

**FOUNDERS COLLEGE STUDENT COUNCIL
BY-LAWS**

Adopted April 2, 2019

The following are the Official By-laws of Founders College Student Council

**Alejandro Barreto
President**

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Vice-President of Operations**

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Director of Administration**

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BY-LAW I – NON-VOTING MEMBERS OF COUNCIL

Part I – Description of Non-Voting Members

- 1.1** The Non-Voting members of FCSC shall consist of:
- (a) the York Federation Students Founders College Director;
 - (b) the Founders College Alumni Chapter Representative;
 - (c) the Director of Administration; (unless PART V – Membership Article 5.14 condition is satisfied)
 - (d) Orientation Chair person(s);
 - (e) Chief Returning Officer
 - (f) Health Education Representative
- 1.2** The Founders College Residence Life Liaison shall be an ex officio member and a Founders College Residence Life Don selected by the Residence Life team in Founders College Residence.
- 1.3** The York Federation of Students Founders College Director shall be democratically elected or acclaimed in the York Federation of Students annual election and therefore be an ex officio member of FCSC.
- 1.4** The Founders College Alumni Chapter Representative shall be designated or determined by the Founders College Alumni Chapter.

Part II – Duties of Non-Voting Members

1.5 The duties of the York Federation of Students Founders College Director shall be:

- (a) to attend Founders College Student Council meetings;
- (b) to consult FCSC and Founders College constituents on matters pertaining to the York Federation of Students;
- (c) to act as a liaison between Founders College constituents and the York Federation of Students;
- (d) to act in the best interest of the Founders College constituency, in which they represent; and
- (e) to maintain a set number of office hours as prescribed by Council, which shall not be less than 3 hours per week.

1.6 The duties of the Founders College Alumni Chapter Representative shall be:

- (a) to attend Founders College Student Council Meetings;
- (b) to attend Founders College Alumni Chapter Meetings;
- (c) to share with FCSC any Founders College Alumni Chapter news and vice versa;
- (d) to help coordinate FCSC and Alumni Chapter initiatives;
- (e) to act in the best interests of Founders College;

1.7 The duties of the Founders Health Education Representative shall be:

- (a) To promote the health and well-being of Founders College constituents through the Health Education and Promotions at York
- (b) To attend council meetings
- (c) To be responsible for delivering Health Promotion activities; presentations during frosh week, etc.
- (d) To provide resources from Health Education and Promotion at the council office to be accessible for Founders College constituents
- (e) To be hired in collaboration with the President and Health Education and Promotion
- (f) To maintain at least two (2) office hours per week, as prescribed by council
- (g) To carry out the duties assigned to all Members, as prescribed in this By-Law, and as required in the Constitution, the By-Laws, or any subsidiary regulation; [See PART IV – Membership article 6.14]
- (h) To provide resources from Health Education and Promotion to Founders College constituents during off-campus trips and events.

BY-LAW II – COMMITTEES

BE IT ENACTED as a by-law of Founders College Student Council, as follows:

PART I – GENERAL

- 2.1** Founders College Student Council may have standing committees, special committees, and other such committees as provided for in the Constitution and by-laws.
- 2.2** A committee may establish regulations and procedures for the purposes of the committee that do not contradict any motion or regulation made by Founders College Student Council.
- 2.3** Chairpersons of committees are voting members of their committees
- 2.4** Unless otherwise provided for by the Constitution or by-laws of Founders College Student Council, a quorum of a committee shall exist when two-thirds of its members are present.
- 2.5** Unless otherwise provided for by the Constitution or by-laws of Founders College Student Council, the terms of committee members expire on the last day of April following their appointment.
- 2.6** All committees are subordinate and responsible to Founders College Student Council.

PART II - STANDING COMMITTEES

2.7 The following are the standing committees of Founders College Student Council:

- (a) Finance Committee;
- (b) Social Committee;
- (c) Election Committee;
- (d) Safety and Security Committee;
- (e) Orientation Committee;
- (f) Orientation Review Committee;
- (g) Promotions Committee;
- (h) Athletics Committee;

2.8 Standing committees report through their chairpersons to Founders College Student Council.

2.9 Committee Specifics:

(a) Finance Committee:

(i) The members of the Finance Committee shall be:

- the President;
- the Vice-President of Finance and Business Operations;
- the Director of Finance;
- the Vice-President of Operations;
- the Vice-President of Social Affairs; and
- one general member of Founders College Student Council

(ii) The Vice-President of Finance and Business Operations shall be the chairperson of the Finance Committee.

(iii) The Finance Committee shall:

- meet a minimum of twice each academic year;
- prepare and present to Founders College Student Council through its chairperson the annual operating budget of Founders College Student Council, no later than the 1st day of October.
- conduct a midterm review of the operating budget of Founders College Student Council each January;
- make recommendations to Founders College Student Council concerning the investment of any surpluses, and concerning any other financial matter referred to the committee;
- prepare a report summarizing the financial position of Founders

College Student Council as of the first of April, for the benefit of the newly elected members of Council; and

- assist the Vice-President of Finance with the duties assigned to him or her.

(b) Social Committee:

- (i) The members of the Social Committee shall be:
 - the Vice-President of Social Affairs;
 - the Social Representative;
 - any other member of the Founders College community.
- (ii) The Vice-President of Social Affairs shall chair the Social Committee.
- (iii) The Social Committee shall:
 - have as its goal the promotion of community spirit within the Founders College community;
 - organize and present ideas for Founders College Student Council events to further this goal;
 - prepare and present through its chairperson to the chairperson of the Finance Committee a tentative annual budget for the Social Committee, no later than first day of September;
 - stimulate the cultural awareness of the Founders College community by providing the community with activities of a cultural nature; and
- (iv) The Social Committee shall elect its members to seven positions:
 - (2) Residence Representatives
 - (1) Commuter Representative
 - (2) Director of Spirit
 - (1) Director of Programs
 - (1) Secretary
- (v) Members of the Social Committee shall attend as much as is practicable social events organized by the Social Committee in order to assist in the execution of such events.

