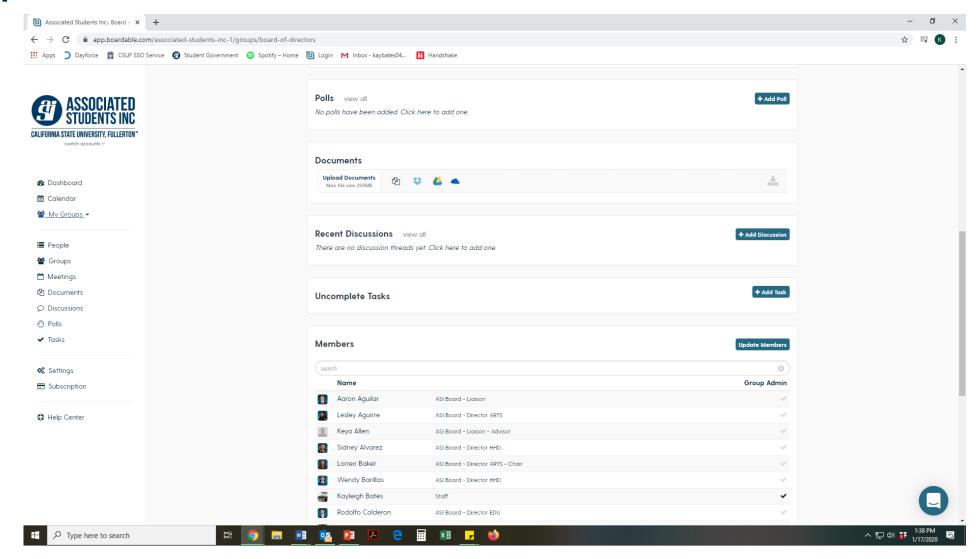


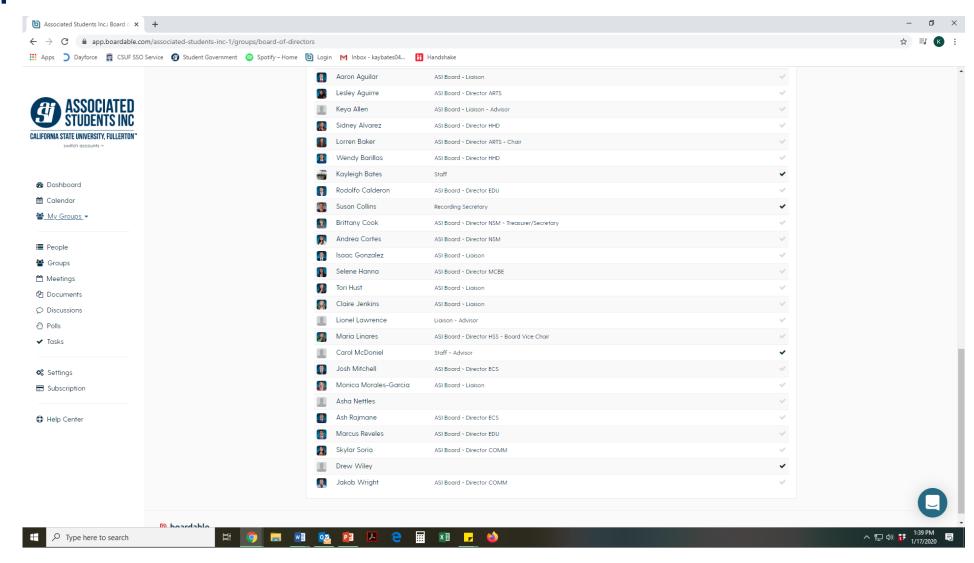
## People

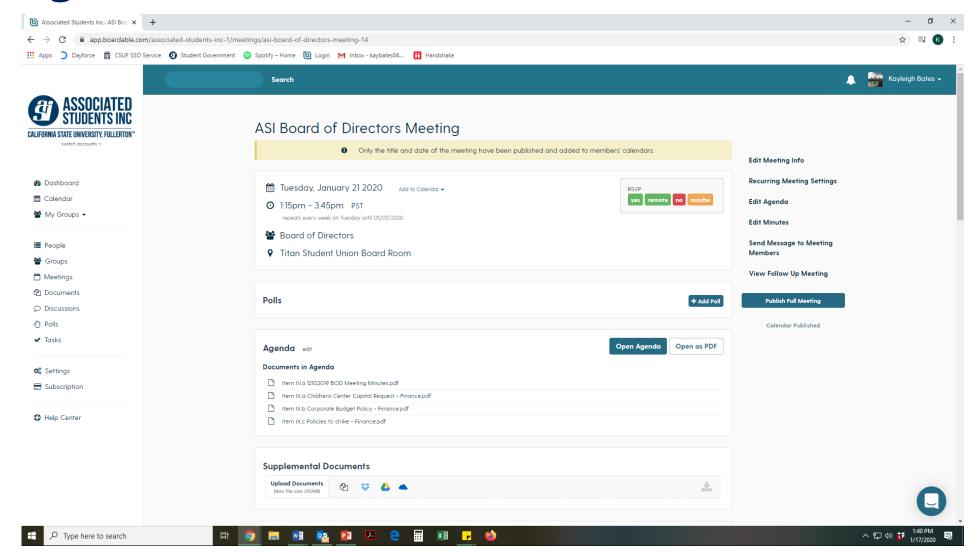


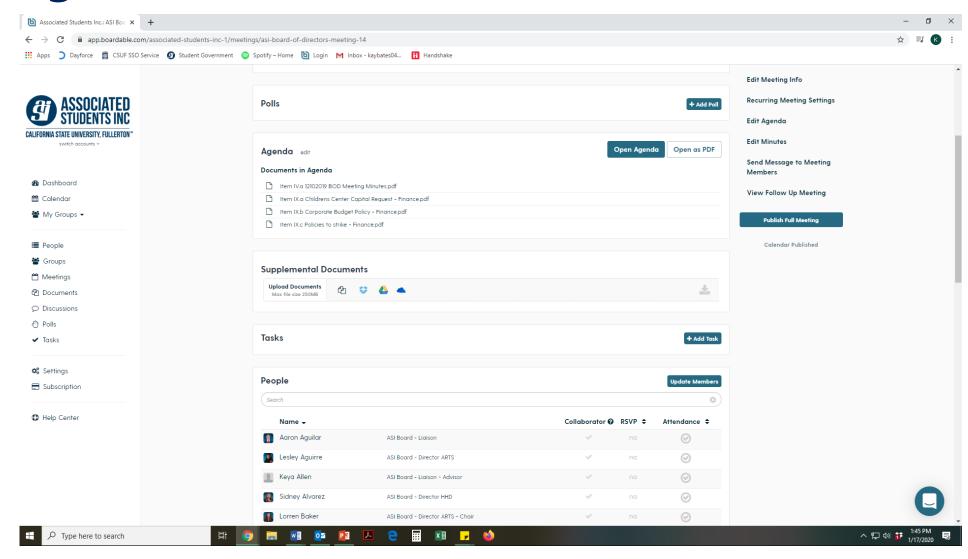


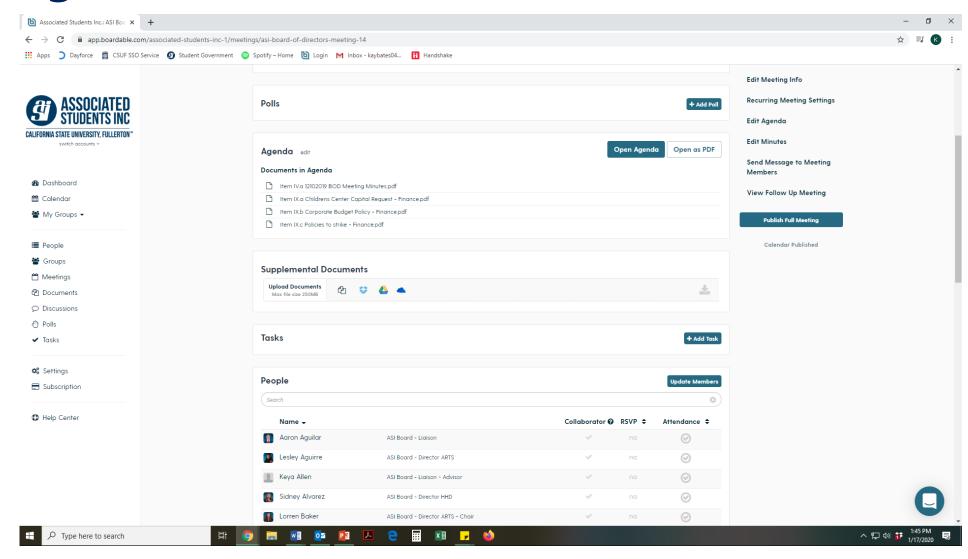


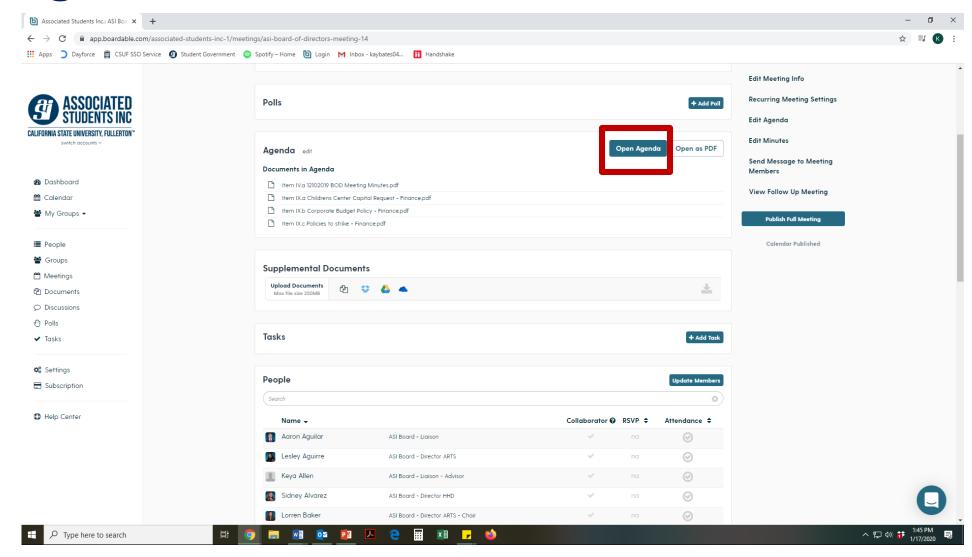




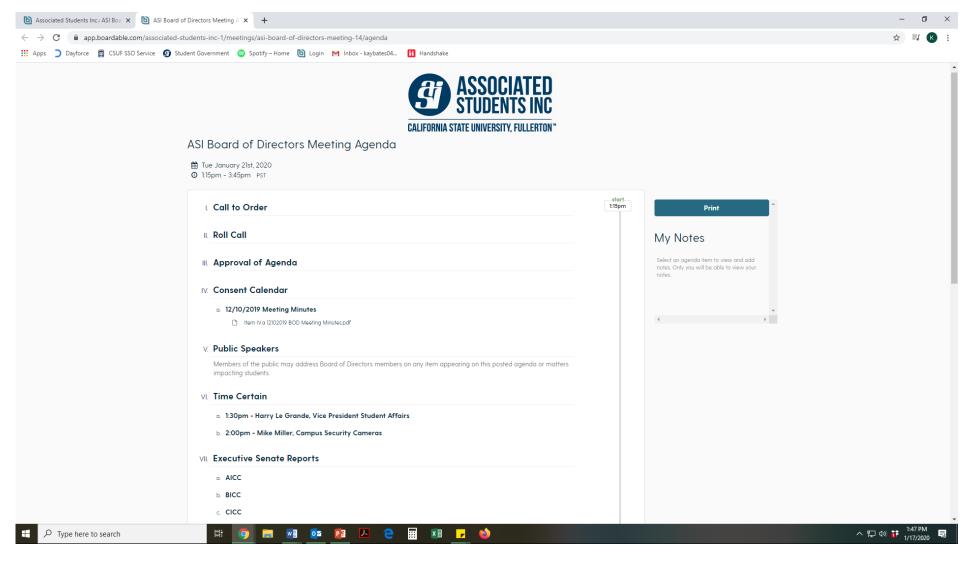




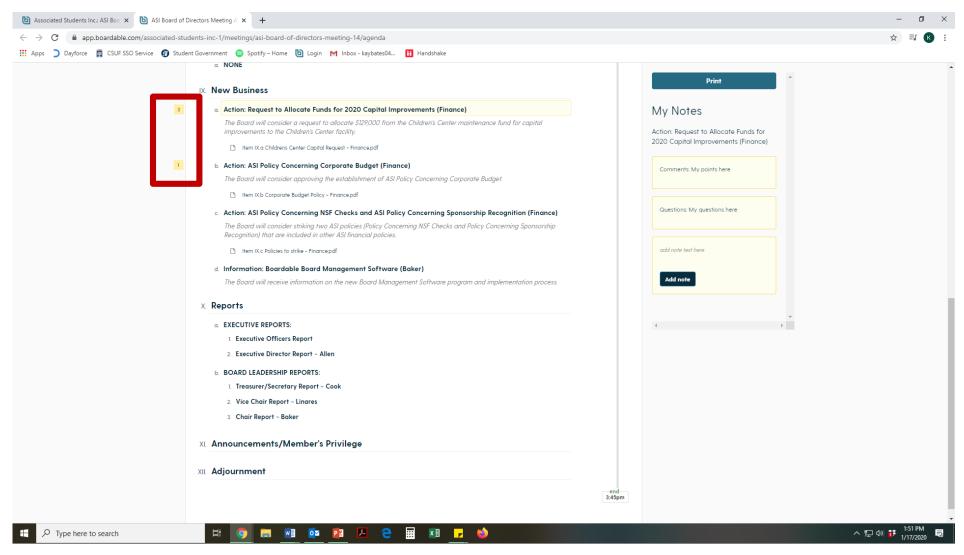




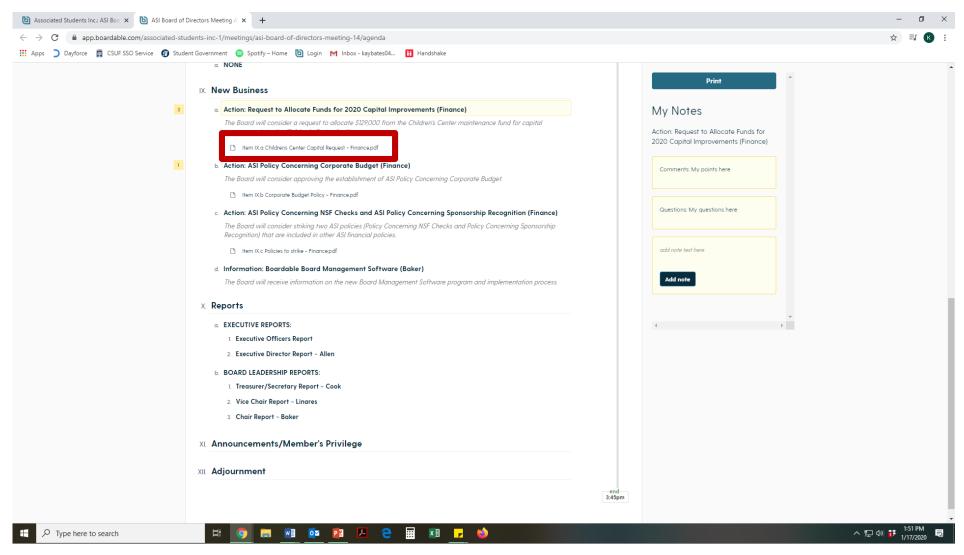
## Agenda



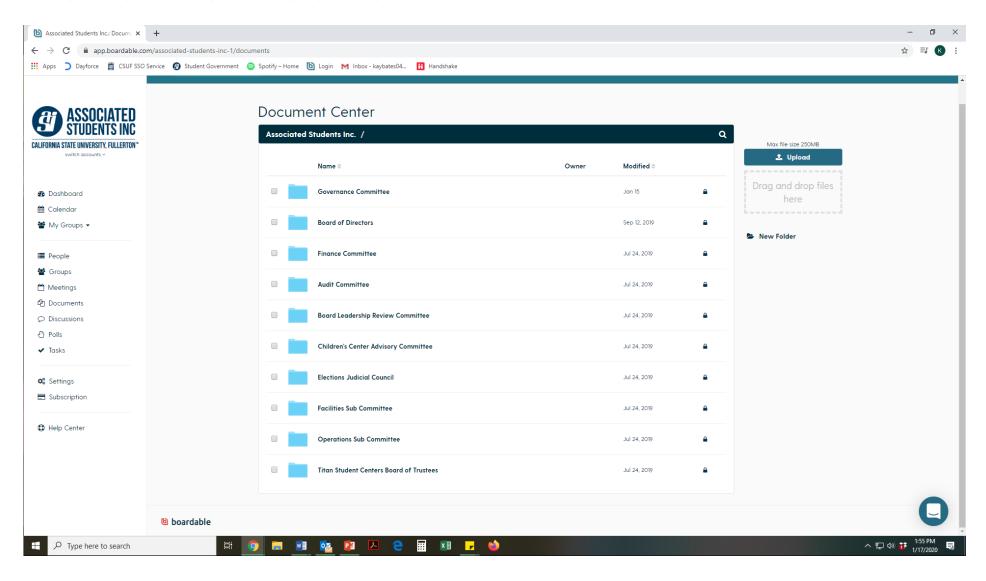
## Agenda



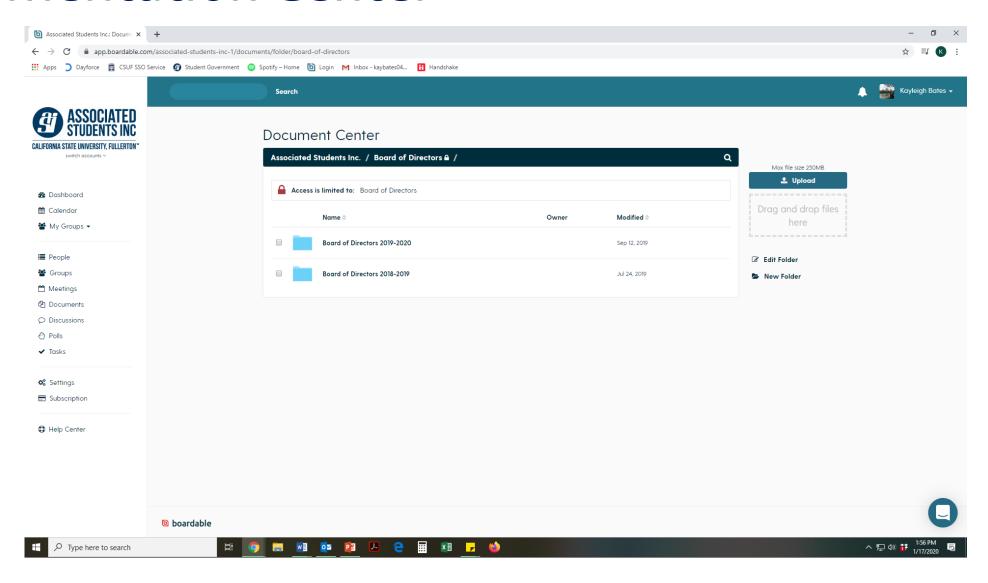
## Agenda



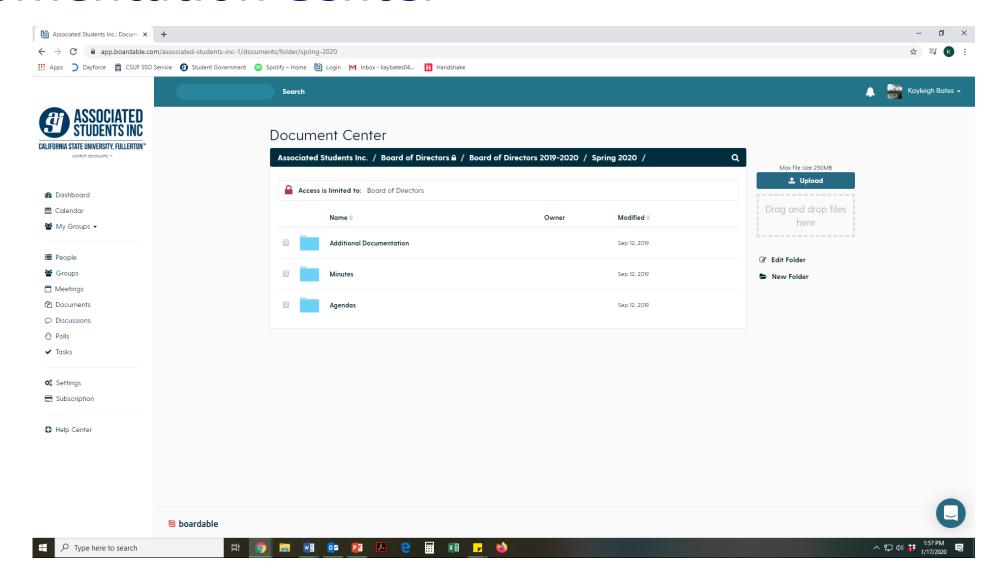
### **Documentation Center**



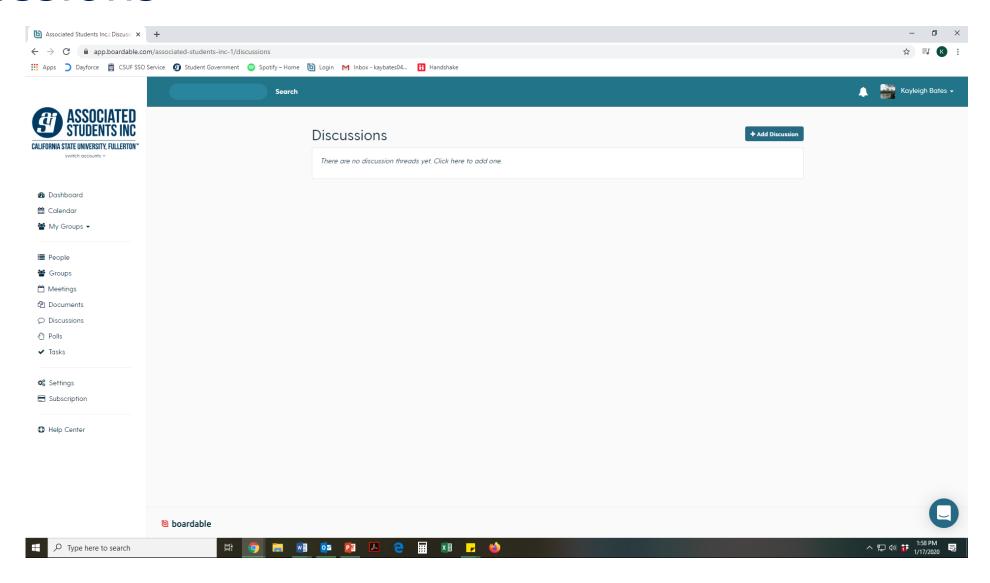
### **Documentation Center**



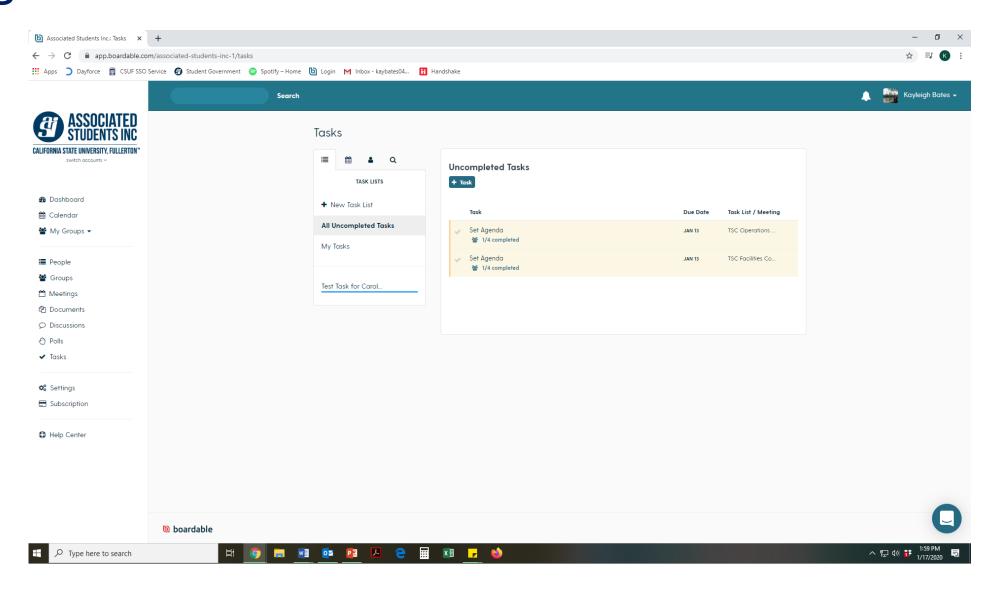