(c) Election Committee:

- (i) Founders College Student Council shall, at any time prior to the opening of the nomination period of an election, appoint members to the Elections Committee. Council may continue to appoint additional members to the committee up to the opening of the nomination period.
- (ii) The Elections Committee shall be composed of at least five persons.

- (iii) If at any time the membership of the Committee falls below five, and Council may not appoint additional members by reason of subsection (i), the members on the committee at that time shall appoint enough persons until the membership equals five.
- (iv) Where Council fails to appoint members to the Elections Committee, an Elections Committee shall be deemed to have been struck, composed of every voting member of Council who is not disqualified by this bylaw, and who does not decline membership.
- (v) The Director of Administration shall be a voting member, and chairperson, of the Committee, unless disqualified by this by-law. If the Director of Administration is disqualified, the Committee shall choose the chairperson.
- (vi) Every person is disqualified from membership on the Committee who:
 - a) is a candidate in the applicable election;
 - b) is supporting or aiding a candidate in the applicable election;
 - or
 - c) holds any official position in relation to the applicable election.
- (vii) The presence of at least a majority of the voting membership shall be necessary to constitute a meeting of the Committee.
- (viii) During an election, if the Committee deems it necessary, appropriate, fair and just, the Committee may overrule any decision of the C.R.O. (as seen in By-Law IV, Part 1), and may give to the C.R.O. any instructions, provided that such instructions do not conflict with the Constitution or any Council by-laws.
- (ix) The Committee shall be a final court of appeal for all issues concerning the applicable election.
- (x) Where it is found by the Committee that any corrupt or illegal practice has been committed by a candidate at an election, or by that candidate's agent(s), whether with or without the actual knowledge and consent of the candidate, the election of the candidate, if that candidate has been elected, is void.
- (xi) Where the election of a candidate is declared void, the candidate who has obtained the next largest number of votes shall be declared elected in lieu thereof.
- (xii) Despite subsection (x), where it is found by the Committee that any act or omission of a candidate at an election, or of that candidate's agents, constitutes an illegal practice, but
 - a) that the act or omission arose from inadvertence or from accidental miscalculation, or from any other reasonable

- cause of a like nature, and in any case did not arise from any want of good faith,
- b) that the offense was of a trivial, unimportant and limited character,
 - c) that in all other respects the election was free from any corrupt or illegal practice on the part of the candidate and of the candidate's agent(s), and,
 - d) it seems to the Committee to be fair and just under the circumstances that punitive measures need not be imposed, the election of the candidate is not void by reason of the offense.
- (xiii) The Committee has the power and authority to declare an election invalid by reason of any irregularity (either an act or omission), but no election shall be declared invalid if it appears to the Committee that the irregularity did not affect the outcome of the election.
 - (xiv) The Committee may investigate and consider any issue concerning the election if requested to do so by a candidate or student affiliated with Founders College.
 - (xv) A request or petition for investigation must be in writing and must be presented to the Chairperson of the Committee within five days after the election.
 - (xvi) Despite subsection (xv), if Council is satisfied that there is sufficient cause or reason for doing so, Council may, by a two-thirds vote, extend the period for presenting a request or petition.
 - (xvii) All investigations and decisions of the Committee shall be concluded within ten days after the election.
 - (xviii) Despite subsection (xvii), if Council is satisfied that there is sufficient cause or reason for doing so, Council may, by a two-thirds vote, grant to the Committee additional time for the purpose of an investigation and decision.

(d) Safety and Security Committee:

- (i) The members of the Safety and Security Committee shall be:
 - the Vice-President of Operations;
 - the Vice-President of Social Affairs
 - the President; and

- any other member of Founders College Student Council jointly appointed by the Vice-President of Operations and the President, to a maximum of 4 such members.
- (ii) The chairperson of the Safety and Security Committee shall be the Vice-President of Operations and the President
- (iii) The Safety and Security Committee shall:
- coordinate with York University Security, the Office of the Master of Founders College, and other relevant organizations or persons on matters affecting the safety and security of the Constituents of Founders College Student Council;
 - collect information affecting the safety and security of the Constituents of Founders College Student Council;
 - meet a minimum of twice each academic year
 - ensure the safety of all Founders constituents during events run by the Founders College Student Council, which include but are not limited to Founders College Social Orientation; and
 - be responsible for informing all incoming first-year students attending Social Orientation on the first day of Frosh Week, about the rules and expectations for safety within Founders College to help maintain a safe and positive atmosphere at all council events, with special regards to the commuter room and other overnight events.
- (f) Orientation Committee:
- (i) The members of the Orientation Committee shall be:
- the Orientation Chairperson;
 - the Vice-President of Social Affairs;
 - a member of the Executive Committee appointed by Founders College Student Council on the recommendation of the executive committee;
 - three other members of Founders College Student Council; and
 - any other member of Founders College Student Council appointed by the President upon consultation with the Vice-President of Social Affairs, to a maximum of 4 such members.
- (ii) The chairperson of the Orientation Committee shall be the Orientation Chair.
- (iii) The Orientation Committee shall:
- plan and execute Orientation events, and prepare and

present an itinerary and description of such events to council by no later than the last day of June; and

- prepare and present a report on Orientation to the Orientation Review Committee no later than 21 days after Orientation has concluded.

(g) Orientation Review Committee:

(i) The members of the Orientation Review Committee shall be:

- the Vice-President of Social Affairs;
- the Vice-President of Operations;
- the two First-Year Students Representatives; and
- any other member of Founders College Student Council appointed by the President on the recommendation of the Vice-President of Operations, to a maximum of 4 such members.

(ii) The chairperson of the Orientation Review Committee shall be the Vice-President of Social Affairs.

(iii) The Orientation Review Committee shall:

- review the report of the Orientation Committee; and
- make recommendations to council on future Orientation events.

(h) Promotions Committee:

(i) The members of the Promotions Committee shall be:

- the Vice President of Promotions;
- the Vice-President of Operations;
- the Vice-President of Social Affairs;
- the two First-Year Students Representatives; and
- Director of Promotions;

(ii) The chairperson of the Promotions Committee shall be the Vice President of Promotions.