### **Documentation Center**



### **Discussions**



### **Tasks**





### A Resolution in Support of Proposition 13 Sponsors:

Co-Sponsors: Tori Hust

**WHEREAS**, The Associated Students, Incorporated (ASI) is a 501 (c)(3) nonprofit organization that operates as an auxiliary organization of California State University, Fullerton; and

**WHEREAS**, ASI is governed by ASI Board of Directors, sets policy for the organization, approves all funding allocations to programs and services, and advocates on behalf of student interests on committees and boards; and

**Whereas,** Proposition 13 – the Public Preschool, K-12, and College Health and Safety Bond Act of 2020 – is on the ballot on March 3, 2020; and

**Whereas**, Proposition 13 authorizes \$15 billion in state general obligation bonds for construction and modernization of public education facilities;<sup>1</sup> and

**WHEREAS**, if Proposition 13 passes, the CSU will receive \$2 billion to improve its aging infrastructure to ensure safe and modern facilities for its students, faculty and staff; and

**WHEREAS**, these funds would be used to address necessary fire, safety and seismic deficiencies and undertake projects to modernize existing buildings or construct replacement buildings to keep pace with current technology and workforce needs; and

**WHEREAS,** more than half of the CSU's facilities are at least 40 years old, and one-third are more than 50 years old; and

**WHEREAS,** the CSU has more than \$15 billion in academic infrastructure needs, including \$1.2 billion in seismic projects, approximately \$3.6 billion in deferred maintenance needs, and \$900 million in infrastructure renewal backlog, which grows by \$290 million each year;<sup>2</sup> and

**WHEREAS**, the last state-authorized general obligation bond for higher education was in 2006, and the \$690 million allocated to the CSU was spent by 2012; and

**WHEREAS**, since 2012, the CSU has had to make requests for one-time capital funding through the annual operating budget request process, putting facility needs in direct competition for funding with other system priorities, such as providing student services and expanding enrollment; and

<sup>&</sup>lt;sup>1</sup> https://voterguide.sos.ca.gov/propositions/13/index.htm

<sup>&</sup>lt;sup>2</sup> https://www2.calstate.edu/csu-system/about-the-csu/budget/2019-20-operating-budget/Pages/deferred-maintenance-backlog.aspx; https://www2.calstate.edu/csu-system/about-the-csu/budget/2020-21-operating-budget/Pages/deferred-maintenance-backlog.aspx; Additional data provided by CSU Foundation

**WHEREAS**, the independent Public Policy Institute of California has found that the state will have a shortage of 1.3 million college-educated workers by 2025; and

**WHEREAS**, the CSU plays a major role in California's economy and the creation of the state's workforce by graduating nearly half of all bachelor's degrees awarded in California each year; and