(iii) The Promotions Committee shall:

- facilitate the promotion of Founders College Student Council and its events;
- market the merchandise of Founders College Student Council; and
- assist the Vice President of Promotions with his or her duties.

(i) Athletics Committee:

- (i) The members of the Athletics Committee shall be:
 - the Vice-President of Athletics;
 - the Director of Athletics;
 - the Athletics Representative
 - the First-Year Athletics Representative;
 - any other member of Founders College Student Council appointed by the Vice-President of Athletics, to a maximum of 4 such members.
- (ii) The chairperson of the Athletic Committee shall be the Vice-President of Athletics.
- (iii) The Athletics Committee shall:
 - organize events of an athletic nature;
 - promote a healthy lifestyle for members of Founders College;
 - to organize and ensure the proper and efficient operation of a Founders College intramural sports program;
 - to organize and ensure the proper and efficient operation of any sports and exercise facilities provided by Founders College Student Council;
 - to prepare and present through its chairperson to the chairperson of the Finance Committee an annual budget, no later than the first day of September
 - to prepare and present through its chairperson to the Executive committee a policy statement for the operation of sports and athletics facilities provided by Founders College Student Council, and to revise such statement as requested by the Executive committee; and
 - to prepare minutes of its meetings for presentation to the Vice-President of Operations.

PART III - SPECIAL COMMITTEES

- 2.10** Founders College Student Council may establish and dissolve special committees by formal motion. A special committee must be established for a stated purpose.
- 2.11** A special committee shall have such powers and adopt such procedures as Founders College Student Council may determine.
- 2.12** Founders College Student Council shall determine the membership of a special committee. Founders College Student Council shall appoint the chairperson of a special committee.

BY-LAW III - EMPLOYEES

BE IT ENACTED as a by-law of Founders College Student Council, as follows:

PART I – Descriptions of Employees

- 3.1** Founders College Student Council shall hire persons to fill the following positions:
- a) the Vice-President of Finance and Business Operations
 - b) the Vice-President of Academics/External Affairs;
 - c) the Vice-President of Promotions;
 - d) the Director of Promotions;
 - e) the Director of Finance;
 - f) the Director of Administration;
 - g) the Orientation Chairperson(s)
 - h) YUELI Representative; and
 - i) Chief Returning Officer
- 3.2** Founders College Student Council shall hire and terminate the above employees. A decision to hire or terminate an employee must receive the votes of at least two-thirds of the members present to be effective.
- 3.3** Founders College Student Council shall determine the duties and salaries of the above employees by majority vote.
- 3.4** No contract for employment shall extend beyond the last day of April following the date that the employee will commence his or her duties under the contract.
- 3.5** Unless Founders College Student Council expressly states otherwise, all employees of Founders College Student Council shall be Constituents.

- 3.6** No Founders College student may be employed in more than one Founders College Student Council enterprises without the consent of the Executive Committee.
- 3.7** Founders College Student Council should consider all applications for employment commencing May 1 after the annual Spring Elections.
- 3.8** All employees of Founders College Student Council shall sign a contract of employment found in the appendices.
- 3.9** All employees of Founders College Student Council shall be paid according to their signed employment contract.
- 3.10** The Orientation Chairperson(s) must be hired immediately after the conclusion of the March election and the acceptance of the CRO's March election report with the purpose of the Orientation Chair(s) to be able to hire their own frosh bosses for the upcoming Orientation Week.

PART II – Duties of Employees

The duties of the Vice-President of Finance and Business Operations shall be:

- (a) to act as the Chief Financial Officer of Founders College Student Council;
- (b) to post and keep a minimum of five office hours per week;
- (c) once each semester, to prepare and present a financial report to Founders College Student Council;
- (d) to co-ordinate the bookkeeping of Founders College Student Council with the Assistant Director of Finance;
- (e) to be responsible for and complete the summer audit, with the assistance of the incoming Vice- President of Finance and Business Operations;
- (f) to monitor and report any inconsistencies in the Council bank accounts and Courtesy Accounts;
- (g) to manage the cash floats of any ticket sales run by Founders College Student Council;
- (h) to reconcile bank accounts monthly;
- (i) to hold a supervisory role over all business ventures and transactions of Founders College Student Council;
- (j) to attend all roundtable meetings with SCLD;
- (k) all final paperwork for the audit must be completed by March 31 and be presented at the final honorarium meeting; council has the right to withhold honorarium if the interim or year-end audit is not submitted.
- (l) to hold the position until May 31st to ensure proper transition into the next academic year and create a reference book to aid with this transition.

The Duties of the Vice-President of Academic/External Affairs shall be:

- (a) to organize and ensure the proper and efficient execution of academic events held by Founders College Student Council;
- (b) To be a peer mentor with Founders College;
- (c) To coordinate with the Office of the Head in its peer mentorship programme with the intention of providing academic assistance to Founders College Students;
- (d) to assist in the planning and execution of Orientation events;
- (e) to represent Founders College Student Council before the Founders College Alumni Network;
- (f) to organize and ensure the proper execution of one academic event per semester held by Founders College Student Council which are deemed by Founders College Student Council to be academic events employing the appropriate committees;
- (g) To enhance relations with other College Councils, the YFS, all student governments; York University institutions, entities and/or organizations in

- cooperation with the President
- (h) to post and keep a minimum of five office hours per week;
 - (i) to meet with each academic club housed or funded by Founders College a minimum of once each academic term, and to report the activities of such clubs to Founders College Student Council;
 - (j) Attend FCSC academic events and must remain engaged for the entirety of the committee's event, with reasonable exception;
 - (k) to be responsible for the promotion of FCSC academic events;
 - (l) Attend all FCSC meetings;
 - (m) To report to the Vice-President of Operations regularly concerning all matters relating to academics and students of Founders College; and
 - (n) To ensure that FCSC is kept aware of the academic needs of constituents at all times

The Duties of the Vice-President of Promotions shall be:

- (a) to act as the Chief Marketing Officer;
- (b) to coordinate advertising for all Council operations and events including the responsibility for the printing of posters and tickets for all Council operations and events;
- (c) to coordinate with other Members to ensure all relevant promotion material is up at least two weeks prior to a small event (eg. Skating Trip, Raptors Trip, Coffee House, etc.) and a month prior to a large event (eg. Formal, Semi-Formal, Ski Trip, Niagara, etc.);
- (d) to design and create posters and tickets for all Council operations and events;
- (e) to be responsible for the maintenance and appearance of any official notice sites of Council including, but not limited to, the Council bulletin board outside the Council office, and the display cabinet in Central Square;
- (f) to help with the update of the FCSC website;
- (g) to coordinate with other Members to ensure that relevant information is included to the upcoming issue of "The Phoenix", or any other relevant student publication;
- (h) creating designs for FCSC clothing and contacting companies to ensure those designs and clothing will be available for FCSC constituents to purchase
- (i) to attend all FCSC meetings; and
- (j) to assist in the promotion of all FCSC events.

The Duties of the Director of Promotions shall be:

- a) to work alongside the Vice President of Promotions with the following:
- b) to coordinate advertising for all Council operations and events including the responsibility for the printing of posters and tickets for all Council operations and events;
- c) to coordinate with other Council members to ensure all relevant promotion material is up at least two weeks prior to a small event (eg. Skating Trip, Raptors Trip, Coffee House, etc.) and a month prior to a large event (eg. Formal, Semi-Formal, Ski Trip, Niagara, etc.);
- d) to assist with the VP Promotions to design posters, tickets and creating videos for all Council operations and events;
- e) to work alongside the VP Promotions to ensure the maintenance and appearance of any official notice sites of Council including, but not limited to, the Council bulletin board outside the Council office, and the display cabinet in Central Square;
- f) to help with the update of the FCSC website;
- g) assist the VP Promotions in creating designs for FCSC clothing and contacting companies to ensure those designs and clothing will be available for FCSC constituents to purchase
- h) to attend all FCSC meetings; and
- i) to assist in the promotion of all FCSC events.

The duties of the Director of Finance Operations shall be:

- (a) To assist the Vice-President of Finance with the financial activities of FCSC;
- (b) to assist with the summer audit in the following year if deemed necessary by FCSC;
- (c) to assist in the planning and execution of Orientation events;
- (d) to post and keep a minimum of three office hours per week;
- (e) to manage the cash floats of any ticket sales run by Founders College Student Council;
- (f) to be responsible for counting any monies/receipts and disbursements in the presence of the President and/or Vice President of Finance;
- (g) to report to the Vice President of Finance periodically, concerning financial matters;
- (h) to maintain accurate, up-to-date, accounts of all receipts and payments of the Council;
- (i) to assist the monitoring and reporting any inconsistencies in the Council bank accounts and Courtesy Accounts;
- (j) all final paperwork for the audit must be completed by March 31, and be

- presented at the final honorarium meeting;
- (k) to reconcile bank accounts monthly; and
- (l) to co-ordinate the bookkeeping of Founders College Student Council with the Vice-President of Financial Affairs.

The duties of the Director of Administration shall be:

- (a) to be the chairperson at meetings of Founders College Student Council;
- (b) to maintain a high level of familiarity with Founders College Student Council's governing documents, including its Constitution and by-laws, and with the motions of Founders College Student Council and of the members of the Founders College Student Council;
- (c) taking and organizing meeting minutes, as well as distributing them within 48 hours of the meeting. Minutes should be printed every 2 months and stored in the office;
- (d) to prepare and distribute the agenda and minutes of Founders College Student Council's meetings; and
- (e) to collect, prepare and distribute the agenda for that week's coming meeting. Agenda must be collected 48 hours before the meeting and distributed no less than 24 hours before the meeting.

The duties of the Orientation Chairperson(s)

- (a) Abide by the rules instilled by the College Life at York employment contract;
- (b) Co-chair the Orientation Committee with the President;
- (c) Be responsible for coordinating the marketing, promotion, and corporate sponsorships for Orientation Week events, including the development of a website, and the creation of a "Founders College Frosh Week" Facebook group;
- (d) Ensure safety and security during all Orientation events;
- (e) Ensure all events ensure inclusively of Founders students;
- (f) Be a member of the Frosh Boss/Leader Hiring Committee;
- (g) Be responsible for all advertising of events and mail-outs;
- (h) Be a liaison with other orientations committees on campus;
- (i) Attend all YODA meetings and help plan "Orient the Leader";
- (j) Work closely with the President and the Vice-President of Finance on the development of a FROSH Budget to be approved by council;
- (k) Organize to have a FROSH registration booth at all Academic Orientation sessions;
- (l) Check e-mails and respond to all e-mail and online (i.e. Facebook) correspondence on a regular basis;

- (m) Plan a FROSH Leader social event at some point in the summer before Social Orientation begins;
- (n) Responsible for co-coordinating a safe space talk at the Opening Ceremonies of Frosh Week and in writing when first-year students pick up their Frosh Kit;
- (o) Consult the Vice-President of Social before finalizing the Frosh Week schedule in regard to ensuring that all Frosh Week events are inclusive and promote a safe space;
- (p) Prepare the Orientation report up to two months after Orientation Week;
- (q) Chair the Orientation Review Committee;

The Duties of the YUELI Representative Shall Be:

- (a) To act as a representative for YUELI students in FCSC;
- (b) To ensure that FCSC is providing programming, facilities, etc. that meet and that are in touch with the needs of constituents with a focus on YUELI students;
- (c) To assist with the organization and delivery of intramural sports and social events to benefit YUELI students;
- (d) To coordinate one event per semester to connect YUELI and Founders College Constituents
- (e) To report to the Vice-President of Operations and the President regularly concerning all matters related to YUELI;
- (f) To meet and coordinate as required with all relevant organizations to YUELI in respect to Founders College;
- (g) To post and keep a minimum of four office hours per week;
- (h) To promote and poster for FCSC events within Founders Residence;
- (i) To attend all FCSC meetings;
- (j) To attend FCSC athletics and social events and must remain engaged for the entirety of the committee's event, with reasonable exception; and
- (k) To ensure that FCSC is kept aware of the needs of constituents at all times