**WHEREAS,** Proposition 13 enables the state to invest in CSU's facilities so that the CSU system can continue to produce the graduates needed for the state to have a robust and growing economy; now,

**WHEREAS**, the Board of Trustees of the California State University supports this education bond act authorized by AB 48;<sup>3</sup> therefore let it be

**RESOLVED,** ASI supports Proposition 13, the Public Preschool, K-12, and College Health and Safety Bond Act of 2020; and let it be further

**RESOLVED,** that this resolution be distributed to the California State University Board of Trustees, California State Student Association, the Governor of California, the California State Senator of the 29th district, the California State Assembly Member of the 65<sup>th</sup> district, and the following CSU Fullerton departments, divisions, and/or entities for their support and consideration: Office of the President, the President's Advisory Board, Office of the Vice President for Student Affairs, Office of the Vice President of Administration and Finance, Office of the Vice President for University Advancement, Office of the Dean of Students, the Academic Senate, and California Faculty Association.

Lorren Amelia Baker Chair, Board of Directors Brittany Cook Treasurer/Secretary, Board of Directors

https://www2.calstate.edu/csu-system/board-of-trustees/past-meetings/2019/Documents/nov-19-20-PLENARY.pdf



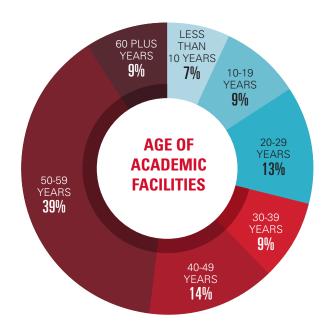
### MARCH 2020 HIGHER EDUCATION BOND FACTSHEET CAPITAL OUTLAY PROGRAM

# FULLERTON

#### **OVERALL CAPITAL FACILITIES NEED**

Support for a Higher Education General Obligation Bond means providing the quality facilities needed to educate today's workforce. These funds will provide safe, efficient spaces for students to learn and for faculty and staff to support the academic mission of the CSU. Bond funds will be used to renovate existing facilities to address fire/life safety, seismic, and deferred renewal needs across the system.

Cal State Fullerton has an overall need of **\$144,841,000** to address existing building deficiencies. The last state supported Bond was in 2006, and over the past five years, the campus has worked to fund various projects on a limited budget, making wise use of scarce resources. Cal State Fullerton has undertaken \$262,283,000 in capital projects and improvements since 2014.



62% of campus inventory is over 30 years old



#### **FUTURE NEED**

Cal State Fullerton has requested funding for 2020-2021 projects, including those listed below. These could be funded with proceeds from a General Obligation Bond.

#### **Infrastructure Improvement Projects**

Kinesiology & Health Science Pool Safety Improvements	\$4,110,000
Domestic Water Line Upgrades	\$3,879,000
McCarthy Hall Life Safety Upgrades	\$25,036,000
Critical Infrastructure and Deficiencies	\$2,893,000
Science Laboratory Replacement (Seismic)	\$84,500,000

The proposed Science Laboratory Replacement Building will be a critical component in the multiphase/multiyear renovation of several academic buildings and long-term campus strategic plan to allow for the seismic retrofit and full building renovation of McCarthy Hall Academic Building.

#### PROPOSITION AUTHORIZES BONDS FOR FACILITY REPAIR, CONSTRUCTION, AND MODERNIZATION AT PUBLIC PRESCHOOLS, K-12 SCHOOLS, COMMUNITY COLLEGES, AND UNIVERSITIES. LEGISLATIVE STATUTE.

#### OFFICIAL TITLE AND SUMMARY

PREPARED BY THE ATTORNEY GENERAL

The text of this measure can be found on page 36 and the Secretary of State's website at https://voterguide.sos.ca.gov.

- Authorizes \$15 billion in state general obligation bonds for public education facilities: \$9 billion for preschools and K-12 (includes \$5.2 billion for modernization, \$2.8 billion for new construction, \$500 million for charter schools, and \$500 million for career technical education); \$6 billion for public universities and community colleges.
- Projects will improve facilities' health/ safety conditions (including earthquake/ fire safety and removing lead from water) and increase affordable student housing.
- Limits administrative costs to 5%.
- Appropriates money from General Fund to repay bonds.

#### SUMMARY OF LEGISLATIVE ANALYST'S ESTIMATE OF NET STATE AND LOCAL GOVERNMENT FISCAL IMPACT:

- Increased state costs to repay bonds estimated at about \$740 million per year (including interest) over the next 35 years.
- Mixed effect on the amount of local bonds issued by school and community college districts and a likely reduction in the amount of developer fees collected by certain school districts going forward.

#### **Summary of State Costs**

#### **New Borrowing**

Principal \$15 billion Interest 11 billion **Total Estimated Cost** \$26 billion

#### **Payments**

Average annual cost \$740 million Likely payment period 35 years Source of payments General Fund tax revenues

#### FINAL VOTES CAST BY THE LEGISLATURE ON AB 48 (PROPOSITION 13) (CHAPTER 530, STATUTES OF 2019)

Noes 4 Senate: Aves 35 Assembly: Aves 78 Noes 1

#### ANALYSIS BY THE LEGISLATIVE ANALYST

#### **BACKGROUND**

California Provides Public Education to **9.2 Million Students.** California provides public education spanning from preschool through the university level. About two-thirds of students are enrolled at the preschool,

elementary, or secondary school levels. California currently has about 10,000 of these types of schools operated by 944 school districts. (About 1,300 of these schools are charter schools, which typically are approved by the nearest school district but operate somewhat independently.) The

CONTINUED

PROPOSITION

remaining one-third of students are enrolled in public colleges or universities. The California Community College (CCC) system consists of 115 campuses operated by 73 districts. The state has two public university systems—the California State University (CSU) and the University of California (UC). The CSU system has 23 campuses and the UC system has 10 campuses.

State Helps Cover the Cost of Public Education **Facilities.** Traditionally, the state helps cover the cost to construct or renovate academic facilities, including classrooms, science laboratories, and career technical education spaces (such as automotive workshops). New academic facilities typically are constructed when areas are growing in enrollment. Renovation (or modernization) projects typically are undertaken when a building's components (such as its electrical, plumbing, or heating and cooling systems) are old and become less reliable or a lifesafety issue is identified (such as the need to remove mold or strengthen a building's ability to withstand an earthquake). Traditionally, the state has not funded preschool facilities, with school districts tending to fund these projects using local funding.

State Reviews Facility Requests. For school facility projects, school districts submit applications for state funding to the Office of Public School Construction. The office reviews the applications and then brings eligible applications to the State Allocation Board for approval on a first-come, first-served basis. For community colleges and universities, campuses submit proposals to their system offices. (The CCC system is overseen by the Board of Governors, the CSU system by the Board of Regents.) Each

system's governing board then compiles these campus requests and submits selected projects to the Legislature and Governor for review and approval.

State Has Rules for Sharing Project Costs With Schools. For school districts, the state traditionally covers a standard share of the cost of each approved facility project. Specifically, the state covers 50 percent of the cost of most new construction projects and 60 percent of the cost of most renovation projects. School districts are expected to cover remaining project costs using local funds, though school districts that have difficulty covering their local share may qualify for additional state funding. For community college districts and university campuses, the state also often shares project costs, though state law does not have standard share-of-cost requirements for them.

State Historically Has Used Bonds to Fund **Education Facilities.** The state typically uses general obligation bonds (a form of borrowing) to pay for its share of project costs. A majority of voters statewide must approve these bonds. Voters give the state permission to sell bonds to investors. The bonds provide the funding that the state uses for projects. The state then repays the investors, with interest, from the General Fund. (The General Fund is the state's main operating account, which gets its revenues primarily from personal income taxes, state sales and use taxes, and corporation taxes.) The state typically repays investors by making annual payments over a few decades. Bond repayment is guaranteed by the state's general taxing power. (For more information on the state's use of bonds, see "Overview of State Bond Debt" later in this guide.)

CONTINUED

State Has Some Bond Authority Remaining **but Much of It Has Been Committed.** Figure 1 shows that from 2002 through 2016, voters approved four education facility bond measures that provided a total of \$45 billion in state bond funding. Three of the bond measures provided funding for school and community college districts as well as universities, whereas one (Proposition 51 in 2016) funded only school and community college districts. Of the \$45 billion in approved bond funding, the state already has sold bonds totaling \$37.2 billion, with \$7.8 billion not yet sold to investors. Virtually all of these unsold bonds are from remaining Proposition 51 funds. The state, however, already has received applications nearly in excess of the remaining Proposition 51 bond authority for school projects. (The state currently is processing these applications.) The state also has already committed about two-thirds of Proposition 51 bond funding for community college projects. (A lag typically exists from the time the state commits bond funding for projects to the time it sells the associated bond.) The state's current annual payment on previously sold education facility bonds is \$2.9 billion.

State Now Relies on University Bonds to Fund CSU and UC Projects. In 2013, the state developed a new way of funding university facility projects. Under the new way, the universities—rather than the state—issue bonds. Unlike state general obligation bonds, voters do not approve university bonds. The universities pay back the debt on their bonds

using funding they receive from the state. This change was intended to give CSU and UC greater control over their facilities and encourage campuses to reduce projects costs. Since developing this new funding system, CSU and UC each have undertaken about \$2 billion in university bond-funded facility projects. The universities currently make total annual payments of about \$140 million for these projects.

Districts Typically Raise Their Local Share by Issuing Local Bonds. School and community college districts tend to cover their local share of project costs using local general obligation bonds. Districts must get at least 55 percent of their voters to approve the sale of local general obligation bonds. Since 2002, voters have approved \$154 billion in local general obligation bonds for school and community college facility projects.

State Law Places Limits on Local Borrowing.

State law limits the total amount of local bonds that school and community college districts may issue. The limits are based on the assessed value of property within the district. Elementary and high school districts may issue bonds equal to 1.25 percent of their assessed property value. For unified

Figure 1	
Recent	State General Obligation Bonds for Education
(In Billion	ns)

		Authorized Amounts				
Year	Proposition	Schools	Community Colleges	California State University	University of California	Totals
2002	47	\$11.4	\$0.7	\$0.5	\$0.4	\$13.1
2004	55	10.0	0.9	0.7	0.7	12.3
2006	1D	7.3	1.5	0.9	0.7	10.4
2016	51	7.0	2.0	_		9.0
Totals		\$35.7	\$5.2	\$2.1	\$1.8	\$44.8

CONTINUED

PROPOSITION

school districts and community college districts, the limit is higher—2.5 percent if the districts comply with certain other borrowing conditions. School districts that are unable to raise at least \$5 million through local bonds under these limits may apply for additional state funding. School districts also may seek waivers from the state to exceed these caps. Since 2010, 7 percent of school districts have received these waivers.

School Districts Also Raise Local Funds From **Developer Fees.** Unlike community colleges and universities, school districts can raise funds for their facilities by assessing

one-time fees on residential. commercial, and industrial developments. For example, a school district can charge a fee to a developer of a new housing community if the district can show that the new development will bring new students into the district. The exact amount that school districts can charge is based on rules specified in state law. Districts use the resulting revenue to help cover the cost of constructing new schools within that area. Since 2002, approximately 90 percent of school districts have raised some revenue from developer fees. During this time, school districts have raised a total of about \$10 billion from these fees. Though developer fee revenue makes up a small portion (about 5 percent) of overall funding for school facilities, these fees can contribute up to half of construction costs for certain projects.