The duties of the CRO shall be:

- a) To follow the FCSC Constitution with regards to Elections and maintain a high level of familiarity with the aforementioned section of the Constitution;
- b) Hold two (2) office hours per day during the campaign period and post said hours in an area of high visibility outside the FCSC office one week before the start of the campaign period;

- c) The CRO must respond in writing within 24 hours to all complaints, questions, appeals and concerns presented to them;
- d) When the campaign period ends, walk around to check posters and facebook events have been taken down;
- e) The CRO must address with all campaign infractions and complaints within 24 hours;
- f) The CRO is responsible for assigning demerit points as well as disqualifying candidates if need be, after a complete and full investigation and notifying the concerning candidate in writing of such actions immediately;
- g) Organize and promote the All-Candidates Meeting and Election Debate;
- h) The CRO shall post the election results no later than 24 hours after the conclusion of the voting period outside the FCSC Offices;
- i) The CRO shall submit, within seven (7) days of posting the final elections results, a written report containing the results of the ballots, recommendations for election procedures, a copy of any protests. This report shall also include the depositions of such protest and reasons, as well as any other material deemed relevant;
- j) Outline that all violations should be directed to the CRO at the All-Candidates Meeting

BY-LAW IV - BORROWING

BE IT ENACTED as a by-law of Founders College Student Council, as follows:

- 4.1** Founders College Student Council may and is hereby authorized from time to time to:
- (a) borrow money upon the credit of Founders College Student Council;
 - (b) limit or increase the amount to be borrowed;
 - (c) issue bonds, debentures or other securities of Founders College Student Council;
 - (d) pledge or sell such bonds, debentures or other securities for such sums and at such prices as may be deemed expedient;
 - (e) mortgage, hypothecate, charge or pledge all or any of the real and personal property, undertaking and rights of Founders College Student Council to secure any such bonds, debentures or other securities or any money borrowed or any other liability of Founders College Student Council.
- 4.2** Founders College Student Council may from time to time by motion delegate to the President together with the Vice-President of Finance and Business Operations or to any other members of Council all or any of the powers conferred Founders College Student Council by paragraph 1 of this by-law to the full extent thereof or such lesser extent as Council may in any such motion provide.
- 4.3** The powers hereby conferred shall be deemed to be in supplement of and not in substitution for any powers to borrow money for the purposes of Founders College Student Council possessed by its members independently of a borrowing by-law.
- 4.4** In the event a Council member of Founders College Student Council requests of borrow property/belongings of FCSC and should such a request be approved by the President and Vice-President of Operations, the member must complete, sign, and return an Acceptance of Full Responsibility Waiver to the Vice-President Operations. Only after the President and Vice-President of Operations signs the returned waver may property/belongings of FCSC be borrowed.

BY-LAW V - ELECTIONS

BE IT ENACTED as a by-law of Founders College Student Council, as follows:

PART I – CHIEF RETURNING OFFICER

5.1 Founders College Student Council, shall no later than fourteen calendar days before nominations open, appoint a Chief Returning Officer (C.R.O.) who shall be responsible to the Founders College Student Council for proper administration of all elections held to fill positions within the Founders College Student Council.

PART II – GENERAL

5.2 Elections will be held annually in March:

- a) the President;
- b) the Vice-President of Operations;
- c) the Vice-President of Social Affairs;
- d) the Vice-President of Athletic Affairs;
- e) the Director of Athletics Affairs;
- f) the Director of Social Affairs;
- g) the Director of Academics/External Affairs; and
- h) the Athletic Representative

5.3 Elections shall be held during the fall term during the month of October for the following:

- (a) Two First Year Representatives
- (b) Any vacant positions

5.4 Founders College Student Council shall set the election dates no later than fourteen days before the start of the nomination period.

5.5 All Constituents of Founders College Student Council are entitled to vote for all applicable positions.

5.6 The Vice-President of Finance and Business Operations position is to be hired by the incoming Founders College Student Council following the ratification of the CRO's report following the spring elections.

PART III – CANDIDATE ELIGIBILITY

- 5.7** All candidates for any elected position must be Constituents of Founders College Student Council who plan to complete the next fall and winter terms as Constituents of Founders College Student Council.
- 5.8** Candidate for the office of President must satisfy the following conditions to be eligible:
- Must be or have been attending York University for a minimum of one full academic year
 - Must have completed 18 credits at the time of election, or appointment
 - Have served two years on FCSC with one of those years being an executive member (see members of the executive committee) or as the Director of Administration of FCSC.
- 5.9** Members of Council are not eligible candidates for any position during a by-election unless they resign their position prior to the opening of nomination period.
- 5.10** Candidates for an elected executive position must have served a year on FCSC to obtain eligibility.

PART IV - NOMINATIONS

- 5.11** The C.R.O. shall by public notice declare nominations open for seven-day period fourteen days prior to the dates of polling.
- 5.12** Nominations for any office shall be submitted upon an official nomination form bearing the signatures of twenty nominators, and the signature of the nominee to indicate their concurrence. All nominators must be Constituents of Founders College Student Council. The nomination for any office shall be submitted to the C.R.O.
- 5.13** All applicants receiving nominations for Student Council will need a set list of votes from Founders constituents before running, the list is broken down as: 25 Votes for Representatives, 35 for Executive positions, and 45 for the President's position. Any constituent looking to apply for the President's position must have one full school year on FCSC before applying.
- 5.14** Nominators may sign for multiple candidates for the position of:
- (a) the President;
 - (b) the Vice-President of Operations;
 - (c) the Vice-President of Athletic Affairs;
 - (d) the Vice-President of Social Affairs;
 - (e) the Director of Social Affairs;
 - (f) the Director of Athletics Affairs;
 - (g) the Director of Academics/External Affairs; and
 - (h) the Athletic Representative
- 5.15** Nominators may sign for multiple candidates for the position of:
- (a) First-Year Social Representative; and
 - (b) First-Year Athletics Representative.
- 5.16** Incomplete or late nomination forms shall not be accepted by the C.R.O. except upon direction of the Election Committee.
- 5.17** No copies of facsimiles of any part of the completed or partially completed nomination form(s) may be made or kept without the permission of the CRO or the Election Committee. All information contained upon these forms will be considered private information for the sole use of the CRO for the election period.

PART V - RULES

5.18 Residence

- (a) No campaigning is allowed in residence.

5.19 Social Media

- (a) No social media groups (Instagram, Snapchat, Twitter, Facebook, etc.) can be made for the purpose of campaigning;
- (b) Facebook events, Tweets, Instagram and Snapchat stories or the equivalent of the aforementioned subjects can be made to promote the candidate on Social Media;
- (c) Events and stories relating to campaign material must be taken down by the end of the campaign period;
- (d) Status updates, stories, tweets or the equivalent of the aforementioned subjects on social media are allowed to tell people to vote during the campaign period;
- (e) All campaign material must be taken down at the end of the campaign period; and
- (f) No mass messages can be sent after the campaigning period telling people to vote.

5.20 Campaigning

- (a) No slates are permitted;
- (b) A Candidate may only campaign for him/herself;
- (c) It is the candidates' responsibility to ensure that nobody else campaigns for them;
- (d) No pre-campaigning shall take place before the nomination period and before the start of the campaigning period; and
- (e) No campaigning shall take place after the conclusion of the campaign period.
- (f) During elections, FCSC council members should equally promote each of the candidate's posters on social media such as Instagram, Snapchat, Facebook etc.

5.21 Posters

- (a) A maximum of twenty (20) posters are allowed;
- (b) Standard letter format (8 1/2" x 11") can only be used for posters;
- (c) All posters must be approved by the CRO before being posted;

- (d) All posters must promote the election with all relevant information (URL & Dates/Times of the Voting Period);
- (e) SC&LD guidelines regarding elections must be followed (cannot poster on fire stairwells, exit doors, glass, drywall, official university or college bulletin boards or any other areas that may restrict or confuse access to any university building);
- (f) Masking tape must be the only tape used to attach posters to the walls; and
- (g) It is the responsibility of the candidate to follow these guidelines.

5.22 Election Spending

- (a) No more than twenty dollars (\$20.00) can be spent on the campaign; and
- (b) Receipts must be submitted at the close of the campaigning period.

5.23 FCSC Spaces

- (a) No candidates are allowed to be in the FCSC Offices unless they are conducting official council business;
- (b) The CRO will put up one campaign poster in the Lounge and on the Founders Corkboard;
- (c) Verbal campaigning is allowed in the Lounge;
- (d) Postering is not allowed in the lounge; and
- (e) No one may use any business of anything controlled by FCSC with the purpose to campaign, either by e-mail, Facebook, or other means of communication.

5.24 All-Candidates Meeting

- (a) All nominees, or an authorized representative of each nominee, must attend the All-Candidates Meeting in its entirety or arrange to meet with the CRO in person within twenty-four (24) hours of the meeting.
- (b) For an authorized representative to be valid, they must possess a signed statement from the nominee that the representative has the authority to act on their behalf for the duration of the meeting.
- (c) Any candidate who fails to attend or send an authorized representative to the All-Candidates meeting, or fails to meet with the CRO, shall be disqualified from the election.
- (d) Each candidate, or authorized representative, will sign a statement before leaving the meeting that indicates s/he understands the rules and regulations governing the Election, including the Code.

- (e) It is the responsibility of each candidate to understand all information provided at the All-Candidates meeting.

5.25 Candidates shall not poster or canvas in the following areas:

- (a) any place clearly and expressly identified to the Candidates by the C.R.O.;
and
- (b) any enterprise of Founders College Student Council.

5.26 Fair Play

- (a) Candidates shall campaign in accordance with the rules of fair play.
- (b) Breaking the rules of fair play include, but are not limited to, breaching generally accepted community standards, libel, slander, general sabotage of the campaigns of other candidates, malicious and/or intentional breach of elections policy, any attempt to undermine the electoral process and misrepresentation of fact.

5.27 Candidates Responsibility

- (a) It is the responsibility of each individual candidate to be aware of and know the rules governing FCSC elections and to follow them.

PART VI - DEMERIT POINTS

5.28 - Campaign Material

Violation	Demerit Point
Unintentional Misrepresentation of Facts	2
Multiple violation in the same location/building	3
Unapproved material	5
Displayed in an unauthorized area	3
Pre/post campaign materials	5
Intentional misrepresentation of facts	5

5.29 - Campaigning

Violation	Demerit Point
Unintentional Misrepresentation of Facts	2
Failure to submit campaign receipts and/or signed statement of having no expenses	3
Improper distribution of campaign materials	5
Intentional misrepresentation of facts	5
Campaigning in an unauthorized area	5
Pre/post campaigning	5
Breaking University, municipal, provincial, and/or federal law/regulation while campaigning	5

5.30 - Fair Play

Violation	Demerit Point
Unsanctioned use of FCSC resources	5
Gross misrepresentation of facts	5
Malicious or intentional violation of Elections Code or Policy	8
Abuse of position or status	5

5.31 - Disqualification

- (a) Violations of the following nature will result in an automatic disqualification of a candidate:
- i) Anyone improperly declared an eligible candidate.
 - ii) Failure to attend the All-Candidates meeting.
 - iii) Any candidate spending over the maximum spending limit as set by the Committee.
 - iv) Intentional misrepresentation of campaign expenditures.
 - v) A candidate accruing greater than one-hundred (100%) per cent of their allowable demerit point limit of 10 demerit points.
 - vi) Any attempted interference in the Election process as regulated in this Code.

- (b) Disqualification of Winning Candidate
In the event a winning candidate in any election is disqualified, the second-place candidate shall take the place of the disqualified winner.

PART VII - BALLOTS

- 5.32** Each position shall have a separate ballot.
- 5.33** The ballot box shall remain in the possession of the Election Committee or its designate.
- 5.34** Ballots are to be counted immediately after the close of the last day of polling with the chair of the Election Committee presiding.
- 5.35** A recount must be called for within 48 hours of election results.
- 5.36** In the event that the number of missing ballots for any position could have changed the outcome of the election, a new election for the position in question shall be held within 14 days.
- 5.37** The results of any election held by the Founders College Student Council must be made public within 24 hours after the voting period and must be posted outside the FCSC Offices by the CRO.
- 5.38** The results of any election held by the Founders College Student Council must be archived.

PART VIII – VACANT POSITIONS

- 5.39** In the event that a position remains vacant, Founders College Student Council shall appoint qualified persons as instructed in the by-laws.
- 5.40** If for any reason there is a failure of the electoral process, and there is not sufficient time to repeat the process before the end of the term, Founders College Student Council shall appoint qualified persons to assume the positions until a by-election can be held.

PART IX – APPEALS AND COMPLAINTS

- 5.41** The Election Committee shall be the final avenue of all appeals regarding any aspect of the Founders College Student Council electoral process.
- 5.42** Candidates who commit serious infractions or a series of minor ones may be disqualified after a hearing conducted by the Election Committee if the maximum amount of demerit points has been reached.

PART X - REPORT OF THE CHIEF RETURNING OFFICER

- 5.43** The CRO shall submit, within seven (7) days of posting the final elections results, a written report containing the results of the ballots, recommendations for election procedures and a copy of any protests. This report shall also include the depositions of such protest and reasons, as well as any other material deemed relevant.
- 5.44** FCSC shall validate the election by approving the Report of the CRO.

PART XI – TRANSITION PERIOD

- 5.45** At the acceptance of the C.R.O report, the Founders College Student Council should train the incoming Members through a transition period.

BY-LAW VI – CONDUCT/DISCIPLINING OF MEMBERS

BE IT ENACTED as a by-law of Founders College Student Council, as follows:

PART I – ABSENCES

- 6.1** In the event that a member is repeatedly absent for Founders College Student Council regular meetings, the Director of Administration shall inform the President or another member of the Executive Committee of the member's absence. A letter shall be sent to the individual requesting an explanation of the absence, or their resignation before the next council meeting.

PART II - PRIVILEGES

- 6.2** Anything that may be perceived to be a privilege granted to the members of the Founders College Student Council shall be reported clearly in the minutes such as reduced admission, free admission, etc.

PART III - DUTIES

- 6.3** Every councilor is responsible for the knowledge and performance of all duties and responsibilities pertaining to their position.
- 6.4** It is the right of any council member to request an account of any councilor's neglect to fulfill their duties as outlined in the Constitution. The Procedure for such a request shall be as follows:
- (a) Approach the Director of Administration or a member of the Executive with the request.
 - (b) If the Director of Administration or a member of the Executive deems the request valid, they shall approach the councilor in question and ask for an accounting of their negligence in private. If a valid attempt has been made to contact the person in private without success, then the matter may be brought up in council.
 - (c) In the event that the complaint is regarding the Director of Administration, the point in question should be directed towards a member of the Executive Committee who will follow the procedure outlined above.

PART IV - COMPLAINTS

- 6.5** Formal complaints must be submitted in writing to the Executive Committee, who will notify the councilor in question of the charges made against them and attempt to resolve the conflict.

PART V - IMPEACHMENT, SUSPENSION, CENSURE

- 6.6** Council may, for any reason(s) it considers appropriate, impeach, suspend, or censure a Member of Council. A motion of impeachment must be passed by a two-thirds majority vote of those present and voting (and where those on the prevailing side represent at least a majority of the total number of voting Members then on Council). A motion of suspension must be passed by a two-thirds majority vote of those present and voting (and where those on the prevailing side represent at least a majority of the total number of voting Members then on Council). A motion of censure must be passed by a two-thirds majority vote of those present and voting (and where those on the prevailing side represent at least a majority of the total number of voting Members then on Council).
- 6.7** In the case of the Director of Administration, a motion of impeachment, suspension, or censure may be passed by a simple majority of those present and voting.
- 6.8** A Member of Council may not be suspended for longer than fourteen days.
- 6.9** Unless Council otherwise declares, where a Member is suspended from Council, that Member is also suspended for the same period of time from all Council duties, including the right to vote and take part in the proceedings of any applicable committees, boards, or otherwise.
- 6.10** The President may issue a temporary suspension lasting until the next scheduled meeting of Council if the situation is of the utmost importance.
- (a) At the next scheduled meeting, the Council must determine the punishment of the member in question.
- (b) A temporary suspension will have no automatic impact on the member's honoraria, unless ratified by the Council.
- 6.11** A motion of impeachment, suspension, or censure may be applied against any Member of Council.
- (a) Any Member must be given at least one meeting notice of a motion to impeach, suspend, or censure.
- (b) A motion of impeachment must be tabled until the next meeting of Council before it may be passed.
- 6.12** When, by general consensus, Council is of the opinion that a motion of impeachment, suspension, or censure should be considered, a formal

motion need not be moved by any particular Member but shall be deemed to have been moved and seconded.

- 6.13** Every motion of impeachment, suspension, or censure shall be considered in camera unless Council, by a two-thirds vote, determines that consideration should be public.
- 6.14** The Director of Administration shall present a list of offences against the Member to which a motion of impeachment, suspension, or censure applies or, if the person is absent, shall state the offences to Council.
- 6.15** The Member of Council to which a motion of impeachment, suspension, or censure applies may make a statement and thereafter shall withdraw during the time the matter is in debate. [Adapted from the House of Commons, Standing Order 20]
- 6.16** Any motion of impeachment may, by a two-thirds vote, be amended to be a motion of suspension or censure.
- (a) Any motion of suspension may, by a two-thirds vote, be amended to be a motion of impeachment or censure.
- (b) Any motion of censure may, by a two-thirds vote, be amended to be a motion of impeachment or suspension.
- 6.17** A vote to impeach, suspend, or censure a Member of Council shall be conducted by secret ballot.
- 6.18** Any elected voting member of council to which a motion of impeachment, suspension, or censure applies shall not have a vote in relation to such motion.
- 6.19** If any Member of Council is absent and/or late by more than 30 minutes without reason for a total of three meetings of Council in either the Fall session and the Winter session, it shall be the duty of the Members of Council to consider a motion of censure/suspension/impeachment.
- (a) If any Member of Council is habitually late for meetings of Council, consistently misses office hours, or consistently fails to perform his/her duties, it shall be the duty of the Members of Council to consider a motion of censure/suspension/impeachment.
- (b) Any Member who is suspended more than once shall immediately be considered for impeachment.
- (c) The members may by majority vote censure/suspend/impeach a member who is absent and/or more than 30 minutes late for three meetings of Founders College Student Council for which proper notice was not given.
- 6.20** If a member of council is censured, then the potential honoraria for that member as outlined in the constitution shall be reduced by one quarter (1/4).

- (a) If a member of council is suspended, then the potential honoraria for that member as outlined in the constitution shall be reduced by one half (1/2).
 - (b) If a member of council is impeached, then the potential honoraria for that member as outlined in the constitution shall be forfeited.
- 6.21** Honoraria penalties are cumulative.

BY-LAW VII – PRO TEM APPOINTMENTS

BE IT ENACTED as a by-law of Founders College Student Council, as follows:

PREAMBLE

Due to the inherent nature of the scholastic environment, provision is hereby made to fill any vacant positions on the Founders College Student Council that may arise between elections.

PART I - PROTEM POSITIONS

- 7.1** Should any Founders College Student Council position become vacant due to the resignation or impeachment of a Founders College Student Council councilor, the failure to fill a position in either the October or March election or for any other reason, the Founders College Student Council empowers itself to appoint any Founders student to fill the vacancy.
- 7.2** Any position thus filled will be referred to as a “pro tem” position and will be subject to the following terms:
- (a) Any person appointed to the Founders College Student Council pro tem shall have full privileges, rights and responsibilities of the position including the right to vote, should the position be a voting position as defined by Part VI of the Founders College Student Council Constitution.
 - (b) The term of office of any pro tem position will end with the acceptance of the C.R.O report of the October election or on April 30 of the academic year, whichever comes first. Hence, any person appointed pro tem must become a candidate in the subsequent election should they decide to continue in office.

PART II - PROCEDURE

- 7.3** Founders College Student Council shall post that a position is available for a minimum one week during the period between September 1 and April 30. From the period between May 1 and August 31 a minimum two-week period for posting the position shall be required.
- 7.4** The minimum notice shall be deemed to be postings on all official bulletin boards and if possible, the list-serv and website belonging to Founders College Student Council.

- 7.5** The individual being considered shall be appointed pro tem upon two-thirds majority vote of members present at a meeting of Founders College Student Council. The vote must be conducted by secret ballot.
- 7.6** The Founders College Student Council may request that the applicant leave the room for discussion of and/or the vote on a pro tem applicant.

BY-LAW VIII - REFERENDUM

BE IT ENACTED as a by-law of Founders College Student Council, as follows:

- 8.1** Founders College Student Council shall be empowered to hold referendums.
- 8.2** Founders College Student Council shall hold a referendum on a motion passed by two-thirds of the members.
- 8.3** The referendum question must be phrased in a format to be answered by a vote of “Yes” or “No”. It must be a neutral question without bias for either response.
- 8.4** The issue to be questioned in a referendum must fall within the constitutional mandate of the Founders College Student Council and must be of importance to the constituents of Founders.
- 8.5** The referendum question must be advertised two weeks prior to voting.
- 8.6** Founders College Student Council shall appoint a C.R.O. to monitor the referendum.
- 8.7** The C.R.O. shall follow the basic provisions for the position described for elections.
- 8.8** The C.R.O. must make the result of the referendum public within 24 hours of the close of ballots and a full report must be given to the Founders College Student Council the following week.
- 8.9** The C.R.O. may request that a fellow of Founders College to act as arbiter in the instance that any infractions or other problems arise.
- 8.10** The results of any referendum held by the Founders College Student Council must be made public and provided to any individual who requests it.

BYLAW IX – AWARDS

FCSC shall be responsible for the selection and distribution of the following awards to members of the Founders College Community:

Malcolm Jackson Award: given to one or two students in recognition of outstanding contribution to Founders College life.

Outstanding Contribution to Founders College Life by a First Year Student: given to two first year students based on outstanding contribution to Founders College life.

Robert Thompson Award: presented to a graduating student for their participation and commitment to Founders College in their undergraduate years.

Joanne Huy Award: awarded for an Outstanding Contribution to the Founders College Community by a Founders College Alumni.

Marlon Gullusci Award: awarded for an Outstanding Contribution to the York University Community by a Founders College Student.

Athletes of the Year: awarded to two students in recognition of participation and excellence in intramural sport.

Rookie Athletes of the Year: awarded to two first-year students in recognition of participation and excellence in intramural sport.

Justin Moutier Award: awarded to a graduating student in recognition of participation and excellence in intramural sport throughout their undergraduate career.

Outstanding Contribution to Founders College Life by a Founders College Student Club: Presented to one or two clubs within Founders College for their outstanding contribution to Founders College life.

Any other award that Council may from time to time deem to be important.

9.1 The President of the Council shall select the recipient(s) of the **President's Award in recognition of dedication to Founders College.**

- 9.2 Each winner is to receive a plaque with their name engraved on it, with the year and name of award clearly visible.
- 9.3 All of the above awards are to be presented at the Founders College Year End Formal.
- 9.4 Members of the Founders College Community must be given an opportunity to submit their input into the selection of the awards listed above (except subsection 1 and the Athletics Awards), for the consideration of Council, however the FCSC shall ultimately be responsible for selecting the winners, by a simple majority, and with the use of a closed ballot.
- 9.5 The athletics awards must be selected by the three elected Athletic members on FCSC.