#### **PROPOSAL**

**Proposes Bond Funding for Public Education** Facilities. As Figure 2 shows, this measure allows the state to sell general obligation bonds totaling \$15 billion—of which \$9 billion is for public schools and \$6 billion is for higher education facilities. The funding for school facilities is designated for four specific types of projects: renovation, new construction, charter schools, and career technical education facilities. School districts could seek some of the bond funding for their preschool facilities. The higher education funding is spread evenly

#### Figure 2

#### **Uses of Proposed Bond Funds**

(In Billions)

	Amount
Public School Facilities	
Renovation	\$5.2 <sup>a,b</sup>
New construction	2.8 <sup>a</sup>
Career technical education facilities	0.5
Charter school facilities	0.5
Total	\$9.0
Public Higher Education Facilities	
Community college facilities	\$2.0
California State University facilities	2.0
University of California facilities	2.0 <sup>c</sup>
Total	\$6.0
Grand Total	\$15.0d

- <sup>a</sup> Of this amount, up to 10 percent would be reserved for school districts with 2,500 or fewer students.
- <sup>b</sup> Of this amount, \$150 million would be reserved for testing and treating lead in water at
- <sup>C</sup> Some of this amount could be used for facilities at Hastings College of the Law, which is affiliated with the University of California.
- d Up to 5 percent of bond funding may be used for administrative purposes.

CONTINUED

among CCC, CSU, and UC. The measure is linked to legislation that makes several changes to the rules governing public education facility projects (described below). If the measure passes, these changes will go into effect.

Modifies Facility Rules for Schools. If the measure passes, three notable changes would be made to the rules for school facilities. First, the state's existing share of project costs (50 percent for new construction and 60 percent for renovation) would be replaced with a sliding scale. Under the sliding scale, school districts would qualify for state funding equal to between 50 percent and 55 percent of costs for new construction projects and between 60 percent and 65 percent for renovation projects. The higher state share would be for districts that have less capacity to raise local funds and enroll higher shares of lowincome students, foster youth, and English learners. Second, the state would replace its existing first-come, first-served approach for reviewing applications with new rules. The new rules set forth certain prioritization categories. Health and life-safety projects would receive highest priority, followed by applications submitted by districts that have difficulty raising their local share and projects that test for and address lead in water at school sites, among other categories. Within each of these priority categories, applications would be further prioritized if districts have an agreement to use unionized construction labor. The third change is that a school district would be required to submit a five-year facility master plan as a condition of receiving bond funding.

Establishes New Expectations for Selection of University Projects. The state also would

use new rules for prioritizing CSU and UC projects. To qualify for state bond funds, the CSU Board of Trustees and UC Board of Regents would be required to prioritize projects that address life-safety and certain other deficiencies with existing facilities. University campuses also would be required to develop five-year plans to expand affordable housing options for their students. The system boards would be required to consider these housing plans as an additional factor in prioritizing among campuses' facility projects.

**Changes Local Funding Rules for Districts.** The state also would make three key changes relating to school districts' and community college districts' local revenue-raising capacity. First, districts would be allowed to issue a higher amount of local general obligation bonds. Specifically, for elementary and high school districts, the limit would be raised from 1.25 percent to 2 percent of assessed property value. For unified school districts and community college districts, the limit would be raised from 2.5 percent to 4 percent of assessed property value. Second, school districts unable to raise \$15 million under these new limits (up from the existing \$5 million threshold) would be able to apply for additional state funding. Third, the state would establish new limits on developer fees. Specifically, school districts would be prohibited from assessing developer fees on multifamily residential developments (such as apartment complexes) located within a half-mile of a major transit stop (such as a light rail station). For all other multifamily residential developments, currently allowable developer fee levels would be reduced by 20 percent moving forward. These limitations would be in place until January 1, 2026.

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#### FISCAL EFFECTS

Measure Would Increase State Costs to Repay **Bonds.** This measure would allow the state to borrow \$15 billion by selling general obligation bonds. The state would pay off the bonds, with interest, from the General Fund. The cost of these bonds would depend on various factors, such as the interest rates on the bonds when sold and the time period over which they are repaid. We estimate that the cost to pay off the bonds would total \$26 billion—\$15 billion for the principal plus \$11 billion for the interest. The state would pay off the bonds by making annual payments of about \$740 million per year for **35 years.** This amount is about one-half of 1 percent of the state's current General Fund budget.

Uncertain How Measure Would Affect **University Facilities.** For CSU and UC projects, the measure's effect would depend upon future decisions. If the state provided funding for university bonds in addition to the proposed state bond, then more CSU and UC projects would be undertaken and state costs would be higher than estimated above. Alternatively, if the proposed state bond were used instead of university bonds, then state costs would not be higher than estimated above.

Measure Would Impact Districts in Various **Ways.** Many school and community college districts could undertake more facility projects because of the additional state bond funding available and the additional capacity to issue local bonds. Other districts could decide to undertake the same number of facility projects as otherwise planned but at lower local cost (accessing the available state bond funding but not increasing local borrowing). A few school districts, primarily those affected by the new limits on developer fees, might undertake fewer projects.

Visit http://cal-access.sos.ca.gov/campaign/ measures/for a list of committees primarily formed to support or oppose this measure.

Visit http://www.fppc.ca.gov/ transparency/top-contributors.html to access the committee's top 10 contributors. https://www.sos.ca.gov/campaign-lobbying/calaccess-resources/measure-contributions/2020ballot-measure-contribution-totals/

A copy of the full text of the state measure can be found on page 36 of this guide